



# THE IP PRESS HOT SHORTS

SEPTEMBER 2020

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*from the pens of IPHolics*



## ***Message from the Editor's Desk!***

**Neha Singh**  
Associate Editor  
The IP Press

It has been a constant and collective effort of The IP Press Team to bring to its readers the most recent news in the field of IP not just stated but analyzed and thought provoked. Whilst the blog also discusses traditional IP concepts time and again, we bring to you The IP Press Newsletter to keep you up to the minute with the events happening in the IP world ranging from trademarks to patents and everything in between. We hope our readers will enjoy this endeavor and find it informative. With a lot of happiness and excitement, we present to you the second edition of The IP Press Newsletter! Best wishes to the team always!



## ***Note from the Author's Desk!***

**Sushmita Ray**  
Content Writer  
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It gives me immense pleasure to welcome you all to the second edition of our new The IP Press Newsletter, for the month of September 2020. This newsletter will cover full range of IP Laws related hot shorts across the globe! It includes recent "legal updates" in the fields of Patents, Trademarks, Copyright and Geographical Indications. However, this is very much your newsletter. Therefore, please provide feedback to our team at [theippress@gmail.com](mailto:theippress@gmail.com) as to what more you would like to see in the newsletter. We trust that you will enjoy our second edition of the newsletter and will look forward to hearing from you all,

Happy Reading!!

# PATENTS HIGHLIGHTS

## Central Government launched Start-up challenge!

The Ministry of Electronics and IT, Government of India has launched 'Chunauti', a challenge to boost Start-ups and software products with special focus on Tier-II towns of India. The Government aims to identify around 300 Start-ups and provide them seed fund of up to INR 25 Lakh and other facilities.

The Start-ups selected through this initiative will be provided support in various forms including incubation facilities, security testing facilities, access to venture capitalist funding, mentorship, industry connect as well as advisories in Human Resource (HR), IPR, legal and Patent matters.

∅ The press release can be accessed at:

<https://pib.gov.in/PressReleaseDetailm.aspx?PRID=1649231>

## Global Innovation Index, 2020: India makes it to top 50 for the first time!

The WIPO, Cornell University and INSEAD have co-published the 13th edition of the Global Innovation Index (GII). The GI is now a tool for business executives, policy makers and others seeking insight into the state of innovation around the globe. The GI Report 2020 highlights a ranking of world economies' innovation capabilities and results. Switzerland, Sweden, the United States of America, the United Kingdom and the Netherlands took the top 5 spots in this year's GI rankings. Furthermore, India broke into the top 50 rankings for the first time since the inception of the GI ranking system. Interestingly, India also took the top spot in the rankings for the Central and Southern Asia region.

∅ To access the copy of the document click here:

[https://www.wipo.int/edocs/pubdocs/en/wipo\\_pub\\_gii\\_2020.pdf](https://www.wipo.int/edocs/pubdocs/en/wipo_pub_gii_2020.pdf)

∅ To read a report on where does India stands on GI 2020 by the IP Press click here:

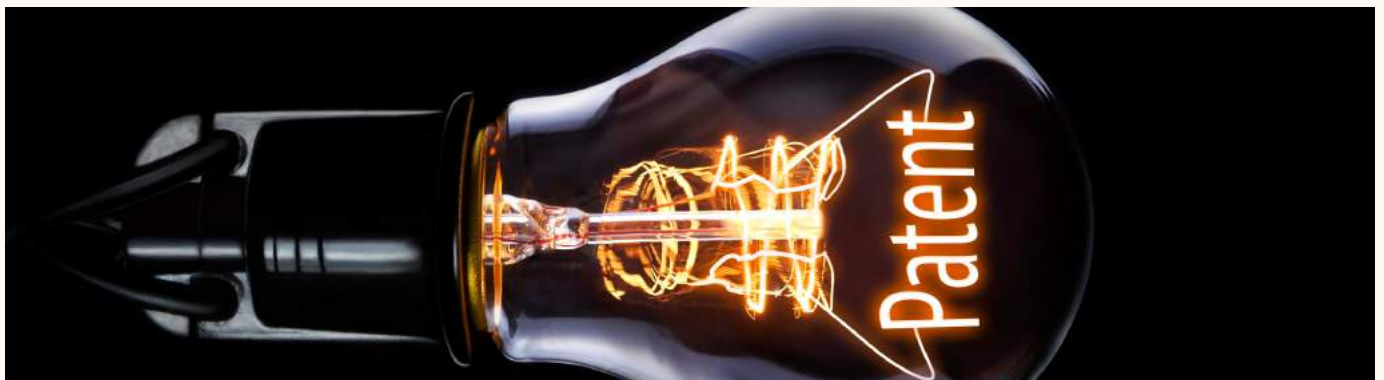
<https://www.theippress.com/2020/09/16/where-does-india-stand-on-global-innovation-index-2020/>

