


知识产权观察 IP Newsletter

Chief Editor: Ruixue Ran Vol.14 2007

News: On July 9, 2007, Ms. Ran Ruixue was invited by the Linhai Municipal Government of Zhejiang Province to attend a forum on high-level trademark strategy for enterprises. She gave a presentation on the proper way to respond to U.S. 337 investigations for the enterprises and the authorities of industry and commerce of Linhai City.

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337 Investigation U.S

◆ Recent Section 337 Complaints

On July 19, 2007, Tillotson Corporation d/b/a Best Manufacturing Company filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Nitrile Rubber Gloves. The ITC has identified the following companies as respondents in the above mentioned complaint: Cardinal Health, Inc., Dublin, Ohio; Cardinal Health 200, Inc., McGaw Park, Illinois; Cardinal Health Malaysia, Bayan Lepas, Malaysia; Henry Schein, Inc., Melville, New York; HSI Gloves Inc., Melville, New York; Latexx Partners Berhad, Darul Ridzuan, Malaysia and Medtexx Partners Inc., Englewood, New Jersey.

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◆ **Expo for Creation and Development Achievements of Nationwide Small and Medium-sized Enterprises Held in Beijing**

The Expo for Creation and Development Achievements of Nationwide Small and Medium-sized Enterprises was held in Beijing. Over 1,100 enterprises participated in the Expo and more than 16,000 kinds of products were exhibited. This Expo was the first one specifically held by the government to show the development of small and medium-sized enterprises of China since the establishment of PRC.

◆ **Over 10,000 Pieces of Software Copyright Registered in the First Half 2007**

Recently, the Copyright Protection Center of China (CPCC) published the Statistical Report on Software Registration of China in the First Half Year (Report) for 2007. According to the data in the Report, the number of the software registrations with the CPCC in the first half 2007 was 11,400. The number of the software copyright registrations was reported to be 10,800; this accounts for 94.99% of all the software registration.

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 *IP Cases* **Rock v. Four Companies**

Rock Records Co., Ltd. (Rock) brought a suit with the Intermediate People's Court of Changsha City, Hunan Province against Changsha Guangda Broadcasting & TV Network Co., Ltd., Beijing Hotline95 Information Industry Co., Ltd., Hunan Hotline95 Information Industry Co., Ltd. and China Mobile (Hunan) Co., Ltd., Changsha Branch (Four Companies). Rock claimed RMB 1,180,000 for its economic losses.

Background: Rock discovered Four Companies, through cable TV, provided a song request service to play the works of MTV. Four Companies did not have permission to use the works of MTV through cable TV. Rock as the producer claimed the rights to the works of MTV. Rock brought suit against Four Companies for infringement of the copyrights to the works of MTV.

 *Trade News* **2007 International Copyright Forum Held in Beijing**

The 2007 International Copyright Forum was jointly held by National Copyright Administration of PRC and World Intellectual Property Organization in Beijing. The keynote of this forum was Copyright Protection and Industrial Development of the Internet. Besides the main forum, there were two sub-forums that were "Copyright Protection on Publication through Internet" and "Copyright Protection on Industry of Online Games".

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◆ **MOU on Establishment of Intellectual Property Working
Group of Sino-Switzerland Joint Commission**

Recently, the Memorandum of Understanding on Establishment of Intellectual Property Working Group of Sino-Switzerland Joint Commission (MOU) was signed in Beijing. Through the execution of the MOU, Switzerland acknowledged China is making great strides to comply with the regulations imposed on the PRC since joining the WTO. The MOU will also help promote intellectual property cooperation between China and Switzerland.

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