



知识产权观察 IP Newsletter

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337 Investigation U.S

◆ Recent Section 337 Complaints

On February 8, 2007, SiRF Technology, Inc. filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Certain GPS Chips, Associated Software and Systems, and Products Containing Same. The ITC has identified Global Locate, Inc. as respondent in the above mentioned complaint.

On February 9, 2007, Arm's Reach Concepts, Inc. filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Certain Bassinet Products. The ITC has identified Simplicity, Inc. Reading as respondent in the above mentioned complaint.

On February 16, 2007, Microsoft Corporation filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Certain Unified Communications Systems, Products Used With Such Systems, and Components Thereof. The ITC has identified Alcatel-Lucent as respondent in the above mentioned complaint.

◆ 337-related Commission Notices

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The U.S. ITC will institute a Section 337 investigation of certain digital cameras and component parts thereof, based upon a complaint filed on January 19, 2007, by St. Clair Intellectual Property Consultants, Inc.. The products at issue in this investigation are certain digital cameras and component parts thereof. St. Clair Intellectual Property Consultants, Inc. alleges that the importation into the United States and the sale within the United States after importation of the above-mentioned products has infringed the patents owned by the complainant. The complainant request issuance of a permanent exclusion order and permanent cease and desist order. The ITC has identified Eastman Kodak Company as respondent.

The U.S. ITC will institute a Section 337 investigation of certain lighting products, components thereof and products containing the same, based upon a complaint filed on January 23, 2007, by Cooper Lighting, Inc.. The products at issue in this investigation are certain lighting products, components thereof and products containing the same. Cooper Lighting, Inc. alleges that the importation into the United States and the sale within the United States after importation of the above-mentioned products has infringed the patents owned by the complainant. The complainant request issuance of a permanent exclusion order and permanent cease and desist order. The ITC has identified Cordelia Lighting, Inc. and Jimway, Inc. from Canada as respondents.

The U.S. ITC will institute a Section 337 investigation of Certain Dynamic Random Access Memory Devices and Products Containing Same, based upon a complaint filed on January 29, 2007, by Renesas Technology Corp.. The products at issue in this investigation are Certain Dynamic Random Access Memory Devices and Products Containing Same. Renesas Technology Corp. alleges that the importation into the

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United States and the sale within the United States after importation of the above-mentioned products has infringed the patents owned by the complainant. The complainant request issuance of a permanent exclusion order and permanent cease and desist order. The ITC has identified Samsung Electronics Co., Ltd. (Korea) and Samsung Electronics America, Inc. (NJ) as respondents.

删除的内容:

IP Enterprise Strategy

Ceramics Enterprises of Foshan City Signed Self-discipline Agreement on IP Protection

Recently, 14 famous ceramics enterprises of Foshan City, Guangdong Province signed Self-discipline Agreement of Foshan Ceramics Industry Association on Intellectual Property Protection (Self-discipline Agreement). According to the Self-discipline Agreement, all those enterprises, which are legally registered in Foshan City and own the independent intellectual property, may become the members of the Self-discipline Agreement. The Self-discipline Agreement allows for the enforcement organ of the Self-discipline Agreement to settle the disputes concerning intellectual property between the members or the member and the non-member. The enforcement organ shall settle the disputes through mediation, verification of specialists, investigation or verdict.

IP Cases

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◆ **Tencent vs. MMIM Closed in First Instance**

Recently, Beijing No. 1 Intermediate People's Court announced its judgment of first instance on the suit brought by Shenzhen Tencent Computer System Ltd. (Tencent) against MMIM Technologies Ltd. (MMIM) over infringement on computer software copyright and unfair competition. MMIM was required to cease the unfair competition acts infringing Tencent mobile QQ instant communication system and to compensate Tencent RMB 2,000,000 for economic losses.

Backgrounds: In February 2006, Tencent found that MMIM had, without any authorization, connected QQ server system by means of technology and been providing Tencent QQ instant communication service to its clients. On May 30, 2006, Tencent filed the suit with Beijing No. 1 Intermediate People's Court against MMIM over infringement on computer software copyright and unfair competition.



◆ **First IP Arbitration Center of Chinese Mainland**

Founded in Xiamen

Recently, the first special intellectual property arbitration center of Chinese mainland, namely Intellectual Property Arbitration Center of Xiamen Arbitration Commission (the Center) was founded in Xiamen City. The Center aims to settle the intellectual property disputes professionally, promptly and efficiently.

◆ **China Begin the Use of Special Indication for Products with**

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Graphical Indication

Recently, State Administration for Industry and Commerce (SAIC) announced the special indication for products with graphical indication and promulgated the Administration Measures on Special Indication for Products with Graphical Indication (Measures) at the same time. In accordance with the Measures, both the registrants of the graphical indications approved by the Trademark Office of SAIC and the manufacturers and dealers of the products with graphical indication licensed by the registrants, may use the above-mentioned special indication. The user may use this special indication for free, together with the graphical indication.

IP Cooperation

◆ Sino-German Forum on IP Protection held in Beijing

Recently, Sino-German Forum on IP Protection was jointly held by Beijing Technology Exchange & Promotion Center (Beijing Technology Transfer Service Alliance) and Berlin Patent Law Firm in Beijing. The attendees of the forum discussed the issues such as protecting patent and trademark through international intellectual property convention, and etc.

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