

## Germany

### “Repaglinid”

**Decision of the Federal Supreme Court (Bundesgerichtshof)  
11 November 2014 – Case No. X ZR 128/09**

**European Patent Convention, Art. 56; Patent Act, Sec. 4**

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**Keywords** Object of the invention · Advantages of the invention ·  
Several different approaches to solving the problem

- a) Advantages of the invention to which a person skilled in the art would not have addressed his efforts for the further development of the state of the art because it was only thanks to the invention that it became apparent that they could be achieved cannot determine the technical problem underlying the invention (the object of the invention).
- b) Depending on the characteristics of the field of technology and the circumstances of the individual case, the pursuit of each of several different approaches to solving the problem can be obvious.