## Patent infringement lawsuit: Samsung and LG face from DivX.

DivX, a US based company has instituted two separate patent infringement lawsuits against Samsung Electronics and LG Electronics at the District Court for the Eastern District of Texas and District Court for the District of Delaware respectively. DivX in its plaint has alleged that Samsung Electronics and LG Electronics have stolen its patented technology relating to video streaming and system control.

∅ To read further click here:

<https://www.nexttv.com/news/samsung-and-lg-hit-with-smart-tv-tech-patent-suit-by-softbank-ip-subsiary>



## Patent Infringement: Uber faces allegations.

Ikorongo Texas LLC, a US based company has accused Uber of direct, contributory, and induced infringement of its patents relating to location-awareness technology. The patents in question are U.S. Patents RE45543 and RE47704. Ikorongo has claimed that in order to hail a ride using the ride-sharing app, an individual must use their location-aware devices running the Uber app to facilitate a ride request." Specifically, the user's device collects the "geographic location data by using GPS data," for example.

∅ To read further click here:

<https://lawstreetmedia.com/tech/uber-sued-for-patent-infringement-over-location-aware-tech/>

## USPTO: COVID-19 deferred-fee provisional patent application pilot program.

The USPTO, on the 16th of September announced a collaborative deferred-fee provisional patent application pilot program for inventions that combat COVID-19. Under this program, applicants may defer payment of the provisional application filing fee until the filing of a corresponding, non-provisional application. To foster dissemination and collaboration, they must agree that the technical subject matter disclosed in their provisional applications will be available to the public on the USPTO's website.

∅ To access notice click here:

<https://www.federalregister.gov/documents/2020/09/17/2020-20443/deferred-fee-provisional-patent-application-pilot-program-and-collaboration-database-to-encourage>

## DPIIT publishes 2nd edition of State Startup Rankings: Gujarat ranks 1st.

The Department for Promotion of Industry and Internal Trade (DPIIT) published the 2nd edition of the State Startup Rankings. The State Startup Ranking 2019 framework is based on seven categories and thirty action points on which the states are assessed and ranked. According to the 2019 Ranking, Gujarat ranked first among all states, for the second consecutive year. Karnataka and Kerala have emerged as Top Performers while Maharashtra, Bihar, Odisha, Rajasthan, Chandigarh have been identified as Leaders.

∅ To read further click here:

<https://www.timesnownews.com/business-economy/economy/article/india-announces-the-states-startup-ranking-list-gujarat-emerges-as-best-performer-in-dpiit-s-rankings/651162>

∅ The result can be accessed at:

<https://www.startupindia.gov.in/srf/result.html>



## Patent Infringement suit: Sharp Corp wins against Daimler.

Sharp Corporation, a Japanese MNC engaged in designing and manufacturing electronic products, won patent infringement lawsuit against Daimler Group, in Germany. Daimler has instituted a lawsuit for nullity action in the Federal Court in Munich, Germany. According to the Munich District Court, the mobile communications technology used by Daimler in its vehicles were found to be infringing Sharp's patent.

∅ To read further click here:

<https://www.reuters.com/article/us-sharp-daimler/sharp-wins-network-tech-patent-infringement-suit-against-daimler-idUKKBN262136>

## U.K Government calls for consultations: implications of AI on IP Policy.

The U.K Government has called for view and comments on 'the implications of Artificial Intelligence on IP Policy'. The official public notice explains that the calls for views is not based on the impact of concepts like AI superintelligence or AI as a legal entity, but is based on the definition of AI formed by the government, i.e., "technologies with the ability to perform tasks that would otherwise require human intelligence, such as visual perception, speech recognition, and language translation." It further explains that the consultations cover Patents, Designs, Trademarks, Trade secrets and Copyrights and all sections contain a brief explanation of the legal context, policy background and questions based on its relationship with AI.

