
Kluwer Patent Blog

Milling Method (Fräsverfahren), Federal Court of Justice (Bundesgerichtshof), 7 May 2013 ”

Anja Petersen (Hoffmann Eitle) · Friday, January 24th, 2014

(1) If a plaintiff can prove there was an “offering” of means for the patented purposes, it can be assumed that the means were also delivered for those purposes, and that therefore the plaintiff has a right to claim damages and the provision of information due to indirect infringement.

(2) When a patent is assigned during pending patent infringement proceedings, the right of the assignee to claim damages shall arise starting on the date of the assignment agreement, and not on the date of registration.

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

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