ORC WG - CRA Mondays

Anyone who still puts AI-generated code into circulation today has conditional intent to infringe the law
– how to limit or at least defer the risk

bitsea.

JUN

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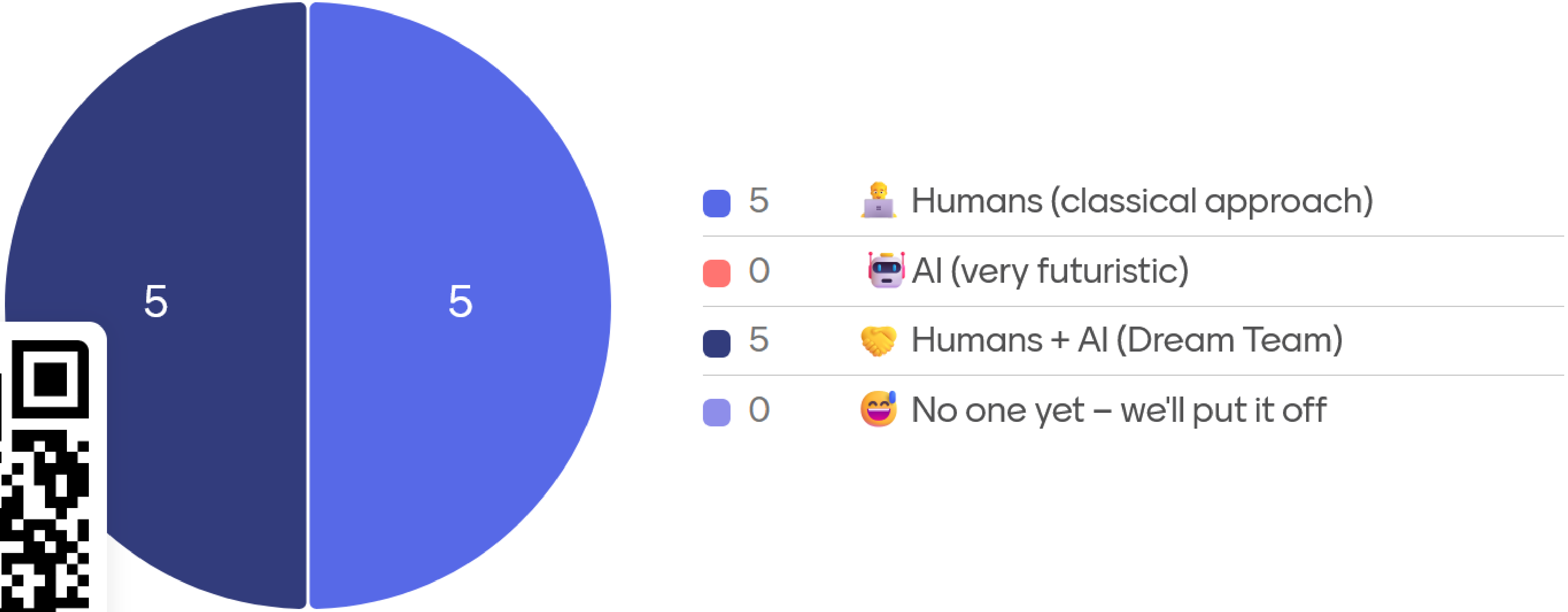
CEO Bitsea GmbH

