Unified Patent Court
Einheitliches Patentgericht
Juridiction unifiée du brevet

Reference number:

UPC-CoA-176/2026

ORDER

of the Court of Appeal of the Unified Patent Court issued on 11 November 2026

APPELLANTS (DEFENDANTS AND COUNTER-CLAIMANTS BEFORE THE COURT OF FIRST INSTANCE)

1. **Netflix Services Germany GmbH,** Berlin, Germany
2. **Netflix International B.V.**, Amsterdam, The Netherlands
3. **Netflix Services Italy S.R.L.**, Rome, Italian Republic
4. **Netflix Services France S.A.S.**, Paris, French Republic
5. **Netflix Inc.**, Los Gatos, California, United States of America

(hereinafter jointly ”Netflix”)

represented by Dr Marcus Grosch, attorney-at-law, and other attorneys-at-law of the law firm Quinn Emanuel Urquhart & Sullivan, LLP, Munich, Germany, as well as attorneys-at-law of the law firm Hoyng Rokh Monegier, Amsterdam, Netherlands

RESPONDENT (CLAIMANT AND COUNTER-DEFENDANT BEFORE THE COURT OF FIRST INSTANCE)

DivX, LLC, San Diego, California, United States of America

(hereinafter ”DivX”)

represented by Jasper Meyer zu Riemsloh, attorney-at-law, and other attorneys-at-law of the law firm Wildanger PartGmbB, Düsseldorf, Germany, and Jochen Ehlers and other patent attorneys of the firm Eisenführ Speiser Patentanwälte Rechtsanwälte PartGmbB, Hamburg, Germany

PATENT AT ISSUE

EP 4 213 033

LANGUAGE OF THE APPEAL PROCEEDINGS

English

PANEL AND DECIDING JUDGE

Panel 2
Ingeborg Simonsson, judge rapporteur and legally qualified judge

IMPUGNED DECISION OF THE COURT OF FIRST INSTANCE

- Decision of the Munich Local Division, 15 September 2026
- Case number of the Court of First Instance:
    - UPC-CFI-465/2025 (infringement action)

GROUNDS

On 10 November 2026, Netflix lodged a second Application for suspensive effect. DivX shall be invited to comment on the Application.

ORDER

DivX is invited to comment, no later than **18 November 2026**, on Netflix Application for suspensive effect lodged on 10 November 2026.

Issued on 11 November 2026



Ingeborg Simonsson, judge rapporteur and legally qualified judge

Case management decisions or orders made by the judge-rapporteur shall be reviewed by the panel, on a reasoned Application by a party (R. 333.1 RoP).