

Hamilton Medical Press Release / 19.01.2022

Hamilton Medical obtains favorable decision from U.S. Patent and Trademark Office clearing the way for introduction of INTELLiVENT®-ASV® in the US market

Hamilton Medical AG (together with other Hamilton companies such as Hamilton Technologies LLC, hereinafter referred to as Hamilton) obtained a favorable decision from the U.S. Patent and Trademark Office Patent and Appeal Board (PTAB) in an *inter partes* review patent challenge regarding life-saving mechanical ventilation systems. In its final written decision issued on December 28, 2021, the PTAB held that all patent claims of the Tehrani US '571 Patent challenged by Hamilton are “unpatentable.”

The case, Hamilton Technologies LLC v. Fleur Tehrani, P.T.A.B., No. IPR2020-01199, 12/28/21, stems from a claim made by Dr. Fleur Tehrani, an electrical engineering professor, that Hamilton's INTELLiVENT-ASV ventilator control systems infringe certain claims of Tehrani's '571 patent. The PTAB decision clears the way for Hamilton to proceed with pending FDA approval of INTELLiVENT-ASV for entry into the US market.

One week prior on December 21, 2021, the Intellectual Property Enterprise Court (IPEC) in the United Kingdom had delivered its decision in a companion case, number IP-2019-000196: Tehrani v Hamilton, finding for Hamilton in a patent infringement lawsuit brought by Tehrani.

Hamilton remains committed to providing the very best ventilators and control systems to patients all over the world and, as a result of the PTAB decision, continues to be free to do so in the US. INTELLiVENT-ASV is the result of decades of original research and innovation.

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