

PRESS STATEMENT

Huge Success for Filip Keller/AER with the Regional Court of Stuttgart against Inès Adler

Filip Keller/AER achieve a huge victory concerning the trademarks and company name "AER" and "AER Loudspeakers" with the Regional Court of Stuttgart. Mr. Filip Keller was able to easily prove in a court proceedings against Inès Adler that he has been using since 1986 the designation "AER" in red capitol letters, slightly cursive, for loudspeakers and parts thereof. According to the opinion of the Chief Judge, Dr. Ruf, of the Special Chamber for Trademark and Unfair Competition Matters, there is no doubt that only Filip Keller is entitled to use the sign "AER" for loudspeakers. Accordingly, Ms. Inès Adler acknowledged Mr. Keller's rights through her legal representative. By judgment of confession she is now obliged to refrain from using the designations "AER", "AER-Loudspeakers", "AER-Studio Stuttgart" as well as the corresponding domain names and email addresses with the element "AER" in connection with the advertising and/or the distribution of loudspeakers and parts thereof. Furthermore, the Regional Court of Stuttgart prohibits Ms. Inès Adler to use for the distribution of loudspeakers the front view of an original "AER" loudspeaker in connection with the rear view of a loudspeaker of her own production, as it has been done by Ms. Adler so far. In addition, the German as well as the European trademark registrations for "AER" of Ms. Inès Adler are cancelled. Ms. Inès Adler also consented to revoke the trademark "AER-Loudspeakers" in the USA. According to the opinion of the 17th Civil Division of the Regional Court of Stuttgart, only Filip Keller and his company "AER" shall be entitled in the future to use the designation "AER" in any form in connection with loudspeakers. The corresponding judgment by confession of the Regional Court of Stuttgart has been pronounced on December 20, 2007. Ms. Inès Adler has the possibility to appeal against the judgment. According the opinion of Mr. Keller's attorney, Dr. Nicolás Schmitz of the law firm Grünecker, Kinkeldey, Stockmair & Schwanhäusser, Munich, Ms. Adler is not going to appeal against the decision as this would be pointless. The parties are still negotiating on the amount of damages that have to be paid by Ms. Adler.

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