

With a decision issued on 20 October 2011, the Court of Milan dismissed the appeal filed by ALGA S.p.A. and PGA ENGINEERING S.r.l. on 30 December 2010 and confirmed the preliminary injunction order of 15-16 December 2010, obtained by MAURER SÖHNE GmbH & CO.KG. and by MAURER SÖHNE ENGINEERING GmbH & CO.KG.

The Court has enjoined ALGA S.p.A. and PGA ENGINEERING S.r.l. from further manufacturing, using and marketing in the construction industry, and especially in the field of bearing devices for bridges and similar applications, sliding materials consisting of ultra high molecular weight polyethylene (UHMWPE) according to the features claimed in Maurer's patent EP 1.523.598.

The preliminary injunction cannot be appealed any longer and may only be revoked based on new circumstances that should emerge as the proceedings develop until a final decision on the merits.

The Court has also ordered ALGA S.p.A. and PGA ENGINEERING S.r.l. to publish the operative part of the decision granting the preliminary injunction on their website, for 30 consecutive days. The publication appeared as follows on Alga's website:

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COURT OF MILAN
Special industrial and intellectual property division

in the interim proceedings commenced by **MAURER SÖHNE GmbH & CO.KG.** and by **MAURER SÖHNE ENGINEERING GmbH & CO.KG.** vis-à-vis **ALGA S.p.A. and PGA ENGINEERING S.r.l.;**

For these reasons

1. partially upholding the petition for interim measures lodged by MAURER SÖHNE GmbH & CO.KG. and by MAURER SÖHNE ENGINEERING GmbH & CO.KG., the respondents ALGA S.p.A. and PGA ENGINEERING S.r.l. are prohibited - under art. 131 of the Italian Industrial Property Code (CPI) - from further manufacturing, using and marketing in the construction industry, and especially in the field of bearing devices for bridges and similar applications, sliding materials consisting of ultra high molecular weight polyethylene (UHMWPE) according to the features claimed in patent EP 1.523.598, imposing the penalty of Euro 1,000.00 for each product that the defendants will manufacture and/or market in violation of this injunction;
2. the operative part of this judgment shall be published on the website www.alga.it by the respondents and at the latter's expense, in a font double than ordinary ones and for a period of thirty days starting from the tenth day after this judgment is served, at the petitioners' request.

Milan, 15-16 December 2010
The appointed Judge Dr. Claudio Marangoni

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