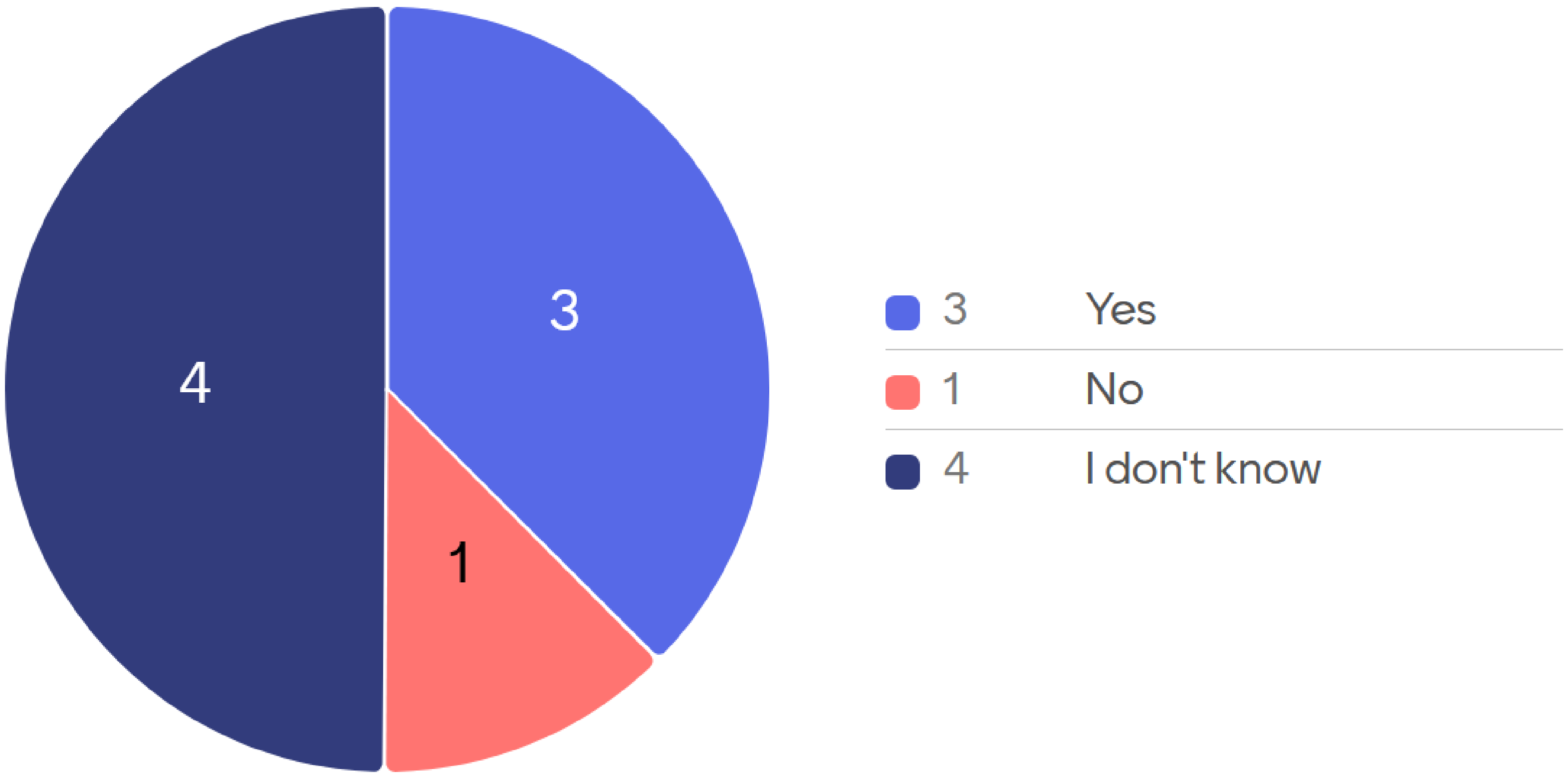
Florian Hackel
JUN Legal GmbH

February 2nd, 2026

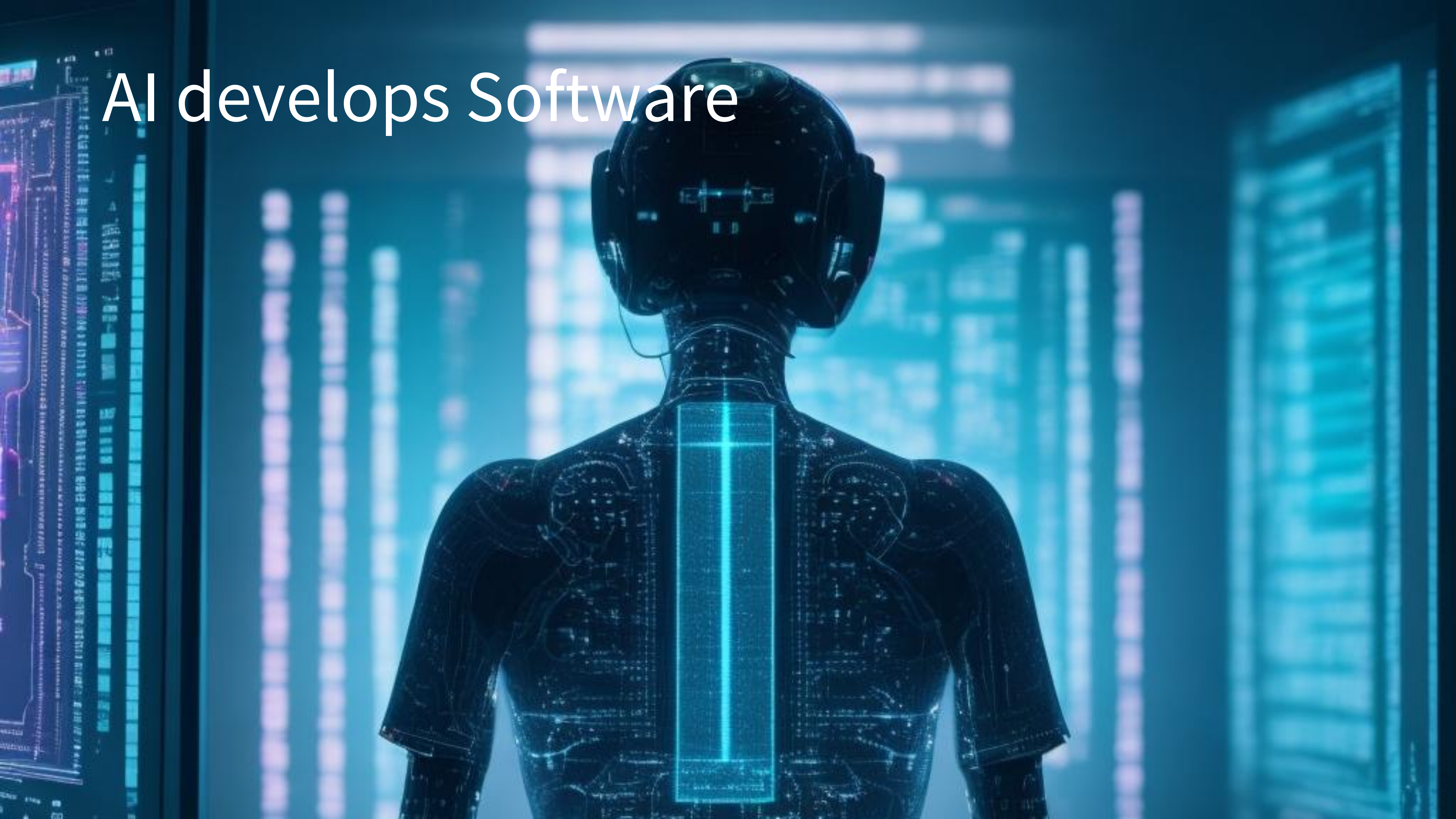
Who writes the code in your company?



Is the code being checked to ensure that it is legally sound?



