

ResMed wins patent case against China firm in Germany

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Singapore: Australia-based ResMed, a medical device company working on sleep-disordered breathing and respiratory conditions, has won preliminary injunctions in Germany against several patent infringing activities by Taiwanese medical device manufacturer APEX Medical and Chinese medical device manufacturer BMC Medical.

The initial orders, entered by the Munich District Court, prohibit APEX and BMC from selling or marketing certain products in Germany without a further court order. Those products are APEX WiZARD 210 and WiZARD 220 mask headgear, BMC's RESmart CPAP devices, BMC's Willow/FeaLite nasal pillows patient interface.

ResMed has also filed patent infringement lawsuits in Munich, Germany, seeking damages and permanent injunctions to stop infringement of ResMed patents by the products listed above, as well as the additional products below:

Earlier this year, ResMed pursued similar legal actions against APEX and BMC in the United States with the International Trade Commission (ITC). The U.S. government investigation started at ResMed's request against APEX resulted in an ITC consent decree against APEX stopping the importation and sale of infringing APEX products. Proceedings against BMC are ongoing.

"ResMed has a global business built on its investment in research and development, resulting in products that excel in performance, quality and comfort," said Mr. David Pendarvis, ResMed global general counsel and chief administrative officer. "We will continue to defend our investment in intellectual property and pursue all legal remedies to prevent infringement in any country where that infringement exists."