

## Corporate News

**The litigation is still ongoing and customers' benefits won't be affected**

New Taipei City, Shulin District – Feb. 06, 2017 –Everlight filed declaratory judgment actions of invalidity and non-infringement against Nichia's U.S. Patent Nos. 5,998,925 and 7,531,960 in the U.S. District Court for the Eastern District of Michigan. These two patents are directed to YAG phosphors being used in LEDs and phosphor concentration. The District Court determined that all of Nichia's asserted claims invalid. In addition, Taiwan IP Office also found Nichia's corresponding white LED patent invalid. Everlight's victories in the U.S. or Taiwan remain the same. Nonetheless, Everlight has a cross license agreement with Osram on white LED patents. Everlight has been developing and manufacturing its products using the technologies licensed from Osram.

Everlight has filed an invalidation request against Nichia's European white LED patent EP936682 (DE69702929). The case is still in adjudication. Everlight believes there are sufficient invalidity reasons and the patent will be found invalid. It is also noted that the patent will expire on July 29, 2017.

In response to Nichia's press releases on February 6, Everlight has to emphasize that the mentioned six products are not on sale in Germany and nothing will be affected. The litigation between Nichia and Everlight is still proceeding, the order is not final and Everlight has requested to appeal to such order.

The unfair competition action filed against Nichia in Japan involves Nichia's Japanese Patent No. 4530094, which is a counterpart of the U.S. Patent No. 7,531,960 that was found invalid by the U.S. District Court. The European Patent Office also just issued its initial opinion that the European corresponding patent 2197053 may be invalid. Everlight will appeal to the order of Japan High Court and believes the corresponding patent would also be found invalid. Notably, the patent will also expire on July 29, 2017.

Everlight respects intellectual properties and will devote to the protection of customers and

shareholders' benefits and rights.

**About EVERLIGHT Electronics Co. Ltd.**

EVERLIGHT Electronics Co., Ltd. was founded in 1983 in Taipei, Taiwan. Led by Chairman Robert Yeh. EVERLIGHT has over 33 years of R&D experience for reliable capability. With immediate service and an excellent brand reputation, EVERLIGHT has taken top five in the competitive LED market. Our products are manufactured and packed in-house to guarantee maximum quality and service. EVERLIGHT provides a diverse product portfolio consisting of High Power LEDs, SMD LEDs, Lamps, Lighting Components, LED Lighting Modules, Digital Displays, Optocouplers and Infrared Components for various applications. Today, EVERLIGHT is a global company with over 6,400 employees based in China, Hong Kong, Japan, Korea, Singapore, Malaysia, India, Germany and U.S.A.

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