


# 知识产权观察 IP Newsletter



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## *337 Investigation U.S*

### ◆ Recent 337 Complaints

On October 3, 2006 Geoffrey McCabe filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Stringed Musical Instruments and Components thereof. The ITC has identified Floyd Rose Guitars and Ibanez, Inc. from the US and Vigier, Inc. from France as respondents in the above mentioned complaint.



## *IP Strategy of Enterprise*

### ◆ Ministry of Commerce Announces the First 434 China's Time-honored Brand

Recently, Ministry of Commerce initially determined 434 brands each as China's Time-honored Brand and announced, through its official website, these time-honored brands and their owners. The above time-honored brands belong to industries such as catering and accommodating, food processing, medicine, service and commerce etc., and are distributed in China's more than 20 provinces, autonomous regions and directly administered municipalities.

## ◆ Shijiazhuang Promulgates New Administration Measures on Special Patent Fund

Recently, Science and Technology Bureau, Bureau of Finance, Intellectual Property Bureau of Shijiazhuang City jointly promulgated the new Administration Measures on Special Patent Fund (hereinafter referred to as “the new Measures”). The new Measures increased the assistance amount for the patent application and adjusted and regulated in detail the scope of use of the patent fund.

### ✦ IP Case

## ◆ Sohu Accused of Unauthorized Use of Crystal Picture

Recently, the website starhave.com filed a suit with the People’s Court of Haidian District, Beijing against Beijing Sohu Internet Information Service Co., Ltd. (hereinafter referred to as “Sohu”) for its unauthorized use and modification of the works of starhave.com. The People’s Court of Haidian District, Beijing trialed in court this case.

Background: In May 2005, for the purpose of marketing the electronic business, the Plaintiff starhave.com publicized its commercial works consisting of a group of plain crystal pictures with words for explanation. On May 30, 2005, the Plaintiff licensed another website to publicize the works, named Group Picture of 12 Glaring Crystal Constellations (hereinafter referred to as “the Group Picture”). Soon after, however, the Plaintiff found that Sohu had used the Group Picture to sell the same kind of product without the Plaintiff’s authorization.



## ◆ CAS Promulgates First Standard for Complete Electrical Home Appliance

Recently, the China Association for Standardization promulgated the world's first Standard for the Complete Electrical Home Appliance (hereinafter referred to as "the Standard"). According to the Standard, a complete electrical home appliance refers to a series of electrical home appliances with uniform function and harmonious appearance, provided by an enterprise of the same brand. This series of electrical home appliances shall have relevance and compatibility, enabling delivery, installation, service and upgrading to be conducted in one place. The Promulgation of the Standard marked a new stage in the electrical home appliance industry and will influence the development of the complete electrical home appliance.

## ◆ Xiamen Amply Rewards Original Cartoon Works

One of the Chinese cities having the oldest developed cartoon industry, Xiamen City recently announced the Opinion on Promoting the Development of Cartoon Industry of Xiamen (hereinafter referred to as "the Opinion"). According to the Opinion, Xiamen will establish a Development Fund for Cartoon Industry and amply reward the original cinematographic and television cartoon works.



### ◆ International Seminar on IP Judicial Protection Held

Recently, more than 100 Chinese and foreign intellectual property law specialists and Chinese intellectual property judges attended the International Seminar on IP Judicial Protection held in Chongqing City. The seminar attendees discussed the hot issues in the area of IP Judicial Protection.