

知识产权观察 IP Newsletter

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Catalog


337 Investigations in the U.S.

-  337-related Commission Notices




IP Strategy of Enterprises

-  Amount of Patent Applications Filed by Central Enterprises Exceed 10 Thousand


IP Case

-  Case of Trademark Infringement Filed by US Enterprise Rejected in the First Instance

Trade News

-  ISO Accept IGRS International Standard Motion of China
-  State Copyright Administration of China Announce Copyright Royalty Standard for Karaoke Lounge
-  Project Introduction to National Management and Service System on Karaoke Announced

IP Cooperation

-  China and Europe Held International Seminar on Protection of Traditional Knowledge

East Associates

19th Floor, Landmark Tower 2, 8 North Dongsanhuan Road, Beijing 100004, China

Tel: (8610)6590 6639-254/284 Fax: (8610) 6590 6650 / 6590 6651

Email: ruixue_ran@ealawfirm.com



337 Investigation U.S

◆ 337-related Commission Notices

On August 11, 2006, the U.S. ITC issued a limited exclusion order against products of respondent System General Corporation of Taipei, Taiwan in a 337 investigation (No. 337-TA-567). This investigation was terminated. The Commission instituted this investigation in June 2005, based on a complaint filed on behalf of Power Integrations, Inc. of San Jose, California and the product concerned is certain Power Supply Controllers and Products Containing Same.



IP Strategy of Enterprise

◆ Amount of Patent Applications Filed By Central Enterprises

Exceed 10 Thousand

Recently, Li Rongrong, Director of the State-owned Assets Supervision and Administration Commission, said at the conference for the people in charge of central enterprises that the central enterprises had submitted 10031 patent applications in 2005, up by 50% over the same period of the previous year. The amount of the authorized patents in 2005 is 4948, up by 30% over the same period of the previous year. The aforesaid numbers shows the notable improvement of central enterprises' capabilities of independent innovation.

 *IP Case* **Case of Trademark Infringement Filed by US Enterprise
Rejected in the First Instance**

Recently, Beijing Second Intermediate People's Court announced its judgment of the first instance on the case over dispute of infringing the trademark brought by American Auto Accessories Inc. (the Plaintiff) against Beijing 3A Racing Auto Accessories INC. (the Defendant). In this case, the Plaintiff required the Defendant to cease the infringement and compensate the Plaintiff's loss. The Plaintiff also asked the court to determine the concerned trademark as a well-known trademark. Because the Plaintiff failed to provide enough evidences verifying the concerned trademark's being a well-known trademark and the termination of the Plaintiff's authorization to the Defendant, Beijing Second Intermediate People's Court rejected the Plaintiff's claim.

 *Trade News* **ISO Accept IGRS International Standard Motion of China**

Recently, the IGRS (Intelligent Grouping and Resource Sharing) International Standard Motion submitted to ISO by IGRS Standard Working Group of China was accepted by 19 votes, which was an absolute majority of votes. This terminates the nearly 20-year history of the China's motion not being accepted by ISO in the area of information technology.

Background: On June 29, 2005, Ministry of Information Industry of PRC announced IGRS Standard Version 1.0 as the recommended industry standard. Therefore, IGRS Standard became the first "3C Technology Standard for Coordinate Industry" and

the first “Chinese Standard” launched and led by Chinese enterprises.

◆ State Copyright Administration of China Announce Copyright

Royalty Standard for Karaoke Lounge

Recently, State Copyright Administration of China, upon wide investigation and analysis, announced the Copyright Royalty Standard for Karaoke Lounge on its official website. Within one month from the date this Standard was announced, comments and suggestions from various circles would be solicited. The announced Standard is RMB 12 Yuan each day for each Karaoke room. This Standard only stipulates the maximum of the copyright royalty. As for the real collection of the copyright royalty, the royalty may be properly adjusted based on the different regions and the different scale of the Karaoke Lounges within the same region.

◆ Project Introduction to National Management and Service

System on Karaoke Announced

Recently, Project Introduction to National Management and Service System on Karaoke (hereinafter referred to as “the Introduction”) was formally announced on the official website of Ministry of Culture of PRC. According to the Introduction, this service system will become a service system of intellectual property information through construction, providing public service for the copyright business between the owner of intellectual property right and the operator of Karaoke lounge, protecting each party’s legitimate rights and interests.



◆ China and Europe Held International Seminar on Protection of Traditional Knowledge

Recently, State Intellectual Property Office of PRC and European Patent Office jointly held an international seminar titled “Asian Traditional Knowledge: Development of Asian Patent Search Database” in Beijing. This seminar is an important part of the bilateral cooperation between State Intellectual Property Office of PRC and European Patent Office in 2006.