


知识产权观察 IP Newsletter

Chief Editor: Ruixue Ran Vol.18 2007


News: On September 9, 2007, Ms. Ran Ruixue was invited by the Ministry of Commerce to attend the 11th "September 8" Fair for Investment & Trade. At the seminar on U.S. 337 investigation and the proper way for Chinese enterprises to respond, Ms. Ran gave a presentation on the proper way for Chinese enterprises to respond to U.S. 337 investigations for the attendees.

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 *337 Investigation U.S* **Recent Section 337 Complaint**

On September 10, 2007, Steven F. Reiber and Mary L. Reiber filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Hard Disk Drives, Components Thereof, and Products Containing the Same. The ITC has identified Western Digital Corporation, Seagate Technology, Toshiba America Information Systems, Inc., Hewlett-Packard Company and Dell, Inc. as respondents in the above mentioned complaint.

 *IP Enterprise Strategy* **IP Protection Area First Established at International Expo
for Small and Medium Enterprises**

Recently, the Fourth International Expo for Small and Medium Enterprises and Expo for Chinese and Japanese Small and Medium Enterprises (the Expo) were held in Guangzhou. The specific exhibition area for protection of intellectual property rights was established at the Expo. At this area, principles, policies and laws regarding China's IP protection were introduced and the achievements of China's IP protection were showed in various ways.

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 *IP Cases* **Tencent vs. MMIM Closed**

Recently, Beijing Senior People's Court announced its final judgment 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 450,000 for economic losses in one full payment.

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

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**◆ 2007 Seminar for International Copyright Trade Development
Held in Beijing**

Recently, the 2007 Seminar for International Copyright Trade Development (the Seminar) was held at Beijing International Trade Centre. It was announced that such kind of seminar would be held annually. Copyright experts gave speeches regarding the subject matter of the Seminar, i.e. Concept and Realization of Industrialization of Chinese Copyright.

**◆ Cooperative Partner Relationship between CIPTC and WIPO
on IP International Training Established**

Recently, a ceremony for the establishment of the cooperative partner relationship between China Intellectual Property Training Center (CIPTC) and World Intellectual Property Organization (WIPO) was held in Beijing. The relevant officials of CIPTC and WIPO attended the ceremony. The ceremony signaled that CIPTC has become a cooperative partner of WIPO on intellectual property international training.

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◆ 16th Sino-Japanese IP Seminar Held in Harbin

Recently, the 16th Sino-Japanese Intellectual Property Seminar was held in Harbin. This seminar was jointly held by All-China Patent Agents Association, Chinese Patent Department of the Association for the Promotion of International Trade of Japan and Intellectual Property Bureau of Heilongjiang Province. Over 200 representatives from Chinese and Japanese agencies attended the seminar.

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