

March 11th, 2026

Dear Valued Customer,

You may have heard about a recent court ruling in DuraPlas' case against DiversiTech. Unfortunately, some misleading statements have been made about the decision and its impact on DiversiTech's plastic-pad patents. We want to set the record straight.

First, the court **DID NOT** declare DiversiTech's patents "valid." That question remains open, with the court allowing DuraPlas' invalidity arguments to move forward. As to DiversiTech's infringement claims, they relate only to Version 1 of the PolarPad®. DuraPlas recently introduced Version 2 of the PolarPad®, designed **without** the features DiversiTech claims under its patents. We did this to ensure you can rely on a stable supply of pads while this litigation proceeds. Today, more than 93% of our PolarPad® products are being supplied using the Version 2 geometry, meaning even an adverse ruling on Version 1 would not disrupt the supply of PolarPad® products.

The court also largely denied DiversiTech's motion to dismiss our antitrust claims, allowing our challenge to DiversiTech's exclusivity arrangements to proceed. **This ruling is an important victory in our effort to protect fair competition and the value it brings to our customers.**

Even as to DuraPlas' other claims, the ruling was not the final word. We have sought the court's permission to file a proposed amended complaint adding details on DiversiTech's alleged fraud before the U.S. Patent and Trademark Office and further allegations of anticompetitive conduct.

Ultimately, we remain steadfast in our commitment to deliver innovative products (PolarPad® and PolarPan®) and **CHOICE** to our customers. Defending free and fair competition is a cause worth pursuing.

Best Regards,



Paul Phillips
President