



Selecta Klemm Enforces IP Protection For Its Night Sky® Patterned Petunias, Challenges Westhoff

The company has filed a complaint in U.S. court for patent infringement related to its Sky Petunia patterns.

WEST CHICAGO, ILLINOIS, November 20, 2023: Selecta Klemm (Stuttgart, Germany) today filed a Complaint for patent infringement in the United States District Court for the Eastern District of Texas against German breeding company Westhoff, and unrooted cutting suppliers Vivero Internacional (Mexico); Plant Source International (Mexico); and Cohen Propagation Nurseries (Israel).

The complaint alleges that importation of Westhoff's Discoball™ spotted Petunia varieties into the United States infringes upon Selecta's U.S. Patent Nos. 10,588,288 and 11,266,114 for their well-recognized and protected Sky Petunia pattern introduced into the market in 2016.

Selecta Klemm GmbH Co. KG and Klemm & Sohn GmbH & Co. KG are represented by Cooley LLP (Palo Alto, CA) and The Dacus Firm, P.C. (Tyler, TX).

About Selecta One®: Selecta One® is a registered trademark of Selecta Klemm GmbH Co. KG. Selecta One® varieties are supplied as unrooted cuttings available exclusively through Ball Seed, and as