

## Schischek wins patent infringement suits at Munich District Court

The Munich Landgericht I (District Court) handed down two judgments ruling in favour of Schischek GmbH, which had sued Petz industries GmbH & Co. KG for patent infringement.

In the first case (7 O 17077/19), the Munich court found that Petz was infringing main claim 1 of the German part of Schischek's European patent EP 1 632 013 B1 by manufacturing, offering and distributing actuators of the type QT.Ex-M, which Petz offers in several variants. In the second case (7 O 2843/20), the court held that, by manufacturing, offering and distributing the QT.Ex-M actuators, Petz was also infringing claim 1 of Schischek's German patent DE 103 17 181 B4.

Both patents relate to an explosion-proof actuating and variable-speed drive, used in industrial facilities in the chemical, pharmaceutical and petrochemical sectors, sewage treatment plants, natural gas compressor stations, oil rigs, and in any potentially explosive environment. Explosion-proof actuators incorporating the technology protected by the two patents are significantly smaller in size and less expensive than the devices of the prior art.

In both judgments, the Munich court ordered Petz to cease and desist from making, offering and distributing the patent-infringing QT.Ex-M explosion-proof actuators in Germany. Furthermore, Petz is obliged to pay damages, disclose information, render account, recall any patent-infringing products and destroy any QT.Ex-M actuators owned or possessed by Petz.

The two first-instance judgments of the Munich District Court are not yet final.

The judgments are provisionally enforceable and Schischek is enforcing the claims to cease and desist, product destruction, disclosure of information and accounts under the judgment in case no. 7 O 17077/19, against the deposit of a security.