



PRESS RELEASE

CONCRETE CANVAS TAKES FIGHT AGAINST TILTEX MANUFACTURER EUROBENT TO COURT OF SECOND INSTANCE IN WARSAW

5TH AUGUST 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. The Regional Court in Legnica has now issued written grounds. Following careful analysis of the written judgement Concrete Canvas is firmly of the opinion that serious factual and legal errors have been made. Crucially the Legnica court made a decision without waiting for the written grounds of the decision of the Polish Patent Office (PPO) in Warsaw. The PPO's expert judgement contradicts the basis of the Legnica Court's judgement. Concrete Canvas has therefore lodged an appeal with the court of second instance. Concrete Canvas is confident that the appeal will be successful and Eurobent will be found to have infringed PL/EP2027319

Importantly, the validity of PL/EP2027319 was upheld at the 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. It remains Concrete Canvas's opinion that, independent of the outcome of any appeal regarding the above patent infringement and regardless of the continued existence of any preliminary injunction, this fine for deliberate 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.concretecanvas.com/patent-trademark-info/>

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