



Mannheim local division  
UPC\_CFI\_975/2025  
UPC\_CFI\_739/2026

**Judgment**  
**of the Court of First Instance of the Unified Patent Court,**  
**delivered on 27 March 2026**  
**concerning EP 4 250 732**  
**(para. 265, para. 370.9 of the RoP)**

CLAIMANT

**Nokia Technologies Oy**

Karakaari 7, 02610, Espoo, FI

Represented by: Cordula SCHUMACHER et al., Arnold Ruess Attorneys-at-law PartGmbH

DEFENDANT

- 1. VIMN Germany GmbH**  
Boxhagener Straße 79-80, 10245, Berlin, DE
  
- 2. Paramount Home Entertainment (Germany) GmbH**  
Betastraße 10c, 85774, Unterföhring, DE
  
- 3. Paramount Pictures Germany GmbH**  
Betastraße 10c, 85774 Unterföhring, DE
  
- 4. Paramount Global Streaming International LLC**  
1515 Broadway, New York, NY 10036, US

**5. Viacom International Inc.**

1515 Broadway, New York, NY 10036, US

**6. Paramount Pictures International Ltd.**

Building 5 Chiswick Park, 566 Chiswick High Road, W4 5YF, London, UK

**7. Paramount Global Italia S.r.l.**

Corso Europa n.5, 20122, Milan, IT

**8. Paramount Global Inc.**

1515 Broadway, New York, NY 10036, US

**9. Paramount Skydance Corporation**

1515 Broadway, New York, NY 10036, US

All defendants represented by Dr Benjamin Schröer et al., Hogan Lovells International LLP PATENT IN

SUIT: EP 4 250 732

PANEL: Mannheim local division

DECIDING JUDGE: Böttcher (judge-rapporteur)

Action for infringement and counterclaim for nullity – Withdrawal of claim R. 265 RoP;  
Reimbursement of fees R. 370.9 RoP

BRIEF SUMMARY OF THE FACTS:

The claimant and the defendants apply, prior to the conclusion of the written procedure and with the consent of the respective opposing party, for leave to withdraw the infringement action and the counterclaim for annulment. Both parties declare that they will not submit any claims for costs.

At the same time as the application for leave to withdraw the action, the parties concerned apply for reimbursement of court fees advanced by them pursuant to Rule 370.9(b) of the RoP, with the Claimant's application seeking 60% and the defendants' application seeking 50% of their court fees advanced.

GROUND FOR THE DECISION:

1. The Redemptions will subject to the consent the other party in each case . There are no grounds to the contrary. No order as to costs is required because the

parties have declared that they will not submit any claims for costs (see Court of Appeal, decision of 28 May 2025, UPC\_CoA\_808/2024).

2. The partial reimbursement of the court fees incurred in respect of the infringement action is based on R. 370.9(b)(i) of the RoP, in the version applicable until 31 December 2025, and, with regard to the counterclaim for nullity filed only thereafter, in Rule 370(b) of the RoP, in the version applicable from 1 January 2026. This gives rise to the amounts to be reimbursed on the basis of the relevant value in dispute.

a) By decision of 4 November 2025 on the amendment of the scale of court fees and other related amendments to the Rules of Procedure and Guidelines, the Administrative Committee amended the court fees and, in this context, Rule 370.9 of the RoP. Pursuant to Article 5 of that decision, the amended scale of court fees and the revised provisions of the Rules of Procedure apply in particular to all actions and applications filed after 31 December 2025. In this regard, the Administrative Committee's explanatory notes state in Section IV, at the end of the English version: 'In the interest of legal certainty, the amendments apply only to those actions and applications filed after 31 December 2025'.

Actions and applications filed within the aforementioned meaning are those actions and applications which, by virtue of their filing, give rise to or have given rise to a fee. Article 5 cannot be interpreted to mean that 'applications' also include applications that do not trigger a fee, such as an application for the refund of court fees, an application for leave to withdraw the action, or similar applications aimed at a (premature) termination of the proceedings. The interest in legal certainty referred to in the explanatory notes to the explanatory memorandum lies in the fact that the considerations regarding the expected court fees which the claimant made when filing the action or application triggering the fee should not be undermined. These considerations to be protected include the effects of a premature termination of proceedings on court fees.