AI develops Software

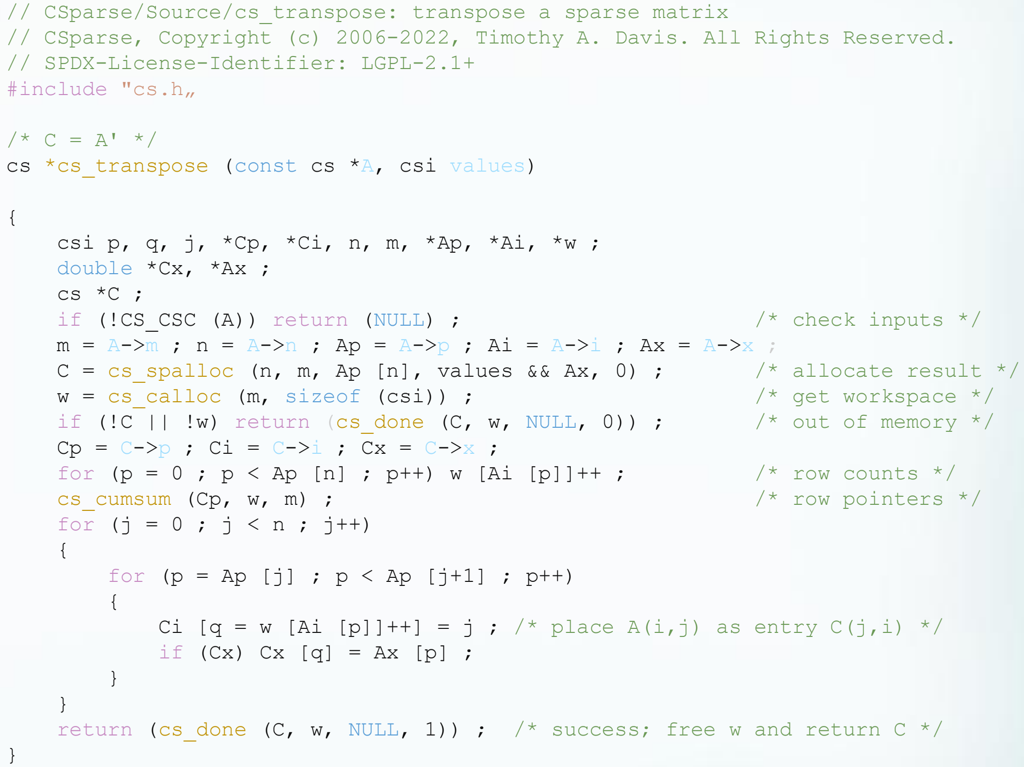


Similar?

```
"/* C = A' */"
cs *cs_transpose (const cs *A, csi values)


{
     csi p, q, j, *Cp, *Ci, n, m, *Ap, *Ai, *w ;
        double *Cx, *Ax ;
        cs *C ;
        if (!CS_CSC (A)) return (NULL) ;                    /* check inputs */
        m = A->m ; n = A->n ; Ap = A->p ; Ai = A->i ; Ax = A->x ;
        C = cs_spalloc (n, m, Ap [n], values && Ax, 0) ;     /* alloc result */
        w = (csi*)cs_calloc (m, sizeof (csi)) ;              /* get workspace */
        if (!C || !w) return (cs_done (C, w, NULL, 0)) ;     /* out of memory */
        Cp = C->p ; Ci = C->i ; Cx = C->x ;
        for (p = 0 ; p < Ap [n] ; p++) w [Ai [p]]++ ;        /* row counts */
        cs_cumsum (Cp, w, m) ;                              /* row pointers */
        for (j = 0 ; j < n ; j++)
        {
            for (p = Ap [j] ; p < Ap [j+1] ; p++)
            {
                Ci [q = w [Ai [p]]++] = j ;    /* place A(i,j) as entry C(j,i) */
                if (Cx) Cx [q] = Ax [p] ;
            }
        }

        return (cs_done (C, w, NULL, 1)) ;  /* success; free w and return C */
}
```



```
// CSparse/Source/cs_transpose: transpose a sparse matrix
// CSparse, Copyright (c) 2006-2022, Timothy A. Davis. All Rights Reserved.
// SPDX-License-Identifier: LGPL-2.1+
#include "cs.h„

/* C = A' */
cs *cs_transpose (const cs *A, csi values)

{
    csi p, q, j, *Cp, *Ci, n, m, *Ap, *Ai, *w ;
    double *Cx, *Ax ;
    cs *C ;
    if (!CS_CSC (A)) return (NULL) ;                     /* check inputs */
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    C = cs_spalloc (n, m, Ap [n], values && Ax, 0) ;      /* allocate result */
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    if (!C || !w) return (cs_done (C, w, NULL, 0)) ;      /* out of memory */
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    cs_cumsum (Cp, w, m) ;                               /* row pointers */
    for (j = 0 ; j < n ; j++)
    {
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        {
            Ci [q = w [Ai [p]]++] = j ; /* place A(i,j) as entry C(j,i) */
            if (Cx) Cx [q] = Ax [p] ;
        }
    }
    return (cs_done (C, w, NULL, 1)) ;  /* success; free w and return C */
}
```
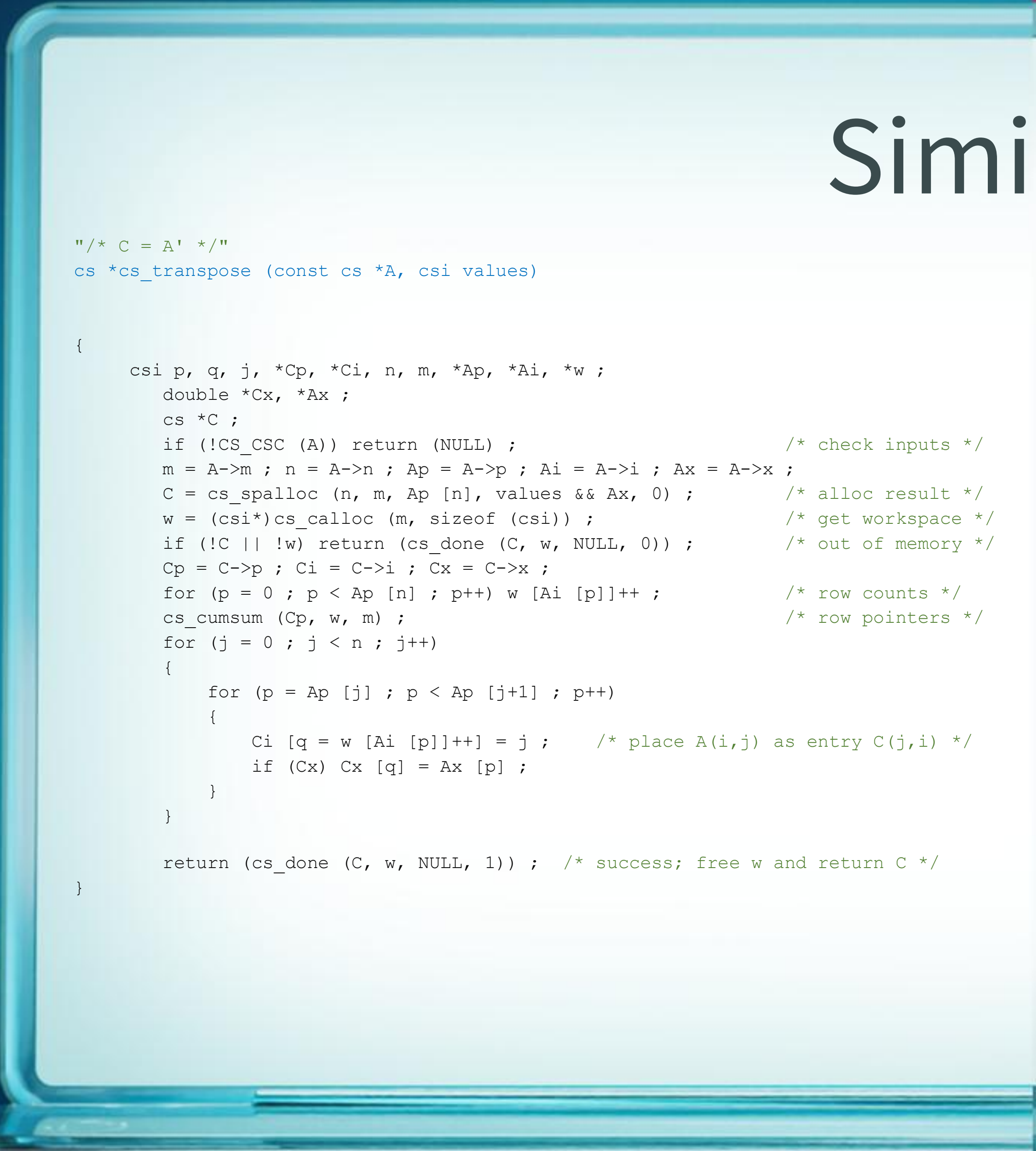

