

# TITLES FOR ARTICLES

Published in “CHIZAI KANRI” (Intellectual Property Management)

Vol. 56 Nos. 1-6 (2006)

## — GREETINGS —

	p. No.
Annual Message .....	Makoto NAKAJIMA, Commissioner of JPO···1( 1)
Annual Message .....	Hiroyuki YOSHINO, Chairman of JIPA···3( 1)

## — GUEST COMMENTS —

Nurturing People Talented in Intellectual Property .....	Shigetaka ISHII···185( 2)
Human Resource Development, Manufacturing and Intellectual Property .....	Yoshinobu HIRATA···337( 3)
Rights and Obligations of Intellectual Property .....	Akira NAGASHIMA···551( 4)
R&D/Science and Technology, Engines for Reviving Nippon, Land of the Rising Sun.....	Ryozo SAKODA···703( 5)
IP Disputes and US Litigations .....	Takao WATANABE···829( 6)

## — ROUND TABLE DISCUSSION —

Joint Interview by PATENT and CHIZAI KANRI Journals — Meeting with Yukio NAGASAWA, former Tokyo High Court Judge — .....	Yukio NAGASAWA “Patent” Journal Committee of JPAA Publication and Public Affairs Committee of JIPA···5( 1)
--	--

## — SPECIAL EDITION: Changing Environment Around Designs • Trademarks and Business Response —

Planning the Special Edition .....	Publication and Public Affairs Committee···339( 3)
------------------------------------	--

## — SPECIAL ARTICLES —

Proposal for New System of Protection for Designs .....	Riichi USHIKI···341( 3)
Considering Japan’s Trademark System — From the view of international harmonization — .....	Mikio KAWASE···357( 3)
Strategies for Foreign Design Applications Focusing on design system framework and claim drafting.....	Hiromichi AOKI···365( 3)

Important Points to Keep in Mind for Strategic Trademark Filings .....	Kozo TAKEUCHI	385( 3)
Mixing Trademarks and Designs		
— Seeking protection possibilities from both aspects — .....	Masako NISHIMURA	403( 3)
Taking Action Against Counterfeit Products		
— Aggressive use of design and trademark rights — .....	Hirokazu BESSHO	419( 3)
Exploitation of Brand Assets for Intellectual Property Finance		
.....	Shohei UEDA, Hiroshi TANIGUCHI, Yasuyuki ISHII	431( 3)

—— **SPECIAL EDITION: Deliberations on IP Activities that Contribute to Corporate Management — IP strategy geared to actual corporate competitive conditions and industry type** ——

—— **ARTICLES** ——

Intellectual Property Management in Group Companies .....	Hidesato IIDA	25( 1)
Injunctive Relief Right of Patentee Who Granted an Exclusive License		
— June 17, 2005 Supreme Court, 2nd Petty Bench judgment (Case(Ju)997 of 2004) —		
.....	Kazuhide SHIMASUE	37( 1)
Function of IP Department in IP Centered Corporate Management		
— Towards the IP Department playing a pivotal role — .....	Masahiro SAMEJIMA	47( 1)
Analysis of the U.S. Supreme Court's "Grokster" Decision Holding		
Decentralized File-Sharing Software Distributors Liable for		
End-users' Copyright Infringement.....	Takashi NAKAZAKI	57( 1)
Abuse of Patent Right in Korea.....	C. Leon KIM	75( 1)
Paradigm Shift in Patent Law in an Information Oriented Society and		
Design of an Innovative System for Protecting Information		
.....	Hiroaki SAKAI, Yasutaka IGUCHI, Yong CAO	81( 1)
Trilateral Comparative Study of Functional Definitions for Medical Compounds		
— Study of patentability and validity of medical use claims defining		
effective ingredients by function —		
.....	The Second Subcommittee, Biotechnology Committee	95( 1)
Research and Risk Management of Confidentiality Provisions in		
Confidentiality or License Agreements.....	Takao YAMAMOTO	187( 2)
Indirect Infringement of Software Patents		
— Case regarding Justsystem's ICHITARO — .....	Kiyokazu YAMAGAMI	195( 2)
The Relation Between a Derivative Work and Infringement .....	Keiji SUGIYAMA	207( 2)
Knowledge and Ideas Obtained Through 10 Years Patent Education at JIPA		
— What makes a desirable IP person — .....	Tsutomu TOYAMA	217( 2)
Case Examination of Import Injunction Requests Based on Patent Rights		
.....	1st Working Group, 2nd Committee, PIPA Project	233( 2)
Intellectual Property Management in Universities and Conditions for		
Effective Corporate-Academic Liaising.....	Shin ITO	553( 4)
Sound Marks and Phonetic Use of Trademarks .....	Naho EBATA	561( 4)
Practical Considerations for Preparing Specifications for Multi-subject Inventions		
— The pursuit and challenge of obtaining more effective patents for		
multi-subject inventions — .....	Masanobu KATO	573( 4)