∅ To read further click here:

<https://www.gov.uk/government/consultations/artificial-intelligence-and-intellectual-property-call-for-views>

## Draft: Data Empowerment and Protection Architecture published for comments.

The NITI Aayog has released a draft of the Data Empowerment and Protection Architecture (DEPA) for comments which seeks to provide a foundation for orchestrating a paradigm shift to empower individuals with their data through three key building blocks: enabling regulations, cutting edge technology standards, and new types of public and private organisations with incentives closely aligned to those of individuals. The deadline for submission of comments is November 30, 2020.

∅ The draft can be accessed at:

[http://niti.gov.in/sites/default/files/2020-09/DEPA-Book\\_0.pdf](http://niti.gov.in/sites/default/files/2020-09/DEPA-Book_0.pdf)

## Recommendations on cloud services: TRAI releases.

The Telecom Regulatory Authority of India (TRAI) has released recommendations on 'Cloud Services'. The recommendations include initiating a regulatory framework by setting up an industry body through a three-step process i.e. enrolment of CSPs (Cloud Service Providers) operating in India; formation of an ad hoc body to frame broad rules, organizational structure, election procedure, etc.; and the election of office bearers to take over functioning of the industry body. Initially, scope of Cloud Service Providers, to be limited to cloud service providers of Infrastructure as a Service (IaaS) and Platform as a Service (PaaS), who provide services in India.

∅ The press release can be accessed at:

[https://www.trai.gov.in/sites/default/files/PR\\_No.70of2020.pdf](https://www.trai.gov.in/sites/default/files/PR_No.70of2020.pdf)

∅ The recommendations can be accessed at:

[https://www.trai.gov.in/sites/default/files/Recommendations\\_CS\\_14092020\\_0.pdf](https://www.trai.gov.in/sites/default/files/Recommendations_CS_14092020_0.pdf)



# TRADEMARK HIGHLIGHTS

## Bombay High Court Grants: Temporary Injunction Against Emami.

The Bombay High Court in a recent case concerning the marketing and sale of skincare cream 'Glow and Handsome', has passed a temporary injunction restraining FMCG producer Emami from using the same. The dispute first arose after Hindustan Unilever (HUL) changed the name of its product 'Fair and Lovely' to 'Glow and Lovely' for women, and 'Glow and Handsome' for men, in June 2020. HUL subsequently filed a suit to prevent Emami from using the name 'Glow and Handsome' for its products, as HUL had applied for the same trademark, and had already received permissions from the Food and Drug Administration (FDA) to change the name of its products in 2018. Emami contested these arguments, claiming that it was the proprietor of the trademark "Fair and Handsome", and as such, HUL should not be allowed to market a product with the name "Glow and Handsome", which would be confusingly similar.

∅ Citation: **Hindustan Unilever Limited vs Emami Limited [LD/VC/IA/203A/2020 IN LD/VC/203/2020]**

∅ To read further click here:

<https://indianlawwatch.com/hindustan-unilever-vs-emami-is-everything-fair-and-lovely-in-business/>

∅ To access the copy of the decision click here:

[https://www.livelaw.in/pdf\\_upload/pdf\\_upload-380138.pdf](https://www.livelaw.in/pdf_upload/pdf_upload-380138.pdf)

## Infringement suit: Epic Games' v. Coral Castle.

Epic Games, the developer of an online multiplayer game 'Fortnite' is facing a trademark infringement suit by Coral Castle (CC), a Florida corporation that owns the trademarks to a tourist attraction named 'Coral Castle' in Florida. The suit filed in the Miami Federal Court, US, was instituted by CC when Epic Games included an in-game fictional location called Coral Castle. The contention of CC is that Epic Games has caused harm to it by utilising the trademarks and the goodwill associated with the landmark, in order to spur in-game purchases. CC has also contended that such usage of the Coral Castle trademarks would imply an association between CC and Epic Games, which is likely to cause confusion in the eyes of the public. CC has sought relief for infringement of its trademarks, as well as injunction.

∅ To read further click here:

<https://www.bizjournals.com/southflorida/news/2020/08/17/epic-sued-by-florida-tourist-attraction-over-fortn.html>

## Trademark infringement: McDonald's Big Mac v. Hungry Jack' Big Jack.

On August 28th, 2020, McDonald's instituted a trademark infringement suit in Australia's federal court, against Australian burger chain Hungry Jack for introducing their new burger "Big Jack". McDonald's claims that the Big Jack burger infringes on its existing "Big Mac" trademark. McDonald's is seeking monetary damages along with destruction of all promotional and advertisement materials that feature the confusingly similar Big Jack trademark.

