



## PRESS RELEASE

### UPDATE ON TILTEX PATENT LEGAL BATTLE

30<sup>TH</sup> MAY 2022

Recent press releases issued by Eurobent Sp z o.o. (Eurobent) have declared victory in Concrete Canvas' patent infringement proceedings brought against Eurobent for infringement of PL/EP2027319. Whilst the Regional Court in Legnica has notified the parties that its claim has been dismissed, no written grounds setting out the basis on which the decision has been made have been provided and it is thus totally premature to prejudge the prospects of success for appeal of this decision. At this juncture it is highly likely that Concrete Canvas will appeal the first instance decision and Concrete Canvas remains confident that it will ultimately prevail on appeal.

Importantly, the validity of PL/EP2027319 was upheld at the Polish Patent Office (PPO) who, after a third and final hearing, agreed with the European Patent Office that the invention is both novel and inventive over the existing prior art. The patent's validity has been upheld and remains enforceable in Poland as well as Germany and other countries where EP2027319 has been validated.

In separate proceedings, and following two unsuccessful appeals, Eurobent was forced to pay a compulsory sum of PLN 4,500,000 (approx. €1,000,000) to Concrete Canvas Technology Ltd. for willfully violating a court order regarding a preliminary injunction in place in Poland. This preliminary injunction remains in force despite the first instance judgement. It remains Concrete Canvas's opinion that, independent of the outcome of any appeal regarding the above patent infringement, this fine for breach of a court order will not be recoverable by Eurobent.

As the originator of the GCCM class of goods, Concrete Canvas has more than fifteen years of unparalleled investment in R&D to ensure that its GCCM remain best in class and exceed minimum standards laid down for GCCMs by [ASTM D8364](#) (Standard Specification for GCCM Materials) which is the standard that should be used for the measurement of GCCM performance attributes. Separately, Concrete Canvas Ltd and its U.S. affiliate Concrete Canvas USA, Inc. have issued legal proceedings in the US District Court (Southern District of Texas, Houston Division) against Inland Tarp and Liner, LLC concerning advertisements published by Inland Tarp with respect to product performance of Inland Tarp's product, ITL Reinforced Concrete Roll® (ITL RCR), including claims with respect to the compressive strength and flexural strength, which Concrete Canvas alleges are false and misleading causing Concrete Canvas injury and damage, including by damaging the reputation of GCCMs within the market. The product concerned is identical to Tiltex™, is supplied by Thrace Eurobent SA and was previously provided by Eurobent and is offered for sale in North America under the brand name ITL RCR.

Concrete Canvas wish to reiterate that they will robustly seek to enforce their intellectual property rights where they are being infringed by a manufacturer, distributor or otherwise. Such enforcement will occur at a time and in a jurisdiction where Concrete Canvas can best accomplish its objectives. Patents exist to protect and encourage investment in innovation. It is in all of our interests to respect the law, including patent law. Further information on Concrete Canvas Technology's patents and trademarks can be found at:

<https://www.concretcanvas.com/patent-trademark-info/>

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