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立方一周IP要闻

Weekly IP News by Lifang & Partners

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中国人工智能发明专利授权总量全球排名第一

工信部部长肖亚庆在7月8日的2021世界人工智能大会上表示，我国人工智能产业发展取得了显著成效，图像识别、语音识别等技术创新应用进入了世界先进行列，人工智能发明专利授权总量全球排名第一，核心产业规模持续增长，已经形成覆盖基础层、技术层和应用层的完整产业链和应用生态。

来源：中国政府网

The total number of authorized artificial intelligence invention patents in China ranked first in the world

Xiao Yaqing, Minister of Ministry of Industry and Information Technology, stated at the 2021 World Artificial Intelligence Conference on July 8 that Chinese artificial intelligence industry has achieved remarkable results, and technological innovation applications such as image recognition and speech recognition have entered the world's advanced ranks, and the total number of artificial intelligence invention patents authorized worldwide ranked first, and a complete industrial chain and application ecology covering the basic layer, technology layer and application layer have been formed as the scale of the core industry continues to grow.

Source: gov.cn

微信公号刷流量获利行为涉嫌不正当竞争，腾讯获赔300万

7月15日，上海市浦东新区人民法院对腾讯公司以不正当竞争为由诉哈尔滨祈福科技有限公司及其法定代表人邓某某一案作出一审判决，判决显示：被告祈福公司立即停止不正当竞争行为，赔偿原告经济损失及维权合理开支共计300万元，同时刊登声明、消除影响；邓某某在80万元的范围内承担连带责任。

来源：证券之星

Tencent was compensated 3 million for the WeChat official account's profit-making behavior involving unfair competition

On July 15, the People's Court of Shanghai Pudong New Area made a first-instance judgment in a case where Tencent sued Harbin Qifu Technology Co., Ltd. and its legal representative Deng on the grounds of unfair competition. The verdict showed that the defendant prayed for the company to immediately stop unfair competition. Compensation for the plaintiff's economic losses and reasonable expenses in safeguarding rights totaling 3 million yuan.At the same time, a statement was published to eliminate the impact; Deng XX assumed joint and several liability within the scope of 800,000 yuan.

Source: Securities Star

诺基亚在多个国家对OPPO发起专利侵权诉讼

日前，诺基亚正在英国、法国、印度等多个国家对中国手机厂商OPPO发起专利侵权诉讼，两家公司曾经在2018年11月签署了全球4G专利交叉许可协议。

7月9日早间，针对诺基亚方面发起的诉讼，OPPO方面表示，OPPO尊重和保护自身以及第三方的知识产权，也一直致力于产业界良性的专利授权合作，OPPO反对以诉讼作为工具等不合理磋商行为。

来源：第一财经

Nokia initiated patent infringement lawsuits against OPPO in multiple countries

A few days ago, Nokia was launching patent infringement lawsuits against Chinese mobile phone manufacturer OPPO in the UK, France, India and other countries. The two companies signed a global 4G patent cross-licensing agreement in November 2018.

In the morning of July 9th, in response to the lawsuits initiated by Nokia, OPPO said that OPPO respects and protects the intellectual property rights of itself and third parties, and has been committed to benign patent licensing cooperation in the industry, OPPO opposes unreasonable consultations such as litigation as a tool.

Source: Yicai News

北京无印良品对日本MUJI商标权纠纷再审申请被驳回

7月15日，北京市高级人民法院驳回了北京棉田纺织品有限公司、北京无印良品投资有限公司对无印良品（上海）商业有限公司、无印良品（上海）商业有限公司北京朝阳第三分公司侵害商标权纠纷的再审申请。法院认为，棉田公司、北京无印良品公司主张二审法院将品牌专卖店的门店招牌商标认定为“销售日杂百货服务”错误。但是根据在案事实，无印良品朝阳第三分公司在涉案店铺中除销售毛巾、被子外，亦销售文具、食品、家具、服装、电器、化妆品等多种商品，故该店铺并非专门销售毛巾、被子等棉织品，而是销售日杂百货。“棉田公司、北京无印良品公司申请再审的理由不能成立，法院不予支持。

来源：新京报

Beijing MUJI's request for a retrial of its trademark dispute with Japan's MUJI was dismisses by the court

On July 15th, Beijing Higher People's Court dismissed Beijing MUJI's request for a retrial of its trademark dispute with Japan's MUJI.

The court held that Beijing MUJI claimed that the court of second instance had incorrectly identified the signboard trademark of the brand's shop as "sales of daily necessities and services". However, according to the facts of the case, in addition to selling towels and quilts, MUJI Chaoyang Branch No. 3 also sold stationery, food, furniture, clothing, electrical appliances, cosmetics and other goods, so the shop did not exclusively sell cotton fabrics such as towels and quilts, but rather sold miscellaneous daily goods. "The grounds for the application for retrial by Cotton Field and Beijing MUJI cannot be established and the court does not support them.