∅ To read further click here:

<https://www.theguardian.com/australia-news/2020/sep/03/legal-bunfight-mcdonalds-accuses-hungry-jacks-of-ripping-off-big-mac>



## European Court of Justice: Messi v. Massi.

Football super star Lionel Messi has emerged victorious in a lengthy battle spanning over nine years after the European Court of Justice (ECJ) ruled in his favor and allowed him to register his surname as a trademark and held that the world-renowned profile and reputation of Lionel Messi was such that no potential consumer would confuse his name, with that of 'Massi', thereby eliminating any confusion

between the two names. The Argentinian footballer initially applied for the 'Messi' trademark in the year 2011 with the European Union Intellectual Property Office (EUIPO). The registration, however, was opposed by a Spanish bicycle manufacturer, 'Massi', who contended that using the mark 'Messi' in connection with sporting goods would lead to confusion among consumers.

∅ To read full news click here:

<https://sportstar.thehindu.com/football/lionel-messi-brand-dispute-trademark-eu-court-dismisses-appeal-massi-cycling-company-barcelona/article32629548.ece>

## Diageo: Captain Morgan into Food.

After conquering the beverage world with Captain Morgan rum, Diageo is all set to enter the food segment. Captain Morgan has partnered with 3 Little Pigs LLC, a charcuterie chain based out of New York, to launch a line of sausages infused with the flavor of Captain Morgan Original Spiced Rum. The deal has been brokered by Beanstalk, Diageo's licensing company. New products and flavors such as patties, precooked, and snack formats will be launched by next year.

∅ To read further click here:

<https://www.licenseindia.com/archives/news/captain-morgan-enters-meat-category-by-partnering-with-3-little-pigs>

## Bulletin: Rajasthan Royals Partner with APIS Honey.

APIS Honey, a brand of the Indian FMCG company APIS, has partnered with the IPL cricket team Rajasthan Royals to highlight the importance of choosing the right foods for a health-driven lifestyle. APIS Honey will be the headgear sponsor of Rajasthan Royals for the current edition of the IPL.

∅ To read further click here:

<https://www.financialexpress.com/brandwagon/rajasthan-royals-partners-with-apis-honey-as-associate-sponsor/2073895/>

## Highlight: Smart Chef Partners with Franchise India.

Smart Chef LLP, a Delhi based cloud kitchen has partnered with Franchise India, Asia's largest franchise solution company, to expand their business by franchising its cloud-kitchen concept. Cloud Kitchen is a delivery only kitchen, the demand for which has increased during the current pandemic.

∅ To read full news click here:

<https://news.franchiseindia.com/content/cloud-kitchen-player-smart-chef-partners-with--indfranchiseia-to-expand-via-franchising.n19586>



## Draft Guidelines released: prevention of misleading advertisements and necessary due diligence for endorsement of advertisements.

Recently, the Ministry of Consumer Affairs released a draft of "Central Consumer Protection Authority (Prevention of the Misleading Advertisements and Necessary Due Diligence of Endorsement of Advertisements) Guidelines, 2020".

∅ To access the guidelines click here:

<https://consumeraffairs.nic.in/sites/default/files/fileuploads/latestnews/Draft%20guidelines%20for%20stakeholders%20consultation.pdf>

∅ The views/comments/suggestions can be submitted till October 1, 2020 click here:

[https://consumeraffairs.nic.in/sites/default/files/file-uploads/latestnews/Date\\_Extend.pdf](https://consumeraffairs.nic.in/sites/default/files/file-uploads/latestnews/Date_Extend.pdf)

## Cybersquatting: TikTok secures victory in Domain Name Dispute.

Recently, ByteDance, the Chinese corporation that owns and operates the famous 'TikTok' platform, has secured a favourable decision against a Ukrainian individual Alexey Dubinin. ByteDance initially filed a complaint under the Uniform Domain Name Dispute Resolution Policy (UDRP) before the World Intellectual Property Organization (WIPO), notifying it of the disputed domain name 'tiktok.com.ua', which was registered by Dubinin. WIPO has ordered that the domain name and the associated rights be transferred to ByteDance, who are the rightful owners of the TikTok application and trademarks.

