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# Kluwer Patent Blog

## Orange-Book-Standard, Federal Court of Justice (Bundesgerichtshof), 06 May 2009

Clemens Rübel · Wednesday, May 6th, 2009 · Landmark European Patent Cases

The Federal Court of Justice (Bundesgerichtshof) ruled that a defendant in a patent infringement suit may successfully raise an antitrust defense against the issue of an injunction where the asserted patent is standard-essential and the defendant has tried to obtain a license to the patent under reasonable conditions.

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

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