

Judgement of Patent Infringement Lawsuit against Tokyo Seimitsu Co., Ltd.

HAMAMATSU PHOTONICS K.K. (hereinafter referred to as "Hamamatsu ") is pleased to announce that on December 15, 2022, the Tokyo District Court of Japan rendered a judgement ruling that Tokyo Seimitsu Co., Ltd. (hereinafter referred to as "Tokyo Seimitsu") had infringed Hamamatsu's patent rights in a patent infringement lawsuit against Tokyo Seimitsu (2018 (Wa) 28930).

In September 2018, Hamamatsu filed a lawsuit at the Tokyo District Court against Tokyo Seimitsu seeking an injunction against the manufacture, use, transfer, export, etc., of the products listed at the end (hereinafter referred to as "Products of Tokyo Seimitsu"), a disposal of Products of Tokyo Seimitsu on the grounds that Tokyo Seimitsu infringed patent rights held by Hamamatsu (patent No. 3867108, title of invention: "laser processing equipment", and patent No. 4601965, title of invention: "laser processing method and laser processing equipment", hereinafter referred to as "the Hamamatsu Patents"), and added afterwards a claim for a payment for damage compensation .

The Tokyo District Court rendered a judgement that had granted an injunction order against the manufacture, use, transfer, export, etc., of the Products of Tokyo Seimitsu and a disposal order of the same products . It also ordered Tokyo Seimitsu to pay 1,506,978,762 JPY for compensation for the damage caused by the above-mentioned infringement.

In calculating damages equivalent to royalties under Article 102 (3) of the Patent Act, the court found that "stealth dicing technology has extremely high technical value in the field related to semiconductor manufacturing equipment", and that "it is reasonable to find that the defendant intentionally misused and infringed the plaintiff's patent rights". It also found that "the defendant's infringement was extremely malicious as it was obsessed with the continuation of its own dicing business and lacked an attitude of respect for intellectual property rights, and was an act lacking social credibility" (citation from the judgment), and then found damages equivalent to extremely high royalties.

This ruling by the Tokyo District Court confirming patent infringement by Tokyo Seimitsu follows [the Intellectual Property High Court judgement on September 5, 2022 \(2022 \(Ne\) 10101\)](#), which also held that Tokyo Seimitsu infringed another patent right of Hamamatsu.

Hamamatsu will continue to make efforts to develop new technology, respect the intellectual

property protection system, and strictly deal with the misuse and infringement of Hamamatsu's patents, designs, trademarks and other intellectual property.

<Products of Tokyo Seimitsu>

Laser dicing machines with the following model numbers (excluding those with the Hamamatsu SDE mark shown below on the surface of the housing)

1 ML300 series ("ML300", "ML300EX", "ML300EX WH", "ML300PlusWH", "ML300PlusXWH", etc., containing "ML300" in the model number)

2 ML200 series ("ML200", "ML200EX", "ML200EX WH", "ML200PlusXWH", etc., containing "ML200" in the model number)

< the Hamamatsu SDE mark >

