

Kluwer Patent Blog

Novartis v. J&J, High Court of England and Wales (Patents Court) (High Court of England and Wales (Patents Court)), 10 July 2009

Robert Burrows (Bristows) · Friday, July 10th, 2009 · Landmark European Patent Cases

The High Court dismissed Novartis' claim for infringement of its EP(UK) patent for ophthalmically compatible extended wear contact lenses. Although Novartis established that the defendants' product falls within certain claims of the patent, and successfully resisted Johnson & Johnson's novelty and obviousness attacks, the patent was found invalid for insufficiency. The Court held it would involve a research programme to identify formulations which are useful for producing an ophthalmically compatible lens suitable for extended wear. The UK Court's finding of insufficiency is of particular interest, as in parallel proceedings in the Netherlands, the Dutch Court rejected the insufficiency attack and found the patent valid at first instance.

The [full summary](#) of this case has been posted on [Kluwer IP Law](#).

To make sure you do not miss out on regular updates from the Kluwer Patent Blog, please subscribe [here](#).

Want to improve your IP strategy?

- Manual of Industrial Property
- IP Analytics
- Visser – Annotated European Patent Convention

230+ jurisdictions
36,000+ cases
100+ books
600+ IP law professionals as authors

Request a free demo now
KluwerIPLaw.com

Wolters Kluwer

This entry was posted on Friday, July 10th, 2009 at 6:12 am and is filed under [Case Law](#), [Novelty](#), [Sufficiency of disclosure](#), [United Kingdom](#)

You can follow any responses to this entry through the [Comments \(RSS\)](#) feed. Both comments and pings are currently closed.