

Kluwer Copyright Blog

Top Posts on the Kluwer Trademark Blog and Kluwer Patent Blog

Kluwer Copyright Blogger · Monday, March 7th, 2016

To ensure you don't miss out on interesting IP law developments reported by our Trademark Law and Patent Law bloggers, we will, on a regular basis, provide you with an overview of the top 3 most-read posts from each of the blogs.

Top 3 Kluwer Trademark Blog posts in February 2016



1) Denmark: Citations of case law considered trademarks, by Lasse Arffmann Søndergaard Christensen

"In December 2015 the Danish Maritime and Commercial High Court granted a preliminary injunction against citations and the use of metatags in a remarkable case between Karnov (Thomson Publishing) and Schultz - two providers of online databases of Danish case law."

2) Germany: May product search on Amazon amount to trademark infringement by Amazon? By Bettina Clefsen

"The Higher District Court of Cologne held in preliminary injunction proceedings that use of a distinctive trademark on amazon.de for displaying other comparable products not originating from the trademark owner may be a trademark infringement (decision of 20 November 2015 on Case 6 U 40/15). The case concerned a practice of Amazon on its German online shopping platform amazon.de. When users searched on amazon.de for certain products which were not offered, as results of the search under certain circumstances alternative products by third parties were shown."

3) New rules published by OHIM for CTM specifications, by Jonathan Clegg

“OHIM recently published procedural rules surrounding the important issue of the scope of CTM specifications of goods and services. These follow on from the new provisions of Article 28 EUTMR and trace back to the IP Translator decision. The new rules come in to effect on 23 March 2016 as part of a raft of other changes to the EUTMR.”

Top 3 Kluwer Patent Blog posts in February 2016



1) Growing pressure on EPO president Benoît Battistelli ahead of AC meeting, by UPC Blogger

“The longstanding social unrest at the European Patent Office (EPO) seems to be heading for a climax. After years of tensions and conflicts with the trade unions, Boards of Appeal and others, EPO president Benoît Battistelli, criticized for his ‘tyrannical’ leadership, has now lost the crucial support of Jesper Kongsted, chairman of the EPO’s Administrative Council (AC).”

2) Basics of the Unitary Patent system. Part 1: What is a Unitary Patent? By Pieter Callens

“Europe is preparing for the launch of the new Unitary Patent and the Unified Patent Court (UPC). A provisional phase for the UPC is expected to start later this year, with a view to a full start of the system in the spring of 2017. In a series of articles, Kluwer IP Law explains the upcoming changes and the consequences they have for patent practitioners. The first blogpost: What is a Unitary Patent?”

3) Draft bill presented in Germany for ratification of Unified Patent Court Agreement, by UPC Blogger

“The Federal Ministry of Justice of Germany has presented a first draft bill on the ratification of the Unified Patent Court (UPC) Agreement. It is accompanied by a draft bill to implement the Unitary Patent (UP) system at the national level.”

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