



Zomojo

Zomojo Pty Limited
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FEDERAL COURT OF AUSTRALIA DISMISSES ZEPTONICS' APPLICATION TO APPEAL AGAINST RECENT DECISION

ZOMOJO LODGES CONTEMPT OF COURT PROCEEDINGS AGAINST ZEPTONICS

Melbourne, March 12, 2013

The Federal Court of Australia has dismissed an application by Zeptonics and Mr Matthew Hurd for leave to issue an appeal against the judgment of Justice Gordon made on 5 February 2013.

At the hearing on 26 February, Justice Marshall also dismissed a separate application by Mr Hurd for a stay of the Court's orders.

This means that Justice Gordon's judgement of 5 February, and related Orders, remain in full force and effect.

Zomojo Pty Ltd director, Dr Greg Robinson said: "This flurry of legal activity by Mr Hurd did nothing to change the situation for Zeptonics or Mr Hurd."

The Court's original orders had given Mr Hurd and the Zeptonics companies until 4pm on 26 February 2013 to comply.

"Some compliance has occurred, however many of the orders have not been complied with. Accordingly, Zomojo commenced contempt of court proceedings against Mr Hurd and the Zeptonics companies late last week," Dr Robinson said.

Zomojo will also continue with its claim for significant damages against Mr Hurd, Zeptonics and others. This trial is scheduled for July 2013.

During the recent hearing the Federal Court also heard sworn evidence that Zeptonics had terminated the employment of all its employees on 14 February 2013. Recent ASIC filings also confirm that Matthew Hurd has removed himself as a director of any of the Zeptonics group of companies.

Dr Robinson expressed sympathy for those Zeptonics employees and clients who had been hoodwinked by Mr Hurd.

“I’m sure many Zeptonics staff were totally unaware that the products they were selling or further developing were based on IP that was not owned by their company.

“Once Zeptonics and Mr Hurd fully comply with the Court orders with regard to their handover obligations we will have a clearer picture of the number and disposition of the affected products.

“In the meantime we will continue contacting those companies we can identify that have been unlawfully sold our products by Zeptonics. In particular, any company using the ZeptoLink product is encouraged to contact us immediately.

“The Federal Court of Australia has ordered there must be no ongoing unauthorized use of our intellectual property. But we know many customers will have acquired these products in good faith and we intend to work constructively with them to resolve the situation and to minimize the disruption to their business.

“Zomojo is committed to the support and further development of these and other products.”
Dr Robinson said.

For further information: www.zomojo.com

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