



**GROUNDS FOR THE ORDER**

7. The Court of Appeal dismisses the appeal by applying [R. 360 RoP](#) accordingly.

8. Pursuant to [R. 360 RoP](#), the Court may at any time, on the application of a party or of its own motion, after giving the parties an opportunity to be heard, dispose of the action by way of order if it finds that an action has become devoid of purpose and that there is no longer any need to adjudicate on it.

9. [R. 360 RoP](#) applies not only if the action itself has become devoid of purpose, but also if the appeal has become devoid of purpose. If the Appellant no longer has a legal interest in lodging the appeal, there is no longer any reason to decide on it. As a result, the appeal has become devoid of purpose within the meaning of [R. 360 RoP](#) (order of the Court of Appeal of 9 January 2025, [EOFlow Co., Ltd v. Insulet Corporation](#), [UPC CoA 584/2024](#), [APL 54646/2024](#)).

10. In the present case, the appeal against the order of the Munich Local Division of 16 December 2024 on a request to produce evidence pursuant to [Art. 59 UPCA](#) and [R. 190 RoP](#) has become devoid of purpose after the withdrawal of the infringement action was permitted and the infringement proceedings were declared closed.

11. It follows that there is no longer any need to decide on the application under [R. 265 RoP](#) and that the appeal must be disposed pursuant to [R. 360 RoP](#).

 **ORDER**

The appeal [APL\\_67638/2024](#) [UPC\\_CoA\\_835/2024](#) is dismissed.

This Order was issued on 22 April 2025.

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