∅ To read further click here:

<https://domainnamewire.com/2020/09/01/tiktok-2/>

## KFC: Finger Licking Good during the Pandemic?

Kentucky Fried Chicken (KFC), one of the world's largest fast food chains, has decided to suspend usage of its age-old slogan 'It's Finger Lickin' Good', in light of the worldwide Covid-19 pandemic. KFC announced the move through a YouTube advertisement campaign, showing KFC billboards and food packaging with the 'It's Finger Lickin' Good' slogan blurred out, amplifying the message of healthcare officials. The slogan is set to return to all packaging and advertising once the pandemic subsides, and when KFC deems that the "time is right".

∅ To read the full news click here:

<https://indianexpress.com/article/lifestyle/food-wine/kfc-temporarily-drops-their-tagline-finger-lickin-good-in-light-of-pandemic-6576222/>

## Trademark infringement suit: Costco not infringing Tiffany.

The U.S. Second Circuit Court of Appeals in New York recently overturned a \$21 million award against Costco Wholesale Corporation, for infringing the trademark of renowned jewellery maker Tiffany & Co. Further the Court stated that Costco acted in good faith and had no intention to infringe on Tiffany's trademark, or to counterfeit their goods.

∅ To read further click here:

[https://www.mcguirewoods.com/client-resources/Alerts/2020/8/second-circuit-overturns-tiffany-\\$21m-judgment-against-costco](https://www.mcguirewoods.com/client-resources/Alerts/2020/8/second-circuit-overturns-tiffany-$21m-judgment-against-costco)





## Instagram: Trademark suit over new 'Reels' feature.

ReelzChannel, a US based independent cable and satellite television network, has filed a suit claiming damages for trademark infringement, trademark dilution, as well as injunctive relief against the use of the mark 'Reels' against popular social networking site Instagram and its owner Facebook, over the site's newly launched feature 'Reels'. Reelz has stated in the suit that the use of the name Reels' by Instagram will confuse consumers, as well as usurp the goodwill and brand identity of ReelzChannel.

∅ To read further click here:

<https://www.hollywoodreporter.com/thr-esq/reelzchannel-sues-instagram-facebook-trademark-infringement-reels-feature-1307073>

## Brand Building: Skechers comes out with Dr. Seuss inspired Collection.

Sketchers USA, a North American lifestyle and performance footwear brand, has partnered with the popular children's entertainment company Dr. Seuss Enterprises, to create a new footwear collection for children as well as adults. The collection brings to life the well-known characters from Dr. Seuss books such as "The Cat in the Hat", "Thing 1" and "Thing 2", "One Fish", "Two Fish", "Red Fish", "Blue Fish" and many others. The collection is available online from September 2020 at Skechers' website as well as in its retail stores.

∅ To read further click here:

<https://redtri.com/skechers-dr-seuss-cat-in-the-hat-footwear/>

## Branding: Minions go Wrogn.

Wrogn, the youth fashion brand co-owned by Virat Kohli, has partnered with Illumination for their Despicable Me and Minions characters, to develop a new fashion collection named 'MINIONS x WROGN'. Wrogn will have licensing rights to use the iconic animated characters Gru and the Minions on this new apparel line. The collection will offer 10 unique designs in various colors and styles and will be available throughout India by way of retail as well as online stores. The deal is brokered by the brand licensing agent Black White Orange (BWO).

∅ To read further click here:

<https://www.licenseindia.com/archives/news/virat-kohlis-wrogn-unveils-minions-inspired-exclusive-fashion-collection>

## Cybersquatting: OpalShop.com involved in reverse Domain Name hijacking attempt.

Recently, Mighty Men Pty Ltd ("Complainant"), an Australian company operating under the trade name 'Opalshop', has filed a complaint under the Uniform Domain Name Dispute Resolution Policy (UDRP) before the World Intellectual Property Organization (WIPO), against the operator of the domain www.opalshop.com.

The impugned domain name belonged to a deregistered Australian company by the name of RD Opal Pty Ltd ("Respondent"). The WIPO Panel rejected the complaint, stating that the Complainant was acting in bad faith, and had made several misrepresentations during the UDRP process and held that the Complainant has abused the administrative process, in order to engage in reverse domain name

hijacking, to unjustly appropriate the domain name www.opalshop.com and therefore the complaint was denied.

