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Munich Regional Court I
21st Civil Chamber
80316 Munich

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21/30/ef21 O 9171/21 and

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Munich, 21 January 2022

21 OH 9167/21

In the things

Bauer Resources GmbH, represented by its managing directors, Dr Roman Breuer and Tobias Bangerter, Bauerstraße 1, 86529 Schrobenhausen

Process reference: KLAKA Attorneys at Law Partnership mbB, Munich

vs.

Mr Wolf-Dieter Rausch, acting in business transactions under the company "SusTeco", Nonn 5, 83435 Bad Reichenhall

Litigation counsel: Twainscore Attorneys at Law Partnership mbB, Munich

Ref.: 21 O 9171/21 and 21 OH 9167/21

We would like to thank the Chamber for the latest extension granted.

The reason for these applications was the question of the realisation of the characteristic (4) of claim 1 of the patent in suit. The opponent has not disputed such a realisation (but has only - incorrectly - argued on other points). This realisation of the feature is therefore now undisputed. This means that the reason for the present applications no longer exists. Moreover, the defendant could not be found at the on-site meeting in Bad Reichenhall. According to the (credible) testimony of the persons met there instead, there are also no documents there that could possibly have been relevant in the present case.

This ultimately constitutes a case of settlement. However, since on the one hand a (comprehensive) declaration of settlement is excluded for legal reasons, and on the other hand the applicant no longer has any reason to continue the present matter for clarification of the facts for the reasons described above, we hereby declare in her name and on her behalf, for purely procedural reasons, that the matter is closed.

Redemption

of all applications from 06.07.2021, 10.09.2021 and 22.10.2021.

The applicant expressly reserves the right to take legal action against the defendant in the future.

Dr Stefan Eck Lawyer