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Patent case: Crane Payment Innovations Inc. vs. Giesecke+Devrient Currency Technology GmbH, EPO

Bart van Wezenbeek (Hoffmann Eitle) · Tuesday, December 3rd, 2019

Where an expression in a granted claim, taken literally and in isolation, would have the effect of excluding all of the disclosed embodiments from the scope of protection, but where a definition of the expression may be derived from the patent itself which would locate (at least some of) the disclosed embodiments within the ambit of the claim, and provided this definition is not manifestly unreasonable having regard to the normal meaning of the words used in the expression, then in judging compliance with the requirements of Art. 123(3) EPC, the scope of protection should normally be considered to include at least that which would fall within the terms of the claim understood according to this definition.

Case date: 10 October 2019

Case number: T 0131/15

Court: European Patent Office (EPO), Board of Appeal

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

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