∅ To read more click here:

<https://domainnamewire.com/2020/07/24/reverse-domain-name-hijacking-over-opalshop-com-domain-name/>



## Public Interest Registry: develops new appeal mechanism.

The Public Interest Registry (PIR), the registry for .org domain names, has launched an Appeals Process for suspensions of domain names under its Anti-Abuse Policy. This is part of PIR's mission to serve as an exemplary registry and as a model for registry operator behaviour.

Ø To access the details about the appeal process can be found at:

<https://thenew.org/org-people/about-pir/resources/anti-abuse-policy-appeals-process/>

## E-commerce: Amazon expands support for multiple Indian Languages.

The E-commerce giant, Amazon, has recently added support for a few more Indian languages on its website and apps. Apart from the previously added support for Hindi, which is the most popular language in India, Amazon's apps and devices now also support Tamil, Telegu, Malayalam and Kannada, in a bid to add hundreds of millions of new users. Adding support for more Indian languages on its website and app is also a competitive move for Amazon, since its rival in India, Flipkart, recently added support for Tamil, Telegu and Kannada, which are languages that are spoken by roughly 200 million people in the country.

Ø To read full news click here:

<https://www.hindustantimes.com/business-news/amazon-india-adds-4-vernacular-languages-to-woo-shoppers-ahead-of-festive-season/story-LUholw8nNXwpCIXgPWhXQK.html>



# COPYRIGHT HIGHLIGHTS

## Information Technology: Government blocks access to 118 mobile applications!

On September 2nd, 2020 the Ministry of Electronics and Information Technology, Government of India has decided to block access to 118 mobile apps (including PUBC, APUS Launcher, Baidu, etc.) in view of information available that these apps are engaged in activities prejudicial to sovereignty and integrity of India, defence of India, security of state and public order. This power has been invoked by the Government under Section 69A of the Information Technology Act, 2000 read with the relevant provisions of the Information Technology (Procedure and Safeguards for Blocking of Access of Information by Public) Rules, 2009.

∅ To access the press release and the list of blocked apps click here:

<https://www.pib.gov.in/PressReleasePage.aspx?PRID=1650669>

## Regulatory Framework: TRAI releases recommendations for Over-The-Top (OTT) Communication Services.

The Telecom Regulatory Authority of India (TRAI) has released recommendations on Regulatory Framework for Over-the-top (OTT) Communication Services'. The recommendations include that there is no need to recommend a comprehensive regulatory framework for various aspects of services referred to as OTT services, beyond the extant of laws and regulations prescribed presently. Market forces may be allowed to respond to the situation without prescribing any regulatory intervention. Regulatory interventions are presently not required in respect of issues related with privacy and security of OTT services.

∅ To access the press release click here:

[https://www.trai.gov.in/sites/default/files/PR\\_No.69of2020.pdf](https://www.trai.gov.in/sites/default/files/PR_No.69of2020.pdf)

∅ To read recommendations click here:

[https://www.trai.gov.in/sites/default/files/Recommendation\\_14092020\\_0.pdf](https://www.trai.gov.in/sites/default/files/Recommendation_14092020_0.pdf)

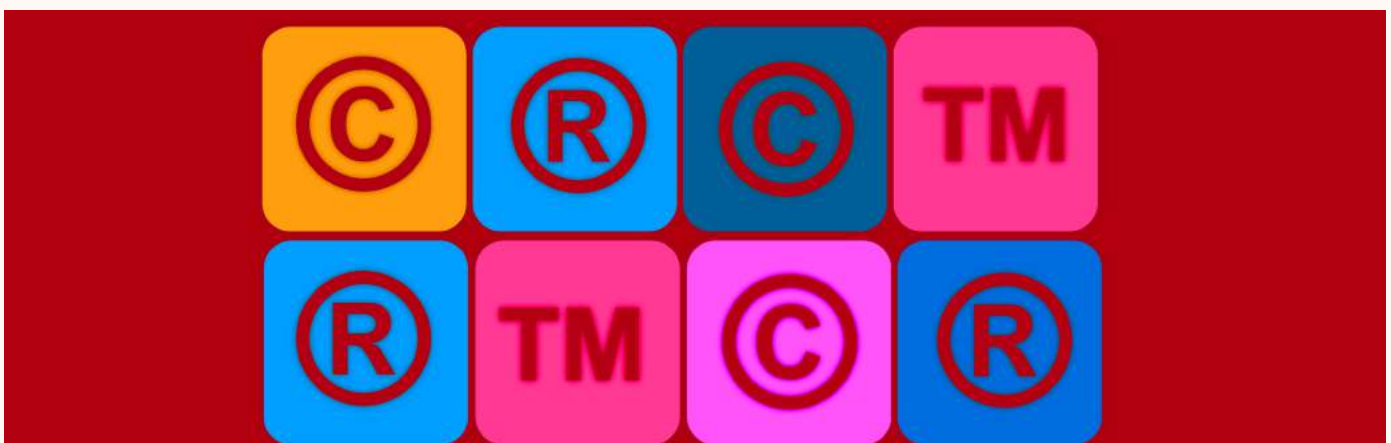
## Self Regulation code: 15 leading OTT players including Netflix, Disney+ Hotstar and Amazon Prime Video signs!

