# IP LAW BUGLE®

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WHAT'S NEW UPCOMING

MEMBER NEWS



# **UPCOMING EVENTS**



Explore the dynamic field of advertising as companies and individuals harness the power of influencers to promote their products and brands. Dive into this marketing strategy with us and gain insights into the regulatory landscape. Discover the rules and legal frameworks adopted by Germany and Mexico in connection with influencer marketing. Join our webinar to stay informed and navigate the evolving landscape.

#### **SPEAKERS**

Dr. jur. Andreas Ebert-Weidenfeller, Eisenführ Speiser, Germany Juan Pablo Rubalcaba Gonzalez, Arochi & Lindner, Mexico Evelina Levenson, RITTERSHAUS Rechtsanwälte PartmbB, Germany Paula Guerrero, pgg, Mexico

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AIPF members are invited to join the association for a networking opportunity during breakfast! Attendees are encouraged to bring potential new AIPF members. If you are planning on inviting a potential new member/guest, please email the Executive Office at <a href="mailto:admin@aipf.com">admin@aipf.com</a>.

Please note that the Hilton Garden Inn is a 4 minutes walk from the Convention Center.

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# Say G'day to the International Type Search Report (ITSR) – supporting your global patent filing strategy

By **Andrew Gregory**, FB Rice

"IP Australia offers a cost effective, confidential prior art search and non-binding written opinion on Australian provisional applications. These can be leveraged by domestic and foreign applicants to streamline patent protection across the globe. The International Type Search Report (ITSR) is a useful tool for identifying potential prior art and formal issues at an early stage and before an applicant has committed to the expense of filing a PCT."

#### **READ NOW**

# Copyright Law Meets Artificial Intelligence: The New York Times Sues OpenAl and Microsoft

By **Kenzie Lawrence**, Hovey Williams LLP

"Boasting one of the fastest-growing user bases, ChatGPT employs advanced artificial intelligence (AI) technology to assist users across diverse tasks, including answering questions, composing essays, analyzing data, translating text, and even generating code. However, concerns have arisen regarding the sources of ChatGPT's information, and their protection under copyright law."

### **READ NOW**

# SPAIN. INTELLECTUAL PROPERTY. COPYRIGHT LIMITS. THE INNOCUOUS OR FAIR USE OF A PROTECTED WORK. METAVERSE. MANGO CASE

By Cristina Hernandez Marti Perez, Hernandez Marti Abogados

"Visual Entidad de Gestión de Artistas Plásticos (VEGAP) files a lawsuit against the company PUNTA FA S.A. for infringement of intellectual property rights. The relevant facts are as follows: PUNTA NA S.A. is the owner of several works of art and, for the opening of a Mango shop on Fifth Avenue in New York, it temporarily transferred to the defendant (PUNTA FA S.A.) the said works of art to be exhibited during the opening, where the works would be exhibited together with new digital works that the defendant had commissioned certain crypto-artists to create new works based on those original works, fusing art, fashion and Mediterranean culture. In order to do so, the defendant did not seek authorisation from the authors of those three works of art, nor from their successors in title, nor from VEGAP. The assignor and the assignee belong to the MANGO Group."

## **READ NOW**

# Top Tips and Tricks for Searching on the USPTO's New Trademark Search Interface

By **Paulina G. Proper**, District Trademark

"On November 30, 2023, the United States Patent and Trademark Office (USPTO) formally retired the familiar, 30-year-old Trademark Electronic Search System (TESS, for short). In its place, the USPTO introduced a new (as yet un-nicknamed) cloud-based trademark search system. The new trademark search system is based on a flexible underlying technology that allows for both natural language (BASIC) and structured (EXPERT) searches."

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## Compulsory Licenses in Latin America – Recent Developments

By Liliana Galindo and David Contreras, OlarteMoure & Asociados; Pedro Altoe, Daniel Law

"During the COVID-19 pandemic, several initiatives were launched around the globe to use the flexibilities provided by the Trade-Related Aspects of Intellectual Property Rights (TRIPS) agreement. Particularly, South Africa and India submitted a proposal before the World Trade Organization (WTO) on October 2020 for a temporary waiver for certain provisions of the TRIPS Agreement for the prevention, containment and treatment of COVID-19. Articles 30 and 31 of the TRIPS Agreement provide exceptions to the rights conferred and scenarios for using the exclusive rights of the patent owner without its authorization. Although the term Compulsory License is not part of the TRIPS wording, it has been considered (not peacefully) as part of the exceptions allowed by TRIPS."

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## MEMBER NEWS

#### **Erise IP**

Erise Again Ranks as One of the Top Patent Litigation Firms in the Country According to Independent Analysis by Patexia

"Erise has received another set of honors that back up its status as one of the country's top intellectual property law firms. Patexia, an independent research platform, ranked Erise among its best performing patent litigation law firms in several categories of its 2024 report. In its analysis, Patexia reviewed the merits of each litigation to determine how well a law firm was performing."



Click here to read more.

#### **Hovey Williams LLP**

Carl Oppedahl's 2023 National Toteboard for US Trademark Registrations

"Protecting your brand is essential. We're proud to be listed in the Top Ten for the second straight year on Carl Oppedahl's 2023 National Toteboard for US Trademark Registrations! Congratulations to our hardworking trademark team and special thanks to our clients that make our work possible."



Click here to read more.

#### **FB Rice**

World Trademark Review Acknowledgment

"World Trademark Review has acknowledged FB Rice with Gold in its 2024 rankings. Michael Seifried, Lisa Neilson, Lara Gun and Sarah Dixon have also been individually acknowledged for their trade mark expertise."

Click here to read more.



# FEATURED BLOGS







Virtual patent and design marking

FB Rice Blog January 16, 2024 Eddie Walker and Chor Lai

<u>Language Requirements in Québec: A Few Clarifications on the New</u>
Rules of the Game

ROBIC Blog January 18, 2024 Catherine Bergeron and Caroline Jonnaert

#### **25 Branding Tips**

Erik M Pelton & Associates, PLLC Blog January 31, 2023 Erik M Pelton

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-At least 50% of the firm's attorneys are registered to practice before the USPTO or before their home country's Patent and Trademark Office

OR

-The firm devotes a majority of its practice to intellectual property law

\*AIPF annual membership runs from January 1 to December 31 and is prorated from January 1. Membership is by firm, not by individual.

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