Similiar?



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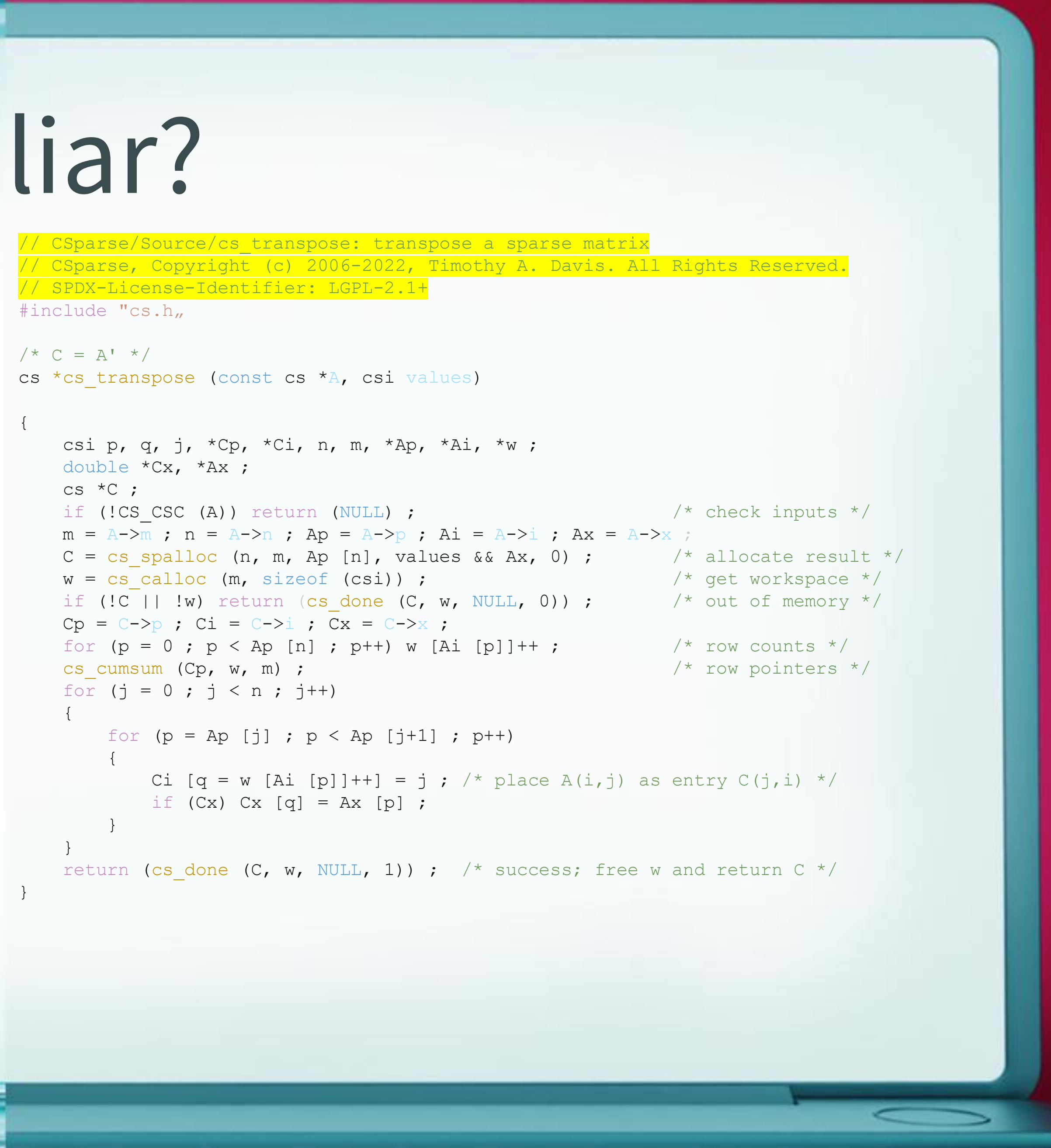
                if (Cx) Cx [q] = Ax [p] ;
            }
        }