On September 4th, 2020 the Internet and Mobile Association of India (IAMAI) has unveiled the Universal Self-Regulation Code for OCCPs (Online Curated Content Providers) with the aim of empowering consumers with information and tools to assist them in making informed choices with regard to viewing decisions. The Code has been adopted by 15 leading OCCPs in India including Netflix, Disney Hotstar, Amazon Prime Video, etc.

The Code includes a framework for age classification and content descriptions for titles as well as access control tools and introduces a clear, transparent and structured grievance redressal and escalation mechanism for reporting non-compliance with the prescribed guidelines.

∅ To access press release by IAMAI click here:

<https://cms.iamai.in/Content/MediaFiles/dcc7639e-9917-4f8f-8ffa-d0e61bd3dc36.pdf>



## Protected Systems: RTGS, NEFT and e-Kuber of the Reserve Bank of India.

The Central Government has declared the Real Time Gross Settlement (RTGS), the National Electronic Funds Transfer (NEFT) and e-Kuber (Core Banking Solution) of the Reserve Bank of India (RBI) with their associated infrastructure dependencies installed at the Reserve Bank of India as 'protected systems' under Section 70 of the Information Technology Act, 2000.

The effect of this declaration is that only specific personnel authorized by the RBI will be permitted to access these systems and any person who unauthorizedly secures access or attempts to secure access would be liable for penal actions under the statute.

∅ To access the Gazette notification click here:

<http://egazette.nic.in/WriteReadData/2020/221588.pdf>

## Legal Notices: T-Series to video platforms.

The music record label T-Series has recently issued legal notices to several social video platform including Bolo Indya, Mitron, MX Player's Takatak, Triller for allegedly using and infringing copyrighted work owned by T-Series. Super Cassettes Industries Private Limited, which is T-Series' parent company, has asked each of these short-video platforms to pay around INR 3.5 crore in damage and render accounts of all revenues illegally earned by the platforms from the copyrighted content. Furthermore, T-Series has served a notice to the Chinese app Snack Video which is operational in India and has also filed a lawsuit against short-video app Roposo.

∅ To read further click here:

<https://www.firstpost.com/entertainment/t-series-issues-legal-notice-to-video-sharing-platforms-like-roposo-mx-players-takatak-for-copyright-violation-8791001.html>

## Licensing Deal: Chingari and T-Series signs!

Chingari, a video sharing platform developed in India, has signed a licensing deal with the music production company, T-Series, thereby allowing it to use T-Series' music catalogue, on its platform. Through this deal, Chingari's users in India, SAARC nations and the Middle East can access the content licensed from T-Series. This collaboration will allow Chingari's users to choose from several songs of T-Series and include those songs in their creations.

∅ To read full news click here:

<https://www.thehindu.com/business/Industry/chingari-inks-music-licensing-deal-with-t-series/article32640634.ece>

## Information Technology: Social Media Platforms and Advertisers check Harmful Content.

Several major advertisers had recently boycotted Facebook, due to anti-racism demonstrations that followed the death of George Floyd, an American Black man, in police custody. Following this, the advertisers stated that social media platforms rarely take any action to prevent ads from appearing alongside hate speech, fake news and other harmful content. Since then, social media platforms like Facebook, YouTube and Twitter have reached an agreement with several advertisers, with regard to different ways to reduce and keep in check any content that can be deemed harmful.

