

Litigation Announcement of VIA Optronics (Suzhou) Co., Ltd.
伟亚光电（苏州）有限公司诉讼事项进展公告

I. Particulars of the present legal actions
本次诉讼受理的情况

On May 12, 2016, VIA Optronics (Suzhou) Co., Ltd. (the “**Company**”) initiated civil cases against Suzhou T-Power Optronics Co., Ltd. (“**Defendant**”) at the Intermediate People’s Court of Suzhou and the People’s Court of Suzhou Industrial Park, asserting that Defendant had misappropriated the intellectual property of the Company.

本公司于 2016 年 5 月 12 日所分别在苏州市中级人民法院及苏州工业园区人民法院向苏州桐力光电股份有限公司(“**被告**”) 提出专利权属纠纷诉讼，起诉被告非法侵占本公司的知识产权。

II. Background, claims and basis of the present legal actions
诉讼的原因、请求及依据

The Company decided to file the aforementioned cases after discovering that at least four (4) of the inventions that Defendant claimed to have developed independently according to its listing documents were substantially similar to the display bonding solution invented by the Company (“**Disputed Patents**”).

本公司对被告发起上述诉讼的原因是基于发现被告在其全国中小企业股份转让系统的招股书中提及的“自主研发技术的专利及专利申请”中，其中至少 4 项专利技术与本公司自行研发的模板贴合技术方案极为相似 (“**涉案专利**”)。

The company has invested extensively in developing its products, exercised caution in protecting its proprietary technologies and equipment, and kept the relevant design and application in confidence. Upon investigation, the Company has sufficient grounds to believe that its intellectual properties have been misappropriated by Defendant illegally. Accordingly, the Company is the rightful owner of the Disputed Patents.

本公司于过去数年间在产品研发方面投入了大量的资源，对其研发的专有技术及设备均严密保护，不应被外方知悉。经调查后，本公司有充理由相信被告以不正当手段取得并非法侵占本公司的知识产权，而涉案专利的所有权应归本公司所有。

In view of the above, the Company launched the present legal actions for purposes of challenging Defendant’s ownership rights in the Disputed Patents, and to request the courts to order Defendant to transfer the rights in the Disputed Patents to the Company.

鉴于上述情况，本公司决定提出上述诉讼指控被告非法侵占其知识产权以主张其权利及维护自身合法权益，并请求法院判令所有被告的涉案专利权应归本公司所有。

III. Development of the present legal actions
诉讼进展

Initially, the Company did not want to release details of the present legal actions. However, during the public trials at the Intermediate People’s Court and People’s Court of Suzhou Industrial

Park, Defendant repeatedly accused that the Company manufactured its products using technologies stolen from Defendant, and that our Chairman had sent threatening email to Defendant's customers regarding the present legal actions. Further, the Company was informed by its customers that someone had spread false rumours regarding the present legal actions in the market, which have severally affected our goodwill and caused economic losses to the Company. Accordingly, to defend our reputation, it is necessary for the Company to set the records straight and clarify the background, current status and objectives of the present legal actions.

本公司本来并不打算在现阶段向外透露诉讼事宜，但鉴于被告在开庭时公开宣称本公司盗用被告的技术制成产品，并诬蔑本公司的董事长向客户告知此次诉讼事宜为“发送威胁邮件”，又鉴于本公司经客户通知市场上滋生了有关是次诉讼的不实谣言，对本公司造成巨大的商誉损失及经济损失。有见及此，本公司有必要在此公开澄清诉讼因由、进展及目的，以保障本公司的声誉。

A. 苏州市中级人民法院审理的案件

The Intermediate People's Court of Suzhou accepted the case on May 30, 2016 (Case No: (2016) Su 05 Min Chu No. 367), where the first hearing took place on July 26, 2016 and the second hearing took place on August 18, 2016. The parties have exchanged evidence and conducted cross-examinations.