        return (cs_done (C, w, NULL, 1)) ;  /* success; free w and return C */
}
```



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    w = cs_calloc (m, sizeof (csi)) ;                   /* get workspace */
    if (!C || !w) return (cs_done (C, w, NULL, 0)) ;    /* out of memory */
    Cp = C->p ; Ci = C->i ; Cx = C->x ;
    for (p = 0 ; p < Ap [n] ; p++) w [Ai [p]]++ ;       /* row counts */
    cs_cumsum (Cp, w, m) ;                              /* row pointers */
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        {
            Ci [q = w [Ai [p]]++] = j ; /* place A(i,j) as entry C(j,i) */
            if (Cx) Cx [q] = Ax [p] ;
        }
    }
    return (cs_done (C, w, NULL, 1)) ;  /* success; free w and return C */
}
```
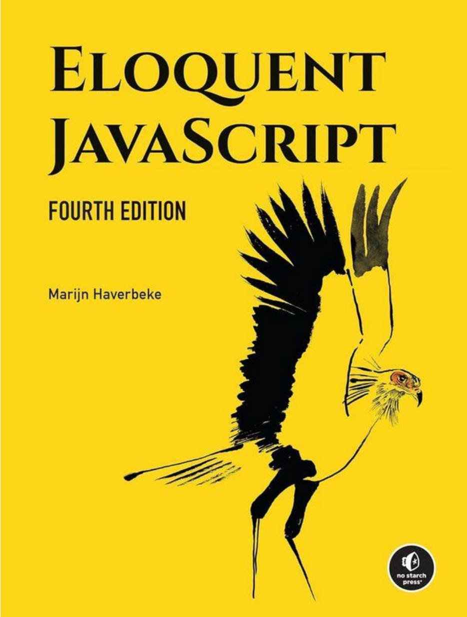

KI generated “IsEven”

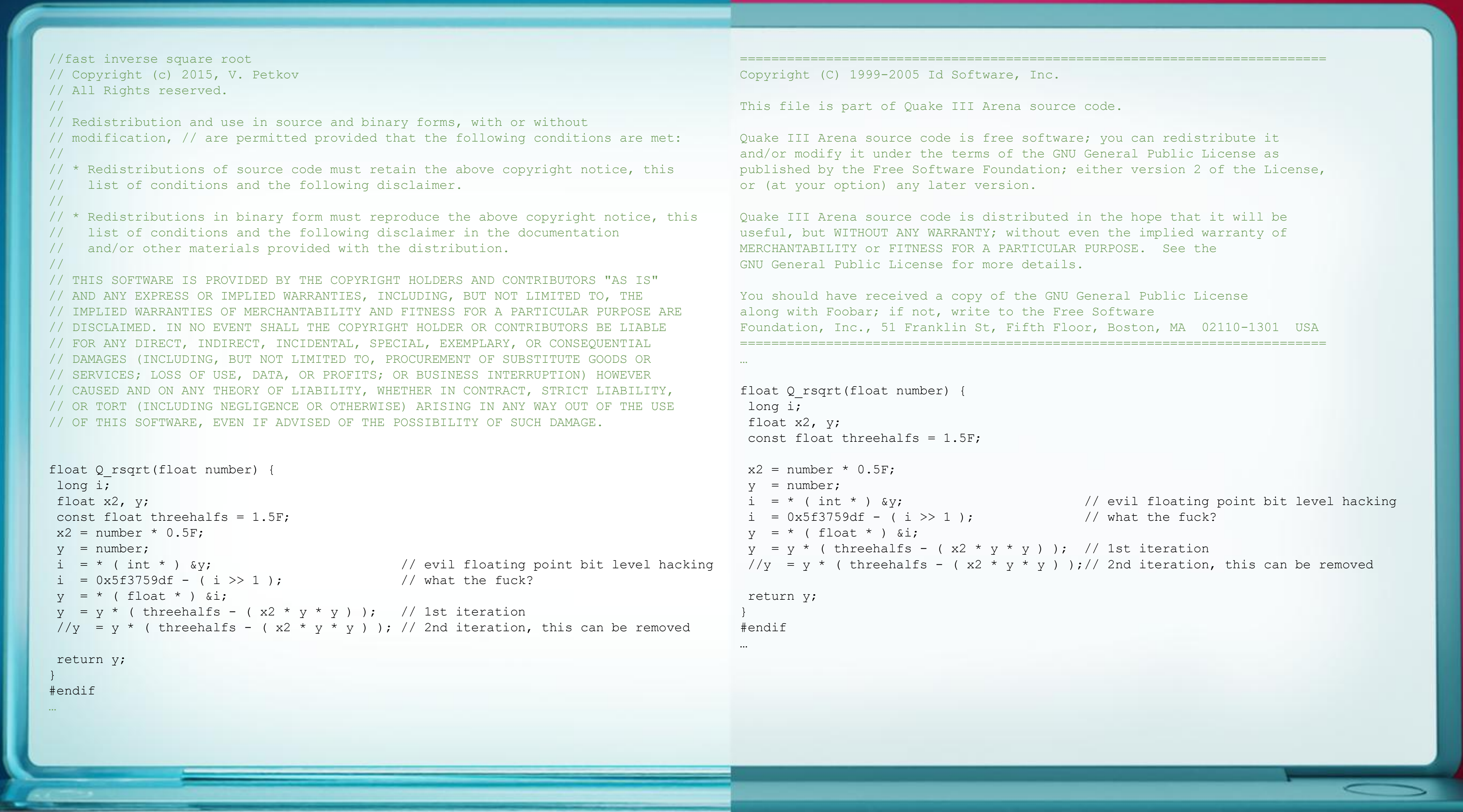
```
function isEven(n)


{
  if (n == 0)
    return true;
  else if (n == 1)
    return false;
  else if (n < 0)
    return isEven(-n);
  else
    return isEven(n - 2);
}

console.log(isEven(50));
// → true
console.log(isEven(75));
// → false
console.log(isEven(-1));
// → ??
```



Eloquent Javascript by Marijn Haverbeke.
https://eloquentjavascript.net/code/#3.2
Buch CC-BY-NC, Code MIT

