

Newsletter September, 2008

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The MIPO's Appeal was Rejected

Beijing Higher People's Courtrecently rejected MIPO (MIPO Science & Technology Co., Ltd. Guangzhou)'s appeal in its final rule and hold the judgement of Beijing Second Intermediate People's Court. In its judgement, Beijing Second Intermediate People's Court ruled that the ink box product manufactured and sold by MIPO infringed Invention patent rights of Seiko Epson Corporation, and orderd MIPO to cease infringing activities and pay the indemnity to Epson including damages RBM380,000. Then MIPO didn't accept this judgement and appealed. (Source: bjgy.chinacourt.org)

Patent Event

The 2008 China International Patent Fair kicked off yesterday in Dalian, Liaoning province.

The three-day fair brought 4,100 patents held by 15 international exhibition groups from 11 countries and regions like Russia, South Korea and Finland. Chinese delegations from 18 provinces attended the fair. (Source: China Daily)

Disney Domain Arbitration

The China International Economic and Trade Arbitration Commission recently rendered a ruling in favor of the US-based Disney Enterprises Inc. The respondent in the case is held having registered the domain name disneybaby.cn.

Disney has registered the namesake trademark in 15 classes of goods in China while holding top domain names in disney.com and disneybaby.com, the latter of which represents a brand targeting infants and babies.

The commission held that there is an explicit and exclusive association between the registered trademark Disney and the Disney Enterprises. No one is allowed to use the registered trademark Disney without authorization. As sought by Disney, the respondent will transfer the domain name to Disney free of charge.

(Source: China Daily)

Seminar on Protecting Online IP

A seminar on Olympic online IPR protection was recently held in Shanghai to discuss the IPR issues in the marketing of major sports



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and global events. The seminar was organized by E-commerce and Information Network Law Study Committee and Intellectual Property Law Study Committee of the Shanghai Bar Association, and Shanghai IP Research Institute.

The lawyers discussed the South Korean broadcast leaking of the rehearsal of the Games' opening ceremony, Olympic Internet broadcasting and ambush marketing and gave suggestions for IPR protection of the 2010 Shanghai World Expo. (Source: China Daily)

IPR Protection Aid Center

The State Intellectual Property Office recently approved the establishment of China (Changzhou) IPRProtectionAidCenter, which makes Changzhou one of the first cities to set up IPR aid center. At present, all preparatory work is in process.

In order to promote local enterprises' independent innovation and invention activities, the municipal intellectual property office implemented a series of policies and measures to support inventions and protect IPR.

The city has established coordination mechanism to protect intellectual property rights and explored assistance services for IPR protection. The establishment of the IPR aid center is expected to help to perfect IPR

aid system and promote the development of IPR aid services in Changzhou. (Source: China Daily)

Patent Application Funds

The Urumqi Intellectual Property Office recently issued the first batch of patent application funds to support 95 patent applications.

A total of 79,860 yuan was granted to local units and individuals. The funds were used as patent application fees and examination fees for invention, utility model and design patents.

The special funds focused on financing invention patent applications as well as application, registration and maintenance of utility models.

(Source: China Daily)

Applications Rise

Liaoning province witnessed 8,342 patent applications in the first half of this year, rising 35.5 percent over the same period of last year.

Among the total applications, there are 2,568 invention patent applications, up 19.7 percent year-on-year; 4,775 utility model patent applications, up 44.7 percent year-on-year; and 999 design patent applications, up 40.1 percent year-on-year.

The patent grants reached 4,394 pieces. (Source: China Daily)





IP Protection Center Set up

The Fujian Provincial Intellectual Property
Protection and AidCenter was recently
established, which makes Fujian one of the
provinces authorized to establish IP protection
and aid centers.

The center is expected to work as a platform for the province to implement the National IP Strategy and IP protection campaign, the Fujian Provincial IP Office says. (Source: China Daily)

Matchmaking Projects

A matchmaking meeting for patented technologies and investment will be held on September 7 at the Xiamen International Convention and ExhibitionCenter.

At the meeting, 40 companies holding patented technologies and investors will talk face to face in meetings lasting about 20 minutes. Hundreds of patent owners are to take part.