

strategic. passionate. efficient.

We analyse your situation, define your goals, stay on top of events. We devise effective strategies based on a thorough knowledge of your options and a far-sighted evaluation of their effects. Our clients benefit from our wealth of expertise in the field of intellectual property law, gained from decades of successful involvement in hundreds of challenging lawsuits. At rospatt osten pross we offer you a rare combination of know-how, experience and skill.

Attorneys by vocation, the lawyers of rospatt osten pross take a genuine interest in your case. We work hard to achieve the best results for our clients. There are often better solutions than appear at first glance – the routine is not good enough for us. We are passionate about helping and protecting our clients.

Directness, personal continuity and solidly grounded decisions are the earmark of rospatt osten pross. The partners handle the case in person. We dig out the facts, focus on essentials, always keeping an eye on expenses. Efficiency is our watchword.

Awards and Rankings

Firm of the Year 2008 Germany: Intellectual Property / Contentious Work
Managing Intellectual Property

Firm of the Year 2007 / Germany
Managing Intellectual Property

“Crème de la Crème among IP-firms”
Chambers Global 2004/2005

“rospatt osten pross’ superb reputation in IP matters extends to trademark work.”
The Legal 500 EMEA 2007

“top player in domestic and cross-border patent litigation and licensing contracts. excellent and experienced”
Chambers Europe 2007

Profile

Intellectual property lawyers

The protection of intellectual property safeguards and promotes innovation and entrepreneurial achievement. For 60 years rospatt osten pross has been active exclusively in this specialized area of business law and is known for the high quality of its legal advice and its litigation skills. We secure our clients' entrepreneurial base by defending and enforcing their protected rights and shielding them against the attacks of competitors.

In patent law the German courts – especially those in Düsseldorf and Mannheim – traditionally lead the pack in Europe, hearing several hundred infringement cases a year. Also in trademark law, design protection, copyright law and antitrust law their centralized jurisdiction ensures optimum litigation handling and decisions of the highest quality.

The clientele of rospatt osten pross is international. Our clients value our independence and our detailed knowledge of current legal developments both within Germany and abroad. They know that our daily business is dealing with scientific and technical matters, pursuing legally complex trademark strategies, and steeping ourselves in the unique aspects of a design.

Chronology

2006 The ECJ puts an end to cross-border patent infringement trials. The decision obtained by the firm is seen as strengthening the position of Germany as a legal venue.

As part of an international team, the firm conducts an extensive series of lawsuits in the field of mobile telecommunications.

2005 The Mannheim district court sets up a second chamber for patent disputes.

The firm adopts a new corporate design.

2004 Following the successful European launch of a new coffeepad system, the firm plays a leading role in a series of international lawsuits against authorized users, which attracts a great deal of attention.

2003 Roland Küppers, who worked at the firm during his training, now continues his career there as an attorney.

2002 After the repeal of the German Rebates Law, one of the country's largest clothing chains, represented by the firm, causes a stir with its euro-introduction rebate and triggers political initiatives for a lifting of the ban on special cut-price sales events, as well as the first decision by Germany's Federal Supreme Court on administrative proceedings under competition law.

The firm develops and successfully implements strategies against the blockading of German patent-infringement lawsuits through the use of so-called "torpedo" suits.

2001 The firm handles the "Companyline" lawsuit, only the second case under European Community trademark law to be decided by the European Court of Justice.

Owing to the growing number of patent-infringement lawsuits, the Düsseldorf district court sets up a second patent-dispute chamber.

2000 The firm wins a landmark decision in the German Federal Supreme Court ("Gemeinkostenanteil"), which constitutes a considerable improvement in the calculation of damages for holders of proprietary rights by limiting the infringer's right to deduct his overheads.

Start of an extensive series of lawsuits concerning a patent-based strategy of market blockading in the area of automobile-industry suppliers.

In one of the many proceedings filed by the firm in the area of contributory patent infringement, Germany's Federal Supreme Court hands down its seminal "Luftheizgerät" (air-heater) decision.

1999 Henrik Timmann joins the firm, which thus gains yet another attorney.

The firm handles the first patent-infringement lawsuit in Germany in which foreign patent rights are successfully asserted (cross-border patent litigation).

Before the Düsseldorf district court, the firm successfully defends the basic patent on the HCV genome against an antitrust objection.

1998 The firm achieves a breakthrough at Germany's Federal Patent Court in having abstract colors included in the register of trademarks.

With the "ufa.de" decision, the firm succeeds in having "cyber squatting" prohibited even in cases in which no prior commercial use of a domain name by the "domain grabber" can be demonstrated.

1996 The firm opens a second office, in Mannheim. That city is another important venue for IP disputes in Germany.

1995 Max von Rospatt and Thomas Musmann join the firm's team of attorneys.

The firm officially adopts the name "Rospatt · Osten · Pross".

1992 The firm represents the applicant in the first lawsuit decided by Germany's Federal Supreme Court over the granting of a compulsory license.

1988 Bernward Zollner joins the firm, further increasing the number of its attorneys.

1987 Ever faster-moving markets result in an increase in counterfeiting, and the firm is kept busy for a number of years with a flood of design-infringement lawsuits in the field of fashion.

- 1985 The firm handles the first patent-infringement lawsuit in Germany concerned with genetic engineering.
- 1983 Stephan von Petersdorff-Campen joins the firm.
- 1981 The firm moves into its present office quarters in Düsseldorf-Oberkassel.
- 1976 The invention of the hay-making machine triggers a number of patent-infringement lawsuits handled by the firm.
- 1974 Beginning of the litigation over the wholesaling function of the Metro company.
- 1972 Ulrich Pross joins the firm, bringing the number of its attorneys back to three.
- 1968 After the death of Georg Gewiese, Peter von Rospatt and Horst von der Osten continue the office as a law firm bearing their names.
- 1965 The office prevails in asserting the proprietary rights to the invention known as the ballpoint pen.
- 1961 Horst von der Osten joins the firm.

The firm successfully obtains Supreme Court recognition of copyright protection for the hind-leg-less steel-tube (free-swinging) chair designed by Mart Stam.

- 1960 Peter von Rospatt joins the firm.
- 1946 Founding of the Düsseldorf office by attorney Georg Gewiese, who has far-reaching international contacts with clients and leading law firms in the U.S. He enjoys an excellent reputation owing, among other things, to his role in major patent-infringement lawsuits in the field of sound motion-picture technology.

The office takes on lawsuits which last decades concerning the protection of the popular Hummel figures.