Experienced Developers

```
function isEven(n)


{
return n % 2 === 0;
}
```



```
//fast inverse square root
// Copyright (c) 2015, V. Petkov
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//
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// OR TORT (INCLUDING NEGLIGENCE OR OTHERWISE) ARISING IN ANY WAY OUT OF THE USE
// OF THIS SOFTWARE, EVEN IF ADVISED OF THE POSSIBILITY OF SUCH DAMAGE.


float Q_rsqrt(float number) {
 long i;
 float x2, y;
 const float threehalfs = 1.5F;
 x2 = number * 0.5F;
 y  = number;
 i  = * ( int * ) &y;                        // evil floating point bit level hacking
 i  = 0x5f3759df - ( i >> 1 );               // what the fuck?
 y  = * ( float * ) &i;
 y  = y * ( threehalfs - ( x2 * y * y ) );   // 1st iteration
 //y  = y * ( threehalfs - ( x2 * y * y ) ); // 2nd iteration, this can be removed

 return y;
}
#endif
…
```

```
===========================================================================
Copyright (C) 1999-2005 Id Software, Inc.

This file is part of Quake III Arena source code.

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and/or modify it under the terms of the GNU General Public License as
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along with Foobar; if not, write to the Free Software
Foundation, Inc., 51 Franklin St, Fifth Floor, Boston, MA  02110-1301  USA
===========================================================================
…

float Q_rsqrt(float number) {
 long i;
 float x2, y;
 const float threehalfs = 1.5F;

 x2 = number * 0.5F;
 y  = number;
 i  = * ( int * ) &y;                       // evil floating point bit level hacking
 i  = 0x5f3759df - ( i >> 1 );              // what the fuck?
 y  = * ( float * ) &i;
 y  = y * ( threehalfs - ( x2 * y * y ) );  // 1st iteration
 //y  = y * ( threehalfs - ( x2 * y * y ) );// 2nd iteration, this can be removed

 return y;
}
#endif
…
```
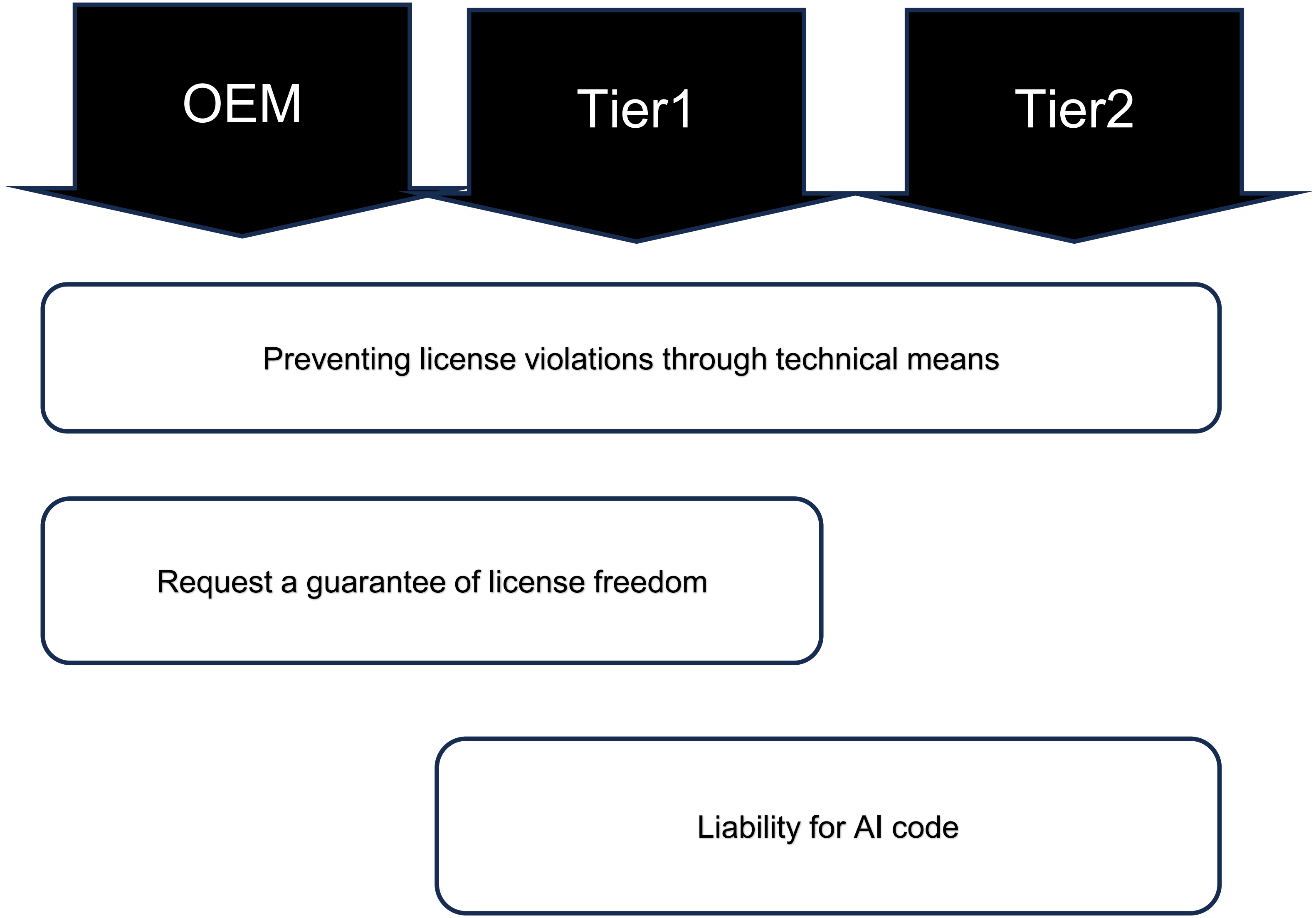

