


知识产权观察 IP Newsletter


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337 Investigation U.S

Recent Section 337 Complaints

On December 5, 2007, International Business Machines Corporation filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Computer Products. The ITC has identified one company from Taiwan and its subsidiary in USA as respondents in the above mentioned complaint.

On December 6, 2007, Knowles Electronics, LLC filed a complaint requesting that the U.S. International Trade Commission (ITC) institute a Section 337 investigation regarding Silicon Microphone Packages. The ITC has identified one company from Malaysia as respondent in the above mentioned complaint.

IP Enterprise Strategy

Initial Award of the Arbitration between Groupe Danone and Hangzhou Wahaha Group Co.

Recently, the dispute between Groupe Danone (“Danone”) and Hangzhou Wahaha Group Co.(“Wahaha”) arising out of related to trademark transferring agreement was settled by arbitration in Hangzhou. The initial award of the arbitration is against Danone. Wahaha expressed its "welcome" to this result, and therefore Danone explicitly expressed "shock" and would make an appeal for this initial award.

IP Cases

An initial determination against Qualcomm

International Trade Commission (ITC) announced that Administrative Law Judge Paul J. Luckern made an initial determination (ID) that Nokia's GSM/GPRS/EDGE-only handsets do not infringe three Qualcomm patents, a leading developer and innovator of advanced wireless technologies and data solutions. A complaint was filed by Qualcomm against Nokia with ITC in June 2006. Under applicable ITC rules, Qualcomm intends to petition the Commission for review of the ID. A final ruling by the ITC is scheduled to be issued by April 14, 2008.

Trade News

The First Hybrid Electric Vehicle (HEV) Independently R&D in China

Recently, Chana Auto Co. Ltd debuted its first independent brand Joice HEV to become the first indigenous automaker to reach the milestone. It also obtained many first in Chinese automobile industry. It's the first homemade HEV to realize industrialization in China. It's the first complete independent intellectual property right HEV in China. It's the first patent of HEV technology in China.

IP Cooperation

2007 China Patent Work Exchange Activity between Enterprises and Public Institutions Closed

Recently, China Patent Work Exchange Activity between Enterprises and Public Institutions in 2007, organized by SIPO, was closed successfully. A total of 104 enterprises and public institutions from 31 of provinces, autonomous regions and municipalities under the central government, as well as some other big cities, jointed the activity. With a purpose to promote the understanding of enterprises and patent examiners, the later were sent to enterprises during the process to provide literal service and help the former improve patent consciousness. Meanwhile, the examiners got to know more about the development of relevant technologies in China, and thus their professional capability has been improved. This effort had further promoted the IPR cause in China.