苏州市中级人民法院已经于 2016 年 5 月 30 日审查并立案审理，案号为：（2016）苏 05 民初第 367 号。第一次庭审已于 2016 年 7 月 26 日举行、第二次庭审于 2016 年 8 月 18 日举行，双方就该等案件交换了证据及进行听证。

With respect to the Disputed Patent adjudicated in the Intermediate People's Court of Suzhou (i.e., Invention Patent Application No. CN201410239821.0, titled "A bonding method"), the State Intellectual Property Office ("SIPO") issued a final decision to reject the '821.0 Application on May 31, 2016. Even though Defendant attempted to save said application by filing a request for restoration of rights, SIPO rejected to restore the '821.0 Application on September 6, 2016 and it was officially abandoned. SIPO decision confirmed that Defendant is not entitled to any right in the subject matter of the '821.0 Application, and marked an interim success to the Company's efforts to challenge Defendant's ownership in the Disputed Patents.

另外，有关苏州市中级人民法院审理中的涉案专利申请（名称为“一种贴合方法”的发明专利申请 CN201410239821.0），国家知识产权局（“**专利局**”）于 2016 年 5 月 31 日拒绝了'821.0 专利申请。虽然被告其后对该申请提出恢复权利的请求，但最终亦于 2016 年 9 月 6 日被专利局被驳回。专利局的确定否定了被告对涉案专利拥有任何权利，本公司成功挑战被告对其以非法手段侵占的知识产权的所有权。

B. 苏州工业园区人民法院审理的案件

The People's Court of Suzhou Industrial Park accepted the cases on May 19, 2016 (Case Nos: (2016) Su 0519 Min Chu Nos. 4101, 4102 and 4103), where the first hearing took place on June 27, 2016. The parties have exchanged evidence on the cases.

苏州工业园区人民法院已经于 2016 年 5 月 19 日审查并确定立案审理，案号为：(2016)苏 0591 民初第 4101、4102、4103 号。第一次庭审已于 2016 年 6 月 27 日举行，双方并就该等案件交换了证据。

With respect to the three Disputed Patents adjudicated in the People’s Court of Suzhou Industrial Park, the SIPO has granted orders to suspend the transfer of the patents to enjoin Defendant from conducting any activities to impair the interest of the rightful owner.

有关苏州市中级人民法院审理中的三项涉案专利，经审批，专利局已批准该等专利的终止程序，禁止被告作出损害专利真正权利人正当权益的行为。

III. Objective of the present legal actions **本次诉讼的目标**

The Company attaches great importance to its goodwill and vigorously protects its intellectual property rights and ownership, and has invested significantly to seek protection and enforce patents on its technologies. It will not tolerate any company, including Defendant, to misappropriate or infringe its intellectual property rights. The company reserves the right to take further enforcement actions, including but not limited to, enjoining any unauthorized parties from using its patented and proprietary technical solutions and equipment, and banning the sales and import of products made using any infringing technologies and equipment into all relevant markets. As always, the Company will actively and continuously take enforcement actions against other infringers.

本公司非常重视其商誉及积极捍卫其知识产权，并投方大量资源保护其知识产权并实施专利。本公司对侵犯或侵占其知识产权的企业（包括被告）实行绝不姑息。本公司将采取进一步执法行动，包括禁止未授权人士使用本公司的技术方案及设备，并禁止任何由侵权技术方案及设备制造的侵权产品在相关市场销售或进口。本公司会一如既往的向任何侵权者积极采取法律行动。

IV. Attachments to this announcement **备查文件目录**

1. “Case acceptance notice” issued by the Intermediate People’s Court of Suzhou (Case No: (2016) Su 05 Min Chu No. 367); and
苏州市中级人民法院发出的《受理案件通知书》(2016)苏 05 民初第 367 号；
及
2. “Case acceptance notice” issued by People’s Court of Suzhou Industrial Park (Case Nos: (2016) Su 0519 Min Chu Nos. 4101, 4102 and 4103);
苏州工业园区人民法院发出的《受理案件通知书》(2016)苏 0591 民初第 4101、4102、4103 号。

Notice is hereby given.
特此公告。

VIA Optronics (Suzhou) Co., Ltd.
伟亚光电（苏州）有限公司

Date: September 19, 2016
日期: 2016年9月19日