Solve the problem yourself or have it solved



OEM

Tier1

Tier2

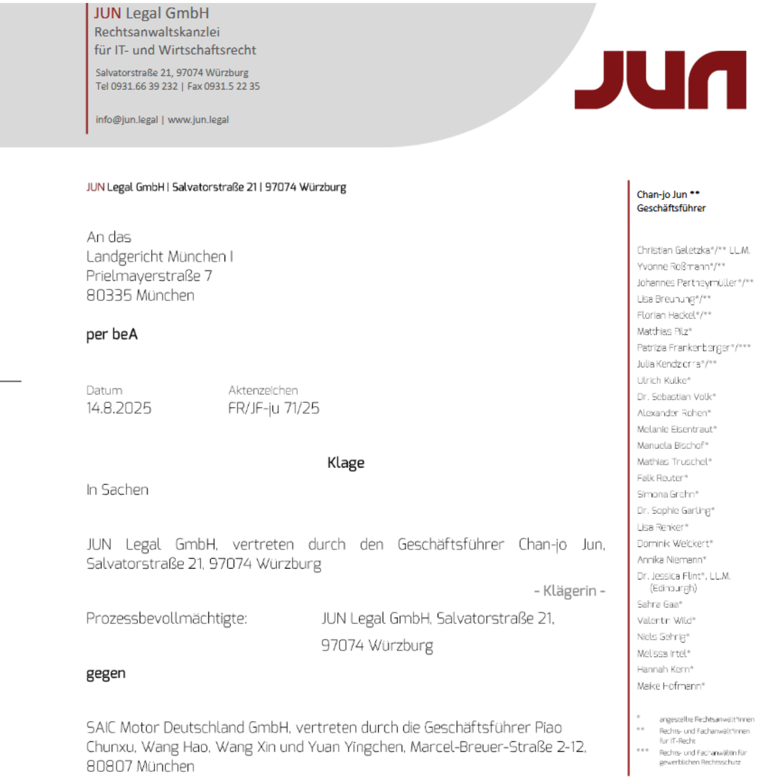
Preventing license violations through technical means

Request a guarantee of license freedom

Liability for AI code

Usage(Good faith)=/dev/zero

- Infringement regardless of fault
- Munich Regional Court Jun./. SAIC: Warranty claim due to FOSS infringement



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Rechtsanwaltskanzlei
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JUN

JUN Legal GmbH | Salvatorstraße 21 | 97074 Würzburg

An das
Landgericht München I
Prielmayerstraße 7
80335 München

per beA

Datum	Aktenzeichen
14.8.2025	FR/JF-ju 71/25

Klage

In Sachen

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- Klägerin -

Prozessbevollmächtigte: JUN Legal GmbH, Salvatorstraße 21,
97074 Würzburg

gegen

SAIC Motor Deutschland GmbH, vertreten durch die Geschäftsführer Piao Chunxu, Wang Hao, Wang Xin und Yuan Yingchen, Marcel-Breuer-Straße 2-12, 80807 München

Chan-jo Jun **
Geschäftsführer

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Niels Gehrig*
Melissa Irtel*
Hannah Kern*
Maike Hofmann*

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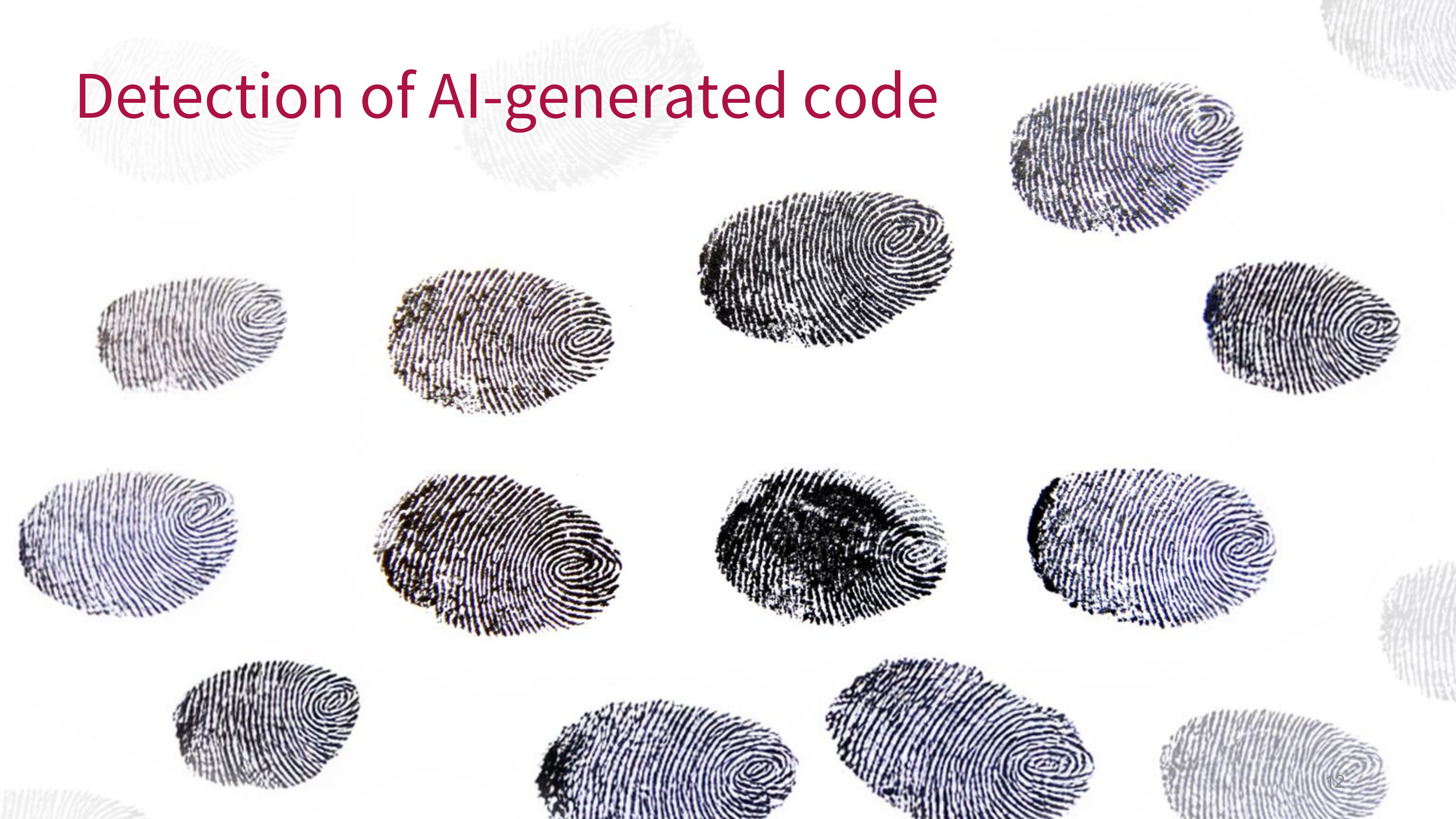
*** Rechts- und Fachanwältin für gewerblichen Rechtsschutz

