



US District Court Rules in Favor of SPLITFISH GAMEWARE

Bannco Prohibited from Selling Peripherals Containing Splitfish's Copyrighted Firmware or Drivers

ZURICH / EDMONTON - AUGUST 12, 2010 - The United States District Court for the Eastern District of Virginia ruled in favor of SplitFish AG, SplitFish Gameware, Inc., and Nabon Corp., granting a preliminary injunction against Bannco Corp. that enjoins Bannco from selling video game controllers that incorporate or use software code copied from SplitFish's "FragFX" video game controllers. Bannco Corp. was caught in the act of two game peripherals

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produced to mimic the SPLITFISH FRAGFX design and function

Judge T.S. Ellis ruled that Nabon Corp. was the original owner of the software code at issue and that the plaintiffs are likely to succeed on the merits of their copyright infringement claim. Judge Ellis further ruled that Plaintiffs had made a sufficient showing that failure to enjoin Bannco's conduct would result in irreparable harm to the Plaintiffs, that the balance of equities favored Plaintiffs and that an injunction would be in the public interest.

The case is unusual in that the software in question was developed in China and Judge Ellis applied Chinese law in order to establish that Nabon was the copyright owner. The case also represents one of the first instances where a court in the Eastern District of Virginia has applied the more rigorous standard requiring plaintiffs seeking injunctive relief in copyright infringement actions to make a clear showing of irreparable harm. Under prior law, irreparable harm was presumed upon the plaintiff's showing that it was reasonably likely to succeed on the merits of its case.

Internationally renowned copyright firm FINNEGAN successfully argued Bannco's conduct would result in irreparable harm to the Plaintiffs, that the balance of equities favored Plaintiffs and that an injunction would be in the public interest.

About SPLITFISH

Splitfish Gameware develops, manufactures and distributes innovative peripherals to enhance console gaming. The company's philosophy is to deliver products that provide gamers with input devices to fit their gameplay styles and improve user experience. The company has distribution through major European, U.S. and Canadian retailers, along with other distributors worldwide. SPLITFISH AG is headquartered in ZURICH SWITZERLAND. Please go to www.splitfish.com or call + 41 44 586 77 33 for more information.

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