∅ To read full news click here:

<https://www.ft.com/content/d7957f86-760b-468b-88ec-aead6a558902>



## IP Infringement: Ford Motors denies Freeplay music's infringement claims.

Recently, the ongoing copyright infringement lawsuit between Ford and Freeplay Music resulted in Ford countersuing Freeplay, after denying Freeplay's infringement claims. Freeplay Music, which is a music library, had previously filed an infringement suit against Ford in the U.S. District Court for the Eastern District of Michigan. In the lawsuit, Freeplay Music claimed that Ford had used 54 songs from its music catalog 74 times in advertisements without paying for them and wanted the court to order Ford to pay for the infringements to the tune of USD 8.1 million. Ford is now countersuing Freeplay Music, for false advertising and is also claiming unspecified damages, court costs and attorneys' fees.

∅ To read further click here:

<https://topclassactions.com/lawsuit-settlements/consumer-products/auto-news/ford-denies-copyright-infringement-countersues-freeplay-music/>

## Copyright infringement: Court denies Taylor swift's motion to dismiss suit.

Nathan Butler and Sean Hall had previously filed a copyright infringement suit against singer Taylor Swift, claiming that her song "Shake it Off", infringed upon the lyrics of their own song, "Playas Gon' Play". The disputed lyrics as Butler and Hall claim to have originally written are, "Playas, they gonna play and haters, they gonna hate", and a modified version of this with some additions has been used by Taylor Swift in her song. Following this Taylor Swift filed a motion to dismiss the lawsuit, which was granted to the singer, by the U.S. District Court for the Central District of California. However, this dismissal was recently reversed by the U.S. Court of Appeals for the Ninth Circuit. The Ninth Circuit was of the opinion that the lawsuit filed by Butler and Hall, "plausibly alleged originality", due to which the lawsuit cannot be dismissed as a matter of law.

∅ To read further click here:

<https://www.natlawreview.com/article/can-t-shake-it-yet-court-denies-taylor-swift-s-motion-to-dismiss-copyright>

## Dating Applications: Pakistan bans citing Immoral Content.

Popular apps like Tinder, Grindr, SayHi, Tagged and Skout have been banned by the Pakistan Telecommunication Authority (PTA), based on the claims that these social networking apps have failed to moderate and monitor their content in accordance with Pakistan's laws. This move by the PTA was criticised by digital rights group Bytes For All, stating that the people had a right to review the content and decide for themselves whether or not such content was immoral. The PTA banned these apps in order to deal with the "negative effects of immoral/indecent content."

The PTA also stated that the ban on the apps could be lifted if the apps can prove that they are "moderating the indecent/immoral content through meaningful engagement".

∅ To read full news click here:

<https://indianexpress.com/article/pakistan/pakistan-bans-tinder-skout-grindr-tagged-sayhi-6579206/>

## WIPO: virtual exhibition on Artificial Intelligence and Intellectual Property launched.

The World Intellectual Property Organization (WIPO) has launched an immersive online exhibition using the 360-degree scanning technology to foster a more-comprehensive understanding of the relationship between IP policy and AI and the questions facing policymakers. The exhibition focuses on examples of use of AI in music, art, technology and entertainment. The exhibits include art created by humanoid robotic artist Ai-Da, a song that won an international AI Song Contest and a game that helps a neural network recognize doodles.

∅ To access the exhibition click here:

<https://wipo360.azurewebsites.net/>



## GEOGRAPHICAL INDICATION HIGHLIGHTS

### GI Tags: Goa's Myndoli Bananas and Harmal Chillies.

Goa is all set to include two more Geographical Indication (GI) tags to its already existing portfolio. The GI Registry has recently advertised in its journal two GIs, Myndoli Bananas and Harmal Chillies, filed by the Department of Science & Technology (DST), Government of Goa and The Harmal - Pernem Chilli (Mirchi) Growers Association (HPCGA) along with The Department of Science & Technology DST.

Government of Goa respectively. Myndoli Bananas, popularly known as Moira bananas, was introduced by Franciscan priests in the village of Moira, Goa and is characterized by their large size, longer shelf-life as well as less seeds. Harmal chillies, originating from the coastal village of Arambol, in Pernem, Goa are known for their reddish-brown color, smooth texture, and high pungency.

Both the GIs will proceed towards registration if no opposition is filed against them.

Ø To read the full news click here:

<https://timesofindia.indiatimes.com/city/goa/moira-bananas-harmal-chillies-get-gi-tag/articleshow/77294024.cms>

### Bulletin: The Geographical Indications of Goods (Registration and Protection) (Amendment) Rules, 2020.

The Central Government vide notification dated August 28, 2020 has published the draft of an amended Geographical Indications of Goods (Registration and Protection) Rules, 2020.

Ø To access the