

General Template for Order – UPC CA



Action n°: UPC xxx/year
Action:
Application n°: xxx/year
Application:

ORDER

of the Court of Appeal of the Unified Patent Court
issued on [dd month in words yyyy]
concerning ... [EP/UP/SPC/EP application at issue]

HEADNOTES: ... *[required by R. 73, 67 RegR] [to be provided by the judge-rapporteur]*

KEYWORDS: ... *[required by R. 73, 67 RegR] [to be provided by the judge-rapporteur]*

REFERENCE CODE ECLI: ... *[required by R. 73, 67 RegR] [to be provided by the Registrar]*

[CLAIMANT OR DEFENDANT] AND APPELLANT:

... *[name and postal address]*

represented by ... *[academic title (where applicable), name, national professional title, firm]*

assisted by ... *[academic title (where applicable), name, national professional title, firm]*

[CLAIMANT OR DEFENDANT] AND RESPONDENT:

... *[name and postal address]*

represented by ... *[academic title (where applicable), name, national professional title, firm]*

assisted by ... *[academic title (where applicable), name, national professional title, firm]*

PATENT AT ISSUE (data to be retrieved in databases of the EPO)

European patent n° ... *[hereafter referred to by its last three digits, e.g. EP 789]*

[or European patent with unitary effect n° ... [e.g. UP 789]

[or Supplementary protection certificate ... [e.g. SPC 789]

[or European patent application n° ... [e.g. EP application 789]

PANEL

Panel *[number]* ...

DECIDING JUDGES OR DECIDING JUDGE [R. 350.1(c) RoP]:

[in case the panel is delivering the Decision]

This order has been adopted by the presiding judge ..., the legally qualified judge ..., the legally qualified judge ..., the technically qualified judge ... and the technically qualified judge ...

[in case only one judge is delivering the Decision]

*This order has been issued by the
judge-rapporteur ...*

[or: ... by the presiding judge ...]

[or: ... by the standing judge ...]

[or: ... by the President of the Court of Appeal]

IMPUGNED DECISION OR ORDER OF THE COURT OF FIRST INSTANCE *[WHERE APPLICABLE]*

Date: ...

Action number attributed by the Court of First Instance: ...

SUMMARY OF FACTS *[OPTIONAL]*

INDICATION OF PARTIES' REQUESTS *[OPTIONAL]*

POINTS AT ISSUE

GROUNDS FOR THE ORDER

ORDER *(OPERATIVE PART) [R. 351.1(e) RoP]*

INSTRUCTIONS TO THE PARTIES AND TO THE REGISTRY concerning the next steps *[OPTIONAL]*

Issued on ... *[R. 351.1(b) RoP]*

NAMES AND SIGNATURES	
Judges <i>[Art. 9 UPCA, Art. 35(5) UPCS]</i>	Registrar <i>[Art. 35(5) UPCS]</i>
Presiding judge: ... Legally qualified judge: ... Legally qualified judge ... Technically qualified judge ... Technically qualified judge <i>[Or: Judge-rapporteur: ...]</i> <i>[Or: Presiding judge: ...]</i> <i>[Or: Standing judge ...]</i> <i>[Or: President of the Court of Appeal ...]</i>	

Information about enforcement (Art. 82 UPCA, Art. Art. 37(2) UPCS, R. 118.8, 158.2, 354, 355.4 RoP)

An authentic copy of the enforceable decision will be issued by the Registrar upon request of the enforcing party, R. 73, 69 RegR.