

## Mic-power Reports on Important Decisions in the U.S. and China

As part of the ongoing patent dispute between Mic-power and Varta Microbattery concerning patents relating to button cell batteries, Mic-power is pleased to report on a set of important decisions recently handed down in the U.S. and China. Mic-power, based in China, is a leading solutions provider of small lithium polymer rechargeable batteries. Mic-power is committed to vigorously defending itself and its customers concerning applicable patent rights.

In the U.S., the U.S. Patent Trial and Appeal Board issued on January 5, 2022, final written decisions in inter partes reviews (“IPRs”) for four patents asserted by Varta against Mic-power and several of its customers. The Board concluded that all challenged claims of those four patents are invalid. The Board also granted Varta’s Motions to Amend for each patent, and declined to institute IPR proceedings for two related patents that are continuations of one of the patents whose claims were found to be invalid.

New amended claims for the four patents that the Board issued invalidity decisions on are expected to issue later this year with additional claim limitations. Mic-power intends to continue to defend itself and its customers against Varta’s patent assertions, including with respect to any attempt by Varta to assert these amended claims, or to enforce related patents.

In China, the China Patent Office issued on December 30, 2021, a decision which maintained the validity of a Mic-power patent concerning button cell batteries. Mic-power had brought suit against a Varta customer in China asserting that Varta’s batteries infringed Mic-power’s patent in 2020. Varta’s customer, the defendant in the infringement case, filed an invalidation request against Mic-power’s patent, and the China Patent Office maintained the validity of the patent. The court of first instance thereafter found that Varta’s batteries infringed Mic-power’s patent.

An appeal against the infringement judgement was filed with a second-round invalidation request. According to the 30th December 2021 decision, this second-round invalidation request was rejected, and the patent is maintained as valid.

Mic-power is pleased with both decisions, as many of Varta’s patent claims in the U.S. have been invalidated, while Mic-power has maintained its patent right in China. Mic-power will continue to report on developments in this ongoing dispute.

### **About Mic-power**

*Mic-power is a leading solutions provider of small lithium polymer rechargeable batteries used in smart wearable and TWS-class audio devices. Mic-power is a technology-driven company striving to provide the world’s most advanced rechargeable batteries. We hold a portfolio of patents for our standard battery models, which include coin cell, cylindrical cell, pin cell and surface mount technology cell batteries. Our fully automated manufacturing infrastructure can produce 500,000 batteries per day while ensuring quality through automation and testing. In addition to our high-capacity manufacturing infrastructure, we also can help design and quickly produce sample batteries in small quantities for prototyping.*