

# EXHIBIT 2.A

**Prof. Dr. Willem Hoyng**

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Willem's practice primarily consists of litigating in the field of intellectual property law. Willem acts before all the national courts (the courts of first instance, the courts of appeal and the Supreme Court). He also regularly litigates before the Court of Justice of the European Union (CJEU) and the European Patent Office (EPO). Willem is also involved in advising on European patent strategies and coordinating and conducting European patent proceedings. He is the adviser of many innovative Dutch and foreign multinationals, including pharmaceutical and biotechnological companies.

Willem is a professor of Intellectual Property Law at the University of Tilburg since 1988.

Willem is one of the founding members of HOYNG ROKH MONEGIER, he was the managing partner of HOYNG MONEGIER from 2011 until 2015, when the firm merged with the German IP boutique ROKH IP and stepped down as managing partner of HOYNG ROKH MONEGIER in January 2018.

Willem is a member of a select group of lawyers admitted to appear before the Dutch Supreme Court.

He is a member of the drafting committee of the Rules of Proceedings of the future Unified Patent Court (UPC) and member of the Advisory Committee of the UPC Preparatory Committee. He advises also the Dutch Ministry of Economic Affairs on UPC matters.

He was in 1985 the originator of pan-European injunctions and advocated the possibility of such injunctions successfully in the European Court of Justice.

**REPRESENTATIVE MATTERS**

- *Monsanto vs Cefetra*. Represented Monsanto in the first patent case (interpretation of the Biotech Directive) in the European Court of Justice.
- *Dijkstra v. Saier*. Represented Dijkstra before the Dutch Supreme Court, which accepted the doctrine of file wrapper estoppel in Dutch patent law. Convinced the Supreme Court to revoke the decision of the Court of Appeal.
- *Van Bentum v. Kool*. Represented Van Bentum before the Dutch Supreme Court, convincing the court that foreseeable equivalents which the patentee did not claim can still be claimed under the doctrine of equivalents.
- *Mega Brands v. Lego*. Convinced the Court of Appeal of Den Bosch that, contrary to the earlier decisions of the Court of Appeal of Amsterdam the sale of copies of Lego bricks by Mega Brands should not be prevented under the doctrine of slavish imitation and thereafter convinced the Supreme Court to dismiss lego's appeal.
- *Solvay v Honeywell*. Argued that Dutch courts can grant cross border injunctions in preliminary injunction proceedings. The ECJ agreed.
- *ASML v Nikon*. Coordinated worldwide litigation for ASML v Nikon. Case settled after ASML won all first four cases of the 12 cases filed by Nikon in the Netherlands.

#### **PROFESSIONAL AFFILIATIONS**

- European Patent Lawyers Association (EPLAW), Co-founder and Former President
- International Associations for the Protection of Intellectual Property (AIPPI), Former President of Dutch Group
- IP Advisory Committee of the Dutch Bar, former Chairman
- Former member of the Government Advisory Committee on patents
- Former member of the Supervisory Board of the Academy of the European Patent Organisation
- Co-founder and former Chairman of the VIEPA, the association of Dutch attorneys specialized in IP litigation
- Former member of the government appointed Examination Board for the Dutch patent attorney exam
- Former co-chairman of the patent law education program for Dutch patent attorneys
- Former member of the Drafting Committee of the Rules of Procedure of the Unified Patent Court
- Member of the committee advising the Preparatory Committee for the Unified Patent Court

#### **LANGUAGES**

- Dutch
- English
- French
- German

#### **EDUCATION**

- University of Tilburg Ph.D., 1988
- King's College, English Law, 1976
- Admitted to the Bar, 1973
- Leiden University, LLM 1973