

Decision
of the Court of First Instance of the Unified Patent Court
issued on 24 August 2026
concerning EP 2 387 862
(Withdrawal/Reimbursement of court fees)

Claimant

Malikie Innovations Limited

The Glasshouses GH2, 92 Lower George's Street, Dun Laoghaire, A96 VR66, Dublin, IE

represented by: Marina WEHLER

Defendants

- 1) **Xiaomi Corporation**
c/o Maples Corporate Services Limited, PO Box 309, Ugland House, KY1-1104, Grand Cayman, KY
- 2) **Xiaomi Inc.**
No. 006, Floor 6, Building 6, Yard 33, Xierqi Middle Road, Haidian District, 100085, Beijing, CN
- 3) **Beijing Xiaomi Mobile Software Co., Ltd.**
No. 018, Floor 8, Building 6, 33 Xierqi Middle Road, Haidian District, 100085, Beijing, CN
- 4) **Xiaomi Communications Co., Ltd.**
No. 019, Floor 9, Building 6, Yard 33, Xierqi Middle Road, Haidian District, 100085, Beijing, CN
- 5) **Xiaomi Technology Netherlands B.V.**
Prinses Beatrixlaan 582, 2595BM, Den Haag, NL,
- 6) **Xiaomi Technology Germany GmbH**
Niederkasseler Lohweg 175, 40547, Düsseldorf, DE

7) **Xiaomi Technology France SAS**
93 Rue Nationale, 92100, Boulogne-Billancourt, FR

8) **Xiaomi Technology Italy S.R.L.**
Viale Edoardo Jenner 53, 20158, Mailand, IT

9) **Xiaomi Technology Sweden AB**
Pyramidvägen 7, 169 56, Solna, SE

represented by: David POR

PATENT AT ISSUE:

European patent EP 2 387 862

PANEL/DIVISION:

Panel of the Local Division in Mannheim

DECIDING JUDGE:

This decision was issued by the legally qualified judge Sender acting as judge-rapporteur.

LANGUAGE OF THE PROCEEDINGS: English

SUBJECT OF THE PROCEEDINGS: Patent infringement action and CCfR – Withdrawal and request for reimbursement of court fees

BRIEF SUMMARY OF THE FACTS:

Claimant filed an infringement action concerning EP 2 387 862 against Defendants (UPC_CFI_1733/2025) and paid 31,000 € court fees.

Defendants filed a counterclaim for revocation (UPC_CFI_1537/2026) and paid 26,500 € court fees.

Before the closure of the written procedure, the parties request – with the consent of the respective counterparty/ies and without a request for a cost decision– to permit the withdrawal of the relevant actions.

Further, the parties request reimbursement of court fees pursuant to R. 370.11 RoP in conjunction with R. 370.9 (b) RoP.

REASONS FOR THE DECISION

The decision on the requested withdrawals is based on R. 265 RoP in accordance with the mutual agreement of the parties.

A decision on costs is not required as the present actions are withdrawn in their entirety and all parties declare that a cost decision is not requested (cf., CoA, order dated 24 January 2025, UPC_CoA_840/2024, para. 11; order dated 31 March 2025, UPC_CoA_520/2024, para. 10).

The decision for proportional reimbursement of court fees is based on the respective applications pursuant to R. 370.11 RoP in conjunction with R. 370.9 (b) RoP in its version in force since 1 January 2026.

DECISION:

1. The withdrawal of the infringement action (UPC_CFI_1733/2025) is permitted and the proceedings are declared closed.
2. The withdrawal of the counterclaim for revocation (UPC_CFI_1537/2026) is permitted and the proceedings are declared closed.
3. 50 % of the court fees of the infringement action, i.e. 15,500 €, shall be reimbursed to Claimant.
4. 50 % of the court fees of the counterclaim for revocation proceedings, i.e. 13,250 €, shall be reimbursed to Defendants.
5. The value in dispute for the infringement action and the counterclaim for revocation is set at 3,000,000 € each.
6. This decision shall be entered on the register.

Issued in Mannheim on 24 August 2026

NAME AND SIGNATURE

Sender

Judge-rapporteur