How to Support Numerically Defined Claims—Recent decisions suggest important issues for overcoming weak points in the specification— .....	Kazuo YOSHII···585( 4)
Insight into the Chinese System of Employee Inventions (No.1) —Centered on a comparison with the Japanese system— .....	QIAN Mengshan, Edited by Yukio NAGASAWA···595( 4)
Changes in Chinese Practice on the Incomplete —Use Rule in China Claim Interpretation— .....	LIANG Xiyan···605( 4)
Trademark License Agreement and Quality Control by Trademark Holder —Barcamerica v. Tyfield et al, 298F. 3d 589 (9th Cir. 2002) — .....	Tomoki ITO···615( 4)
Stabilizing Licensing Agreements— Issue of licensor bankruptcy — .....	Shunji MATSUDA···705( 5)
Practical Searching and Proper Use of Trademarks in View of Recent Precedents .....	Shunji SATO···719( 5)
Insight into the Chinese System of Employee Inventions (No.2) —Centered on a comparison with the Japanese System— .....	QIAN Mengshan, Edited by Yukio NAGASAWA···733( 5)
Subliminal Word Impressions for Trademark Evaluation Techniques .....	Ihoko KUROKAWA···745( 5)
Recognition as Inventor and Contribution of Patented Invention to Revenue —As also related to employee inventions— .....	Kotaro KAGEYAMA···831( 6)
Growing Need for Patent Pools— Expected role as an interface among patents, antitrust law and technical standards — .....	Jinzo FUJINO···847( 6)
Study on Revisions Regarding Indirect Infringement .....	The Fifth Subcommittee, The Second Patent Committee···859( 6)
Issues to Consider Regarding Joint R&A with U.S. Corporations .....	The First International Affairs Committee···869( 6)
Response to Inadequate Claim Description Office Actions in Chinese Patent Applications (No.1) .....	The Third International Affairs Committee···879( 6)

— CASE LAW AND PRACTICE —

No.324	Scope of Business in View of Prior Use.....	Tsukasa MATSUMOTO···115( 1)
No.325	Case Where JPO Decision (HANTEI) and Court Decision Differed .....	Hironori ONDA···241( 2)
No.326	Exclusive Licenses and Demands to Cease Infringement Based on Patent Rights— Considering practical points of exclusive licenses — .....	Kenji HAYASHI, Hisashi SUGIYAMA···255( 2)
No.327	Case Concerning Acts of Misleading on Quality of Goods, and Injuring Another Party in a Competitive Relationship — Applicability of Article 2(1)(Xiii) and (Xiv) under the Unfair Competition Prevention Law— .....	Minako UCHIYAMA···753( 5)
No.328	Recognizing the Fact of Prior Use in a Design Patent .....	Tetsu IWATSUBO···887( 6)

— **CASE LAW AND STUDY** —

No.300	Implied Assignment of a Utility Model and its Appropriate Price ..... SHIMANAMI Ryo···123( 1)
No.301	Case Finding Infringement of Trademark Right and for Prior Use Defense Under Trademark Law Regarding Use of a Domain Name .....Minoru MORIBAYASHI···627( 4)
No.302	Indirect Infringement of a Patent..... Mika YAMANA···763( 5)
No.303	Case Dismissing Injunction Demand for “Ichitaro” Word-processing Software ..... Masafumi IKOMA···899( 6)

— **PUBLICATIONS AND REPORTS** —

European Design Registrations—Useful for Japanese Companies?— (No.1) ..... Wedig von der Osten-Sacken Translated by Yoshiakira AIZAWA···129( 1)
European Design Registrations—Useful for Japanese Companies?— (No.2) ..... Wedig von der Osten-Sacken Translated by Yoshiakira AIZAWA···263( 2)
General View of Investor Related Disclosures of Intellectual Property Information in 2005 .....The First Subcommittee, The Second Intellectual Property Management Committee···275( 2)
1st IPO-JIPA Asian Practice International Congress..... Manabu INOUE···637( 4)
IP Management and Technology Transfer of Tsinghua University .....Zheng Yong Ping, Dang Xiao Mei, Meng Xian Fei, Wu Meng Fang Translated by Maho NAKAMURA···769( 5)
Current System and Situation of PVR Protection in China.....HE Xiaoping···777( 5)
The 1st Conference for Japan-China Corporate Cooperation in Shanghai ..... Corporate Cooperation between Japan and China PJ···787( 5)

— **INTELLECTUAL PROPERTY MANAGEMENT ORGANIZATION AND  
ACTIVITIES OF:** —

Mazda Motor Corporation.....139( 1)
MEIDENSHA CORPORATION.....285( 2)
Toray Industries, Inc. ....445( 3)
KYB Corporation .....649( 4)
BROTHER INDUSTRIES, LTD.....793( 5)
MOCHIDA PHARMACEUTICAL CO., LTD. ....905( 6)

— **ACTIVITIES OF JIPA** —

Report of Overseas Study Tour in China, Korea and Taiwan ..... The JIPA Overseas Study Tour Group F3 (’05)···907( 6)
---

— INTELLECTUAL PROPERTY Q & A —

- No.93 Invalidation Trial System ..... Appeals Examination Policy Planning Office  
Appeals Division Appeals Department Japan Patent Office···141( 1)
- No.94 An Introduction to the Chinese Patent System  
..... The Third International Affairs Committee···651( 4)
- No.95 Accelerated Examination/Appeal Examination of Patent Applications  
..... The First Subcommittee, The First Patent Committee···919( 6)