

Intellectual Property

INTELLECTUAL PROPERTY

Intellectual property is a business field that Gaopeng has been cultivating for years. Our businesses include US 337 investigations, data and privacy protection, patents, trademarks, copyrights, new plant varieties, anti-unfair competition, anti-counterfeiting, anti-monopoly related to intellectual property abuse, trade secrets, domain names, E-commerce, network transmission, cultural media, franchising and many other fields. Gaopeng has helped many multinational companies in computer software and hardware, medical equipment, consumer goods, semiconductors and communications industries to protect their intellectual property rights in China. At the same time, we have also helped many Chinese companies design and implement their global intellectual property strategies, providing integrated service on intellectual property acquisition, management, infringement litigation and other complex challenges faced by customers, helping them maximize the value of intellectual property rights. In the field of new plant varieties, Gaopeng provides legal services including the application and protection of new plant variety rights, drafting and revision of new plant variety contracts, settlement of civil and administrative disputes over new plant variety rights, and legal services on intellectual property rights and non-litigation issues in the field of seed industry.

In the patent area, we could provide package of services include infringement litigation, research, invalid, review, application, strategy, alert, operate, and estimate. Gaopeng & Partners has integrated capacity to cope with the dispute of commercial secret and technology contract. Our foreign IP cooperation project has already covered main western countries like US, EU, Canada, and Australia, Japan and Korea.

We are the earliest law firm in China practicing in the U.S 337 investigations, and for many times helped Chinese enterprises acquired the wins.

We cooperate with top American lawyers in this area and published a guidebook of 337 investigation, we provide efficient legal service to protect Chinese companies' IP rights.

Our services provided in IPR area include:

Patent:

- Patent review application and Patent invalidation application
- Patent link to administrative decision and judicial process in medical area
- Litigation against to Patent Review Commission's review decision and invalid announcement
- Patent right dispute
- Investigation, pretrial preservation and litigation of patent infringement
- FTO patent research
- Patent tech road analysis and legal resource investigation / patent research and estimate

Copyright:

- Approval and transfer
- Registration for general publication
- Registration for computer software
- Infringement litigation and arbitration
- Administration and custom protection
- ICP copyright protection and litigation
- Other copyright protection

Trademark:

- Application
- Infringement monitor, market investigation, and evidence protection
- Criminal report and ask for compensation of trademark infringement
- Trademark opposition and ask for review and revoke

- Conflict dispute between trademark and company name
- Transfer and approval transaction
- Commercial secret and anti-unfair competition:
 - Set-up business secret protection strategy
 - Business secret infringement litigation
 - Confrontation against unfair competition actions
 - Others

U.S. 337 investigation:

- Estimate the fact and set litigation strategy for enterprise
- Deeply analysis the patent and production, exclude irrelevant productions
- Help enterprise to prepare and collect evidence, conduct evidence presentation
- Represent enterprise to set motions and opposition opinions
- Represent enterprise to participate in mediation and settlement negotiation
- Help enterprise to prepare and participate in the trial
- Help enterprise to conduct design avoidance of production
- Provide other related legal support of 337 investigation

Other IP practices:

- Services related to the transformation and application of scientific and technological achievements
- Intellectual property securitization
- Intellectual property investment and financing supporting services
- Registration and protection of integrated circuit layout design
- Internet domain name registration and arbitration
- Right confirmation and dispute resolution in network transmission, cultural media, franchising and many other fields.

New plant varieties:

- Application and protection of new plant variety rights;
- Drafting, revision and review of new plant variety technical contracts
- Dispute settlement and litigation for new plant right contracts, ownership, infringement, etc.
- Representation in administrative proceedings such as opposition, rejection, invalidation declaration, and name change of authorized varieties for new plant variety rights;
- Precise intellectual property assistance and development for high-tech enterprises in the seed industry;
- Investment and M&A in the seed industry and non-litigation legal services;
- Legal services of filing criminal proceedings and litigations in the field of seeds;
- Other legal services relating to the protection of new plant variety rights.

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Other IP practices

- Registration and protection of integrated circuit layout design
- Registration and arbitration of Internet domain name

