

EARTHQUAKES VISIBLE BY HUMAN EYE

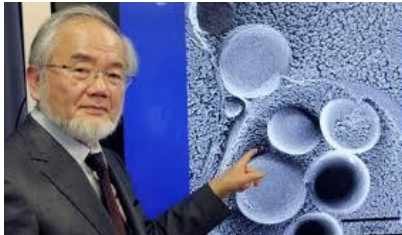
Ref: The Times of India, Monday, 03.10.2016



Seismic waves being converted to sound and images which would enable a human to see and hear earthquakes. In one of the recent research being conducted by scientists in US, this might be feasible in future. This would facilitate the educational and academic researches and also assist in its prediction so as to mitigate the loss of life, property and goods. However, the tangible results shall be released after further research only.

JAPAN'S OHSUMI LAUDED FOR CELL 'RECYCLING' WORK

Ref: The Economic Times, Tuesday, 04.10.2016



Yoshinori Ohsumi, a Japanese has been lauded a Nobel Prize for his revolutionary research on cells, whereby the Cells eat themselves – Autophagy. This process in cell physiology is of paramount importance for recycling of damaged cell parts and its implications on health and ailments. This research has opened the avenues for effect of cell recycling on diabetes, Parkinson and other disorders appeared in older generation. The Nobel Prize accolades his contribution to the medical research arsenal which shall have far reaching effects.

FACE TIME FOR APPLE INCURS LOSS IN PATENT RETRIAL

Ref: The Economic Times, Tuesday, 04.10.2016



In another Patent Infringement suit, Apple has lost and has been ordered to pay more than 300 Million to Virnet X Holding Corporation for using its internet security technology features without any permission including Face Time video conferencing application. The jury in Texas ruled against Apple and ordered it to pay damages to Virnet for unauthorized use. With the innumerable cross litigations of Patents being handled by Apple, it is imperative that Apple revisits its innovations and technologies to ensure that its technologies are not infringing the patents of other companies.

BIOCON BOOSTS START UPS

Ref: The Economic Times, Tuesday, 04.10.2016



StartUp ▲

Biocon, the biotech giant has backed up two start ups UE LifeSciences and Onconstem Diagnostics, Bangalore. Both these companies are conducting research on cancer diagnosis, treatment, cells and other specialised medical devices. It is a phenomenol step that companies like Biocon are supporting and guiding these start ups for research in the upcoming areas which shall be beneficial for the public at large for times to come.

FLIPKART + WALMART =?

Ref: The Economic Times, Tuesday, 04.10.2016



Recently Walmart is exploring avenues for partnering with e-commerce giants like Flipkart and Snapdeal. During the visit of the team they interacted in detail with respective teams of Indian counterpart and are evaluating the manner of ventures. However, if Walmart is implementing this strategy, it is pertinent that they should deal with the issue of fake, counterfeited products being offered and also the issue of after sale services and warranties as some brands and products are negating the products purchased through these portals and terming products as fake. Flipkart executed a Non - Disclosure Agreement in advance with Walmart prior to holding the discussions, which is a positive step towards finalization of discussion.

ARBITRATION ROW FOR KOHINOOR IN LONDON

Ref: The Economic Times, Wednesday, 05.10.2016



Kohinoor Specialty Foods (KSF), a joint venture entity of Mc Cormick and Kohinoor Foods Limited has approached the London Council of Arbitration, London for settlement of ongoing dispute between the parties. It is allegedly a supply dispute relating to exclusivity and breach of contract. Further the other contentious issue has been that the contract has been terminated during the lock-in-period. The agreement also included transfer or Intellectual property rights by both companies as well as non-compete clause. The adjudication by the Arbitration council

should settle the plethora of issues amongst these parties and shall be a precedent in the international trade also.

POKEMON GO PIRACY

Ref: The Times of India, Thursday, 06.10.2016



The Hon'ble Gujarat High Court summoned the State with respect to the capacity by which people are downloading the game of Pokemon Go when the same has not been launched in India. The court inquired about the steps for curbing piracy by the government. This action has been initiated on a Public Interest Litigation filed against the game praying for its ban as it is allegedly offending the religious sentiments of Hindus. The matter is pending adjudication and it shall be an interesting precedent in terms of copyright piracy on such large scale as well.

