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May 27, 2025

Company name: Fuso Pharmaceutical Industries, Ltd.
Representative: Mikio Toda, President and Representative Director
(Securities code: 4538, Tokyo Stock Exchange Prime Market)
Inquiries: Corporate Communication Office, Corporate Planning Division
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Notice regarding the Appeal Court Decision in the Patent Infringement Lawsuit Against Us

Fuso Pharmaceutical Industries, Ltd. (the “Company”) has received a judgment (hereinafter referred to as the "Judgment") from the Intellectual Property High Court in an appeal filed by Toray Industries, Inc., seeking an injunction against patent infringement regarding the oral antipruritic agent Nalfurafine Hydrochloride OD Tablets 2.5μg "Fuso" (hereinafter referred to as "this product") [representative original product: Remitch OD Tablets 2.5μg]. We hereby announce the details as follows.

1. The court and date on which this judgment was handed down
(1) Court: Intellectual Property High Court
(2) Judgment date: May 27, 2025

2. Overview of the Appellant
(1) Trade name: Toray Industries, Inc.
(2) Head office location: 1-1, Nihonbashi-Muromachi 2-chome, Chuo-ku, Tokyo 103-8666, Japan
(3) Representative: Mitsuo Ohya, President and Representative Member of the Board

3. Content of the appeal and amount claimed
(1) Contents of the appeal: Patent infringement lawsuits
(2) Charge amount: 8,224,008,843 yen plus late payment charges

4. Background to the filing of the appeal
On December 13, 2018, Toray Industries, Inc. filed a patent infringement lawsuit against us for this product in the Tokyo District Court seeking injunctive relief. The Tokyo District Court subsequently ruled to dismiss Toray Industries, Inc.'s claim, and on March 30, 2021, Toray Industries, Inc. was dissatisfied with this decision and appealed to the Intellectual Property High Court.

5. Summary of the Judgment
The Intellectual Property High Court partially granted Toray Industries, Inc.'s claim and issued a judgment ordering the Company to pay a total of 7,472,878,838 yen plus late payment damages on the said amount.

6. Future Outlook
In response to this ruling, we expect to amend our financial results for the fiscal year ending March 2025, which we announced on May 9. However, we are currently reviewing the figures that should be recorded as losses, and will announce this promptly once they have been finalized.

We also deeply regret that the appeal court ruled to accept only a portion of our claim, and we will thoroughly examine the contents of this ruling and appeal to the Supreme Court.

This ruling leaves no changes to our financial forecast for the fiscal year ending March 2026, which we announced on May 9, 2025.