For these reasons, Rule 370.9 of the RoP, in the version applicable until 31 December 2025, applies if the action in question was brought before that date, even if applications seeking or relating to an early termination of proceedings are received only after that date (see Court of Appeal, decision of 9 March 2026, UPC\_CoA\_15/2026, Orthoapnea; decision of 9 January 2026, UPC\_CoA\_328/2025, Juul Labs v NJOY; LD Hamburg, decision of 24 March 2026, UPC\_CFI\_1049/2025, BTL v Lexter; a different view is likely to be taken by the Court of Appeal, decision of 6 March 2026, UPC\_CoA\_895/2025 and UPC\_CoA\_896/2025, Black Sheep v HL Display).

b) It follows from this for the present proceedings that Rule 370.9 of the RoP, in the version in force at that time, applies to the infringement action filed before 31 December 2025. Accordingly, as the infringement action was withdrawn prior to the conclusion of the written procedure, the Claimant is entitled to a refund of 60% of the court fees, Rule 370.9(b)(i) of the RoP (old version). However, the counterclaim for nullity, which was also withdrawn prior to the conclusion of the written procedure but was filed after 31 December 2025, is subject to

Rule 370.9 of the RoP, in the version applicable from that date, applies. This results in a refund of 50% of the fees, Rule 370.9(b) of the RoP.

3. In the absence of better information, the value in dispute, as determined and uncontested, corresponds to the figures stated in the statement of claim and the counterclaim for nullity.

DECISION:

1. The withdrawal of the claim is permitted on the claimant's application and with the defendant's consent.
2. The withdrawal of the counterclaim for annulment is permitted on the defendant's application and with the Claimant's consent.
3. The proceedings referred to in the preceding paragraphs are hereby declared to be terminated.
4. This decision is to be entered in the register.
5. No decision on the parties' costs is required.
6. The Registrar is instructed to reimburse the claimant as soon as possible 60% of the court fees paid by her in these proceedings in relation to the claim, amounting to EUR 18,600.00 (bank details are set out in the claimant's written submission of 19 March 2026).
7. The Registrar is instructed to reimburse the defendants as soon as possible for 60% of the court fees paid by them in these proceedings in respect of the counterclaim for annulment, amounting to EUR 12,000.00.
8. The value in dispute for the claim and the counterclaim for annulment is set at EUR 3,000,000.00 in each case.

Issued in Mannheim on 27 March 2026

Dirk Andreas Böttcher  
Digitally signed by Dirk  
Andreas Böttcher  
Date: 27 March 2026  
10:11:24 +01:00

Böttcher

Legally qualified judge



Mannheim local division  
UPC\_CFI\_975/2025  
UPC\_CFI\_739/2026

**Order  
of the Court of First Instance of the Unified Patent Court, issued  
on 27 March 2026  
concerning EP 4 250 732  
(R. 265, R. 370.9 of the RoP; here: R. 353 of the RoP)**

CLAIMANT

**Nokia Technologies Oy**

Karakaari 7, 02610, Espoo, FI

Represented by: Cordula SCHUMACHER et al., Arnold Ruess Attorneys-at-law PartGmbH

DEFENDANT

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SUIT: EP 4 250 732

PANEL: Mannheim local division

DECIDING JUDGE: Böttcher (judge-rapporteur)

Action for infringement and counterclaim for nullity – Withdrawal of the claim R. 265 RoP;  
Reimbursement of fees R. 370.9 RoP

BRIEF SUMMARY OF THE FACTS:

The defendants requested that the decision of 27 March 2026, paragraph 7, be corrected as follows with regard to the reimbursement of court fees:

The Registrar is instructed to reimburse the defendants as soon as possible 50% of the court fees paid by them in these proceedings in relation to the counterclaim for annulment, amounting to EUR 13,250.00

FOUNDATIONS FOR THE DECISION:

As the defendants have correctly observed, the order for reimbursement of 60% of the fees relating to the counterclaim for annulment constitutes an obvious clerical error. As is apparent from the grounds of the decision – and as requested by the defendants – the reimbursement amounts to 50% of the fees incurred because new law is applicable. Applied to the fee incurred under the new law of 26,500

(capped amount), 50% results in a refundable amount of EUR 13,250, as also requested by the defendants.

There was no need for a prior hearing of the Claimant. As no claims for costs were made, the reimbursement of court fees for the counterclaim for annulment concerns, in the absence of any evidence to the contrary, solely the relationship between the court and the defendants.

ORDER:

The decision of 27 March 2026 is amended to the effect that the order in paragraph 7 concerning the reimbursement of court fees to the defendants must correctly read as follows (changes indicated by underlining and strikethrough):

The Registrar is instructed to reimburse the defendants as soon as possible ~~60~~ 50% of the court fees paid by them in these proceedings in relation to the counterclaim for annulment, amounting to ~~12,000.00~~ 13,250 EUR.

Note:

The Registrar is hereby notified that the defendants provided their bank details in a document dated 27 March 2026.

Issued in Mannheim on 27 March 2026

Dirk Andreas  Digitally signed by Dirk  
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Legally qualified judge