POWER DRAWN BY KITES

Ref: The Times of India, Saturday, 08.10.2016



Stranraer Project Kite Power Systems have devolved a technique for generating energy through kite flying. The sport which was for fun of kids and youngsters has been found to be one of the most cost efficacious technology for power generation. A demo power station in Essex has been established. However, now expansion for the same is underway. If this technology succeeds without any impediment, power generation might not need any government subsidies and shall be available at nominal prices to all. However, the aspect of wind

velocity and speed has to be kept in mind which might not give predicted results.

TESLA & PANASONIC TIES FOR SOLAR ENERGY

Ref: The Economic Times, Tuesday, 18.10.2016



Japanese giant Panasonic and US's Tesla collaborate for solar energy projects. They have entered into an agreement for production of photovoltaic cells and modules at a facility in New York. However, the details of the contribution and scope of both companies is being kept confidential at present. Both are aiming at ensuring a environment friendly and sustainable transportation and energy development. It is remarkable that these companies are innovating and investing for harnessing and optimizing the solar energy for the public at large.

CSIR TABS PATENT FILINGS

Ref: The Times of India, Wednesday, 19.10.2016



A new facet has come to fore with respect to the issue whether the innovation is patentable or not. The Council of Scientists Industrial Research (CSIR) has issued stringent instructions to all its laboratories to be vigilant about abrupt filings of Patents in India and other foreign countries. CSIR, in order to ensure that the patents are filed for only novel, innovative and industrially applicable processed and products has stipulated that part of the expenses are to be incurred by the laboratories for the Prosecution and maintenance of Indian and foreign patents. Further, if the technology

succeeds through technology transfer or commercialization, CSIR shall remit equivalent grant to the respective laboratories.

It is apparently a double-edged sword; on one hand, it might reduce the patent filings of CSIR as laboratories may or may not allocate funds for the same. On the contrary, the patents are filed only after appropriate analysis of both the novelty as well as its commercial viability. This move shall be a new beginning to the IPR regime of CSIR as a whole and we shall witness the implications shortly. This step has been taken in lieu of the expenditure involved, lack of techno legal analysis and commercial optimization prior to filing of the Patent and the callous manner of maintaining the Patents.

GROUPON SELLING APPLE COUNTERFEIT

Ref: The Economic Times, Friday, 21.10.2016



Apple in its enforcement for protection of its genuine manufactured accessories has initiated legal action for Copyright and trademark infringement against Mobile Star. The company is allegedly selling fake USB cable, USB power adaptors on Amazon and Groupon. Apple has claimed heavy damages for each infringement action. The online players are rampantly procuring and selling fake, pirated and grey goods to the public at large and the reputation of the brands is at peril with such actions. Thus,

it is imperative that the judicial adjudication with heavy penalty deters them to some extent in the global market.

WALMART REINFORCES ITS BRAND IN INDIA

Ref: The Economic Times, Monday, 24.10.2016



Walmart, the American retailer has sued a cookware company who has been trading under the brand Walmart in retail as well through online platforms. Walmart initiated infringement action and the Hon'ble Court passed injunction orders against the company. The matter is pending adjudication and shall be another precedent reiterating the importance of branding for products in both domestic and international markets. Also, the Court shall determine the issue of well - known marks and reputation and goodwill across classes in this matter.

PAN BAHAR AT LOGGERHEADS WITH BROSNAN

Ref: The Economic Times, Tuesday, 25.10.2016



Pierce Brosnan, brand ambassador of Pan Bahar recently insisted that his image should be removed from the adverts as the same amounts to deceptive and unauthorized use. However, Pan Bahar owner stated that there is no violation and the advertisement is as per the contract entered into between them. The matter might turn into a legal battle as both have contradictory stands, also the issue of liability and responsibility of the celebrity

endorsing the product might be at hand in this matter and the reputation of the brand with the brand ambassador. Thus, the adverts shall continue still legal action is initiated by either party.

SEPHORA COSMETICS V/S SEPHORA FOOTWEAR

Ref: The Economic Times, Friday, 28.10.2016



LVMH's, the owner of a wide array of luxury brands has been constantly protecting its brands against counterfeiting. One of its cosmetics brand Sephora has recently been infringed by a company who has used the same brand for footwear. The brand is duly registered in India and has a well-established global reputé like Hugo Boss, Louis Vuitton and is making these endeavors against fake products in the markets. In the present case, the opposite party has approached for settlement of the issue including withdrawal of the trademark filed by them. However, the same has not concluded as yet. These litigations are double edged swords, on one hand they are protecting the well - known and registered brands and on the other hand it enhances the awareness of companies to innovate, create and establish their own trademark/brand.



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