



PATENTS ACT 1977

BETWEEN

Micron Technology Inc. and Micron Europe Limited	Claimant
and	
Yangtze Memory Technologies Co., Ltd.	Defendant

PROCEEDINGS

Reference under section 37(1) in respect of EP(UK) 3850660, EP(UK) 4236650
and EP(UK) 3909047

HEARING OFFICER

B Micklewright

DECISION

- 1 A request that the comptroller decline to deal with a reference brought under section 37 of the Patents Act was supported by both sides.
- 2 Given that the parties are in agreement, that there are also related proceedings before the Patents Court and based on a *prima facie* consideration of the submissions made by both sides, I am satisfied that the comptroller should decline to deal with the reference under section 37 and that the Court should have jurisdiction to decide the questions of entitlement.
- 3 In accordance with section 37(8), the comptroller therefore declines to deal with this reference.

Costs

- 4 I make no order as to costs.

Dr B MICKLEWRIGHT

Deputy Director, acting for the Comptroller