Source: Beijing News

华为与Verizon就专利侵权诉讼达成和解

北京时间7月12日，华为和Verizon已同意就两起专利侵权诉讼案达成和解。这两起诉讼案中的一起，已于上周在德克萨斯州开庭审理。但当地时间周日晚些时候，华为和Verizon向两家美国法院提交联合动议，要求撤销这两起案件，以及Verizon的反诉。

来源：腾讯新闻

Huawei and Verizon reached a settlement on patent infringement lawsuits

On July 12, Beijing time, Huawei and Verizon have agreed to settle two patent infringement lawsuits.

One of the two lawsuits was heard in Texas last week. However, later on Sunday, local time, Huawei and Verizon filed a joint motion with two U.S. courts to dismiss the two cases and Verizon's counterclaim.

Source: Tencent News

“Zoom”商标案：欧盟普通法院驳回音频公司的诉讼请求

音频设备制造商Zoom KK未能说服欧盟普通法院面部识别公司Facetec的“Zoom”商标侵犯了其在先商标。

6月30日，欧盟普通法院第二法庭驳回了Zoom KK的起诉，裁决称尽管涉案商标都在尼斯分类第9类注册，但Zoom KK未能证明二者存在混淆可能性。

法院还指出，欧盟知识产权局（EUIPO）上诉委员会对混淆可能性的评估并没有错。

来源：中国保护知识产权网

" Zoom" trademark case: EU General Court dismisses Zoom KK's claim

Audio device manufacturer Zoom KK has failed to convince the EU General Court that facial recognition company Facetec's "Zoom" trademark infringes its prior trademarks.

On 30 June, the Second Chamber of the General Court of the European Union dismissed a case brought by Zoom KK, ruling that although the marks in question were both registered in Class 9 of the Nice Classification, Zoom KK had failed to prove a likelihood of confusion between the two.

The Court also noted that the EUIPO Appeals Committee had not erred in its assessment of likelihood of confusion.

Source: China Intellectual Property Right Protection Net

加拿大媒体巨头请求动态命令以屏蔽盗版直播

近日，包括贝尔和罗杰斯在内的几家加拿大最大的媒体公司正在向加拿大联邦法院申请一项新的、涉及范围广泛的盗版屏蔽令。为防止出现数百万美元的损失，媒体巨头希望互联网服务提供商能够动态屏蔽提供盗版北美职业冰球联赛（NHL）直播流的IP地址。

两个月前，加拿大联邦上诉法院维持了该国第一个盗版网站屏蔽令。在收到主要媒体公司罗杰斯、贝尔和魁北克电视网的投诉后，法院确认主要互联网服务提供商必须屏蔽访问盗版IPTV服务GoldTV的域名和IP地址。此次提出新请求不是针对特定网站或服务的。相反，它的目标是屏蔽任何盗版的NHL比赛直播流。这与现有的动态盗版足球比赛屏蔽类似，这种屏蔽技术在英国和其他欧洲国家十分常见。

来源：中国保护知识产权网

The Canadian media giant has requested a dynamic order to block pirated streaming

Recently, several of Canada's largest media companies, including Bell and Rogers, are applying to the Federal Court of Canada for a new, wide-ranging piracy blocking order. To prevent millions of dollars in losses, media giants want Internet service providers to dynamically block IP addresses that host pirated NHL live streams.

Two months ago, Canada's Federal Court of Appeal upheld the country's first blocking order for piracy websites. After receiving complaints from Rogers, Bell and Network Quebec, the major media companies of Canada, the court confirmed that major Internet service providers must block access to pirated IPTV service——GoldTV's domain name and IP address.The new Dynamic piracy NHL stream blocking order is not directed to a specific site or service. Instead, it aims to block any pirated stream of live NHL games. This is similar to the existing dynamic pirate football blocking technology, which is common in the UK and other European countries.

Source：China Intellectual Property Right Protection Net

苹果的两项VR/AR相关新专利得到授权

近日，苹果的两项VR/AR相关新专利得到了美国专利商标局（U.S. Patent and Trademark Office）授权。第一项专利是“生成身体姿势信息（Generating body pose information）系统”。该系统通过收集身体各个地方的信息，然后利用这些信息打造用户的虚拟化身（avatar）。第二项专利是“自适应无线传输（Adaptive wireless transmission schemes）系统”。该系统处理VR头显设备和主机之间的通信。

Two new Apple patents related to VR/AR have been authorized

Recently, two of Apple's new VR/AR related patents have been authorized by the U.S. Patent and Trademark Office.

The first patent is "Generating body pose information system". The system collects information from various parts of the body, and then uses this information to create a user's avatar. The second patent is "Adaptive wireless transmission schemes system". The system handles the communication between the VR head-mounted display device and the host.

Source: Tencent News

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