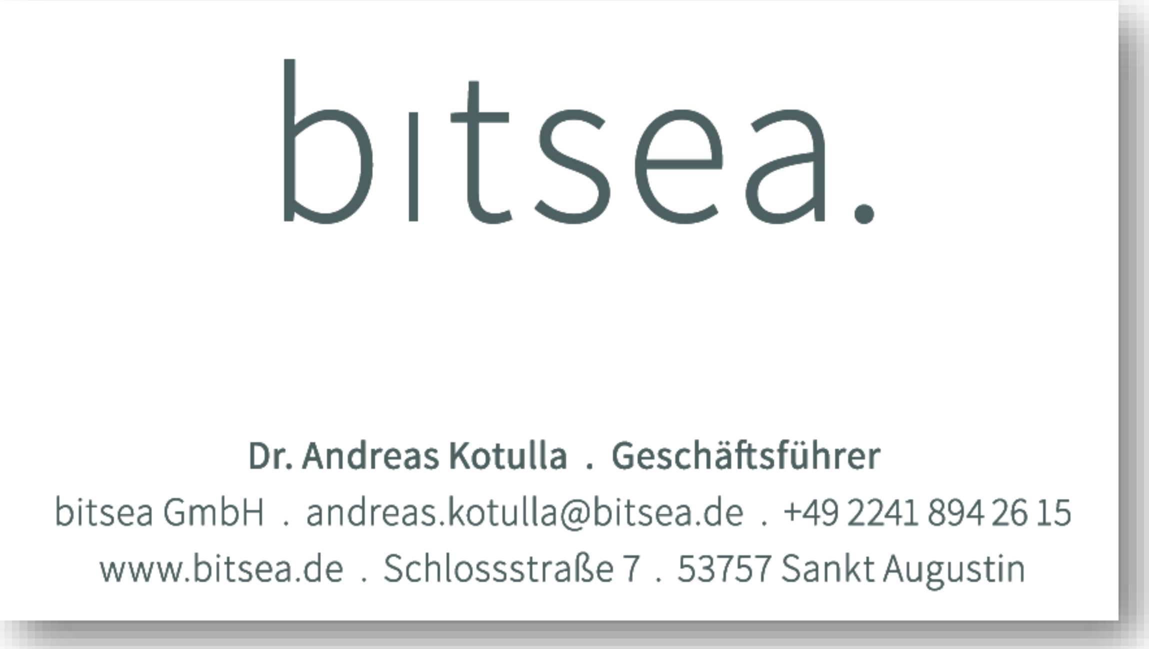
Detection of AI-generated code



Protective Measures: What Developers and Companies Need to Do Now

Summary

Contact



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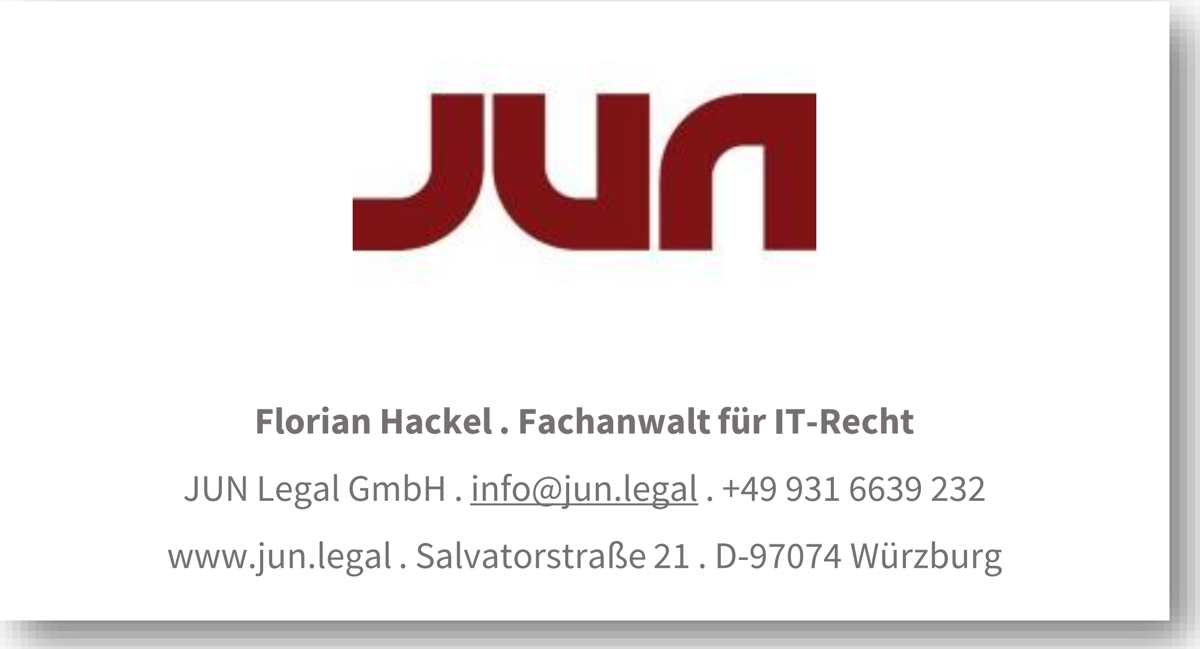
www.bitsea.de . Schlossstraße 7 . 53757 Sankt Augustin



Florian Hackel . Fachanwalt für IT-Recht

JUN Legal GmbH . info@jun.legal . +49 931 6639 232

www.jun.legal . Salvatorstraße 21 . D-97074 Würzburg