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Hamilton Medical successfully defends INTELLiVENT[®]-ASV[®] in third-party patent infringement suit

On December 22, 2021 the UK's Intellectual Property Enterprise Court delivered its decision in case number IP-2019-000196: Tehrani v Hamilton Medical AG ("Hamilton"). The court found that the patent owned by Fleur Tehrani, alleged to have been infringed by Hamilton, was invalid.

The case had been brought by Fleur Tehrani in November 2019, alleging that Hamilton's INTELLiVENT-ASV ventilator control system infringed certain claims of Tehrani's patent GB 2 423 721; allegations that Hamilton strongly denied. Hamilton argued that Tehrani's patent was so broad as to cover what was already known in earlier control systems that pre-dated Tehrani's patent and therefore could not be valid.

The case was heard at trial by His Honour Judge Hacon over two days in July 2021. Judge Hacon's decision confirmed Hamilton's argument that Tehrani's patent covered control systems already known in the field of ventilation management. Although found to cover INTELLiVENT-ASV, the patent was therefore invalid because it was not new: its subject matter was clearly and unambiguously disclosed in a publication dating from 1995.

This success for Hamilton brings to an end the dispute commenced by Fleur Tehrani in the UK.

Hamilton Medical remains committed to providing the very best ventilators and control systems to patients all over the world and, as a result of Judge Hacon's decision, continues to be free to do so in the UK. INTELLiVENT-ASV is the result of decades of original research and innovation.

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