

知识产权观察 IP Newsletter

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337 Investigation U.S

Recent Section 337 Complaints

On February 28, 2008, CryoCor, Inc. filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding catheter, consoles and other apparatus or CryoSurgery. The ITC has identified CryoCath Technologies, Inc. from Canada as respondent in the above mentioned complaint.

IP Enterprise Strategy

A Symposium Held between SIPO Patent Reexamination

Committee and Supreme Court

To unify law enforcement standard and enforce exchange of experience, SIPO Patent Reexamination Committee schedules a regular meeting with China Supreme Court, Beijing Superior Court and Beijing and Beijing No.1 Intermediate Court. Thus, a business symposium between the committee and IP adjudication division of the Supreme Court was held recently.

An examiner from Administrative Proceeding Section of the committee gave keynote

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speech about duplicated patent grants and relevant applications. Participants of the symposium then held profound and comprehensive discussion on related law issues from aspects of original legislative concept, value orientation, litigation requirement and public interests, and also amendment of the Patent Law and its Implementation Rules. For further exchange, the Reexamination Committee will have two examiners to work in the Supreme Court this year.

Both parties highly praised the exchange and will create more exchange opportunities so as to promote unification of infringement judgment and administrative authorization.

IP Cases

The final judgment of the first patent infringing case in Liaoning Province

Last year, the Shenyang City Intermediate People's Court held that: firstly, the defendant Dandong Great Wall Environmental Equipment Co., Ltd. (“Dandong”) shall stop infringing plaintiff’s patent; secondly, the defendant shall compensate plaintiff RMB250,000. A few days ago, the Liaoning Province High People's Court issued a final judgment on this case: the defendant Dandong must immediately stop infringing plaintiff Zhao Jun’s patent, and pay plaintiff RMB250,000 as economic losses in accordance with the regulation.

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✦ Trade News

◆ Baosteel holds Best Record

During last year, Baoshan Iron and Steel Corporation ("Baosteel") showed tendency to protecting intellectual property rights. Baosteel has filed 800 patent applications of which 350 applications are for invention patents. 424 patents were granted, 59 patents of which are for inventions. Baosteel holds the best record.

✦ IP Cooperation

◆ China ranks eighth in 2007 international trademark applications

Recently, the World Intellectual Property Organization (WIPO) announced that the World Intellectual Property Organization Madrid system of international registration marks in 2007 totaled 39,945 international trademark applications, over 9.5 percent of the growth of 2006. China has filed 1444 applications, ranking eighth in the world. At the same time, China still been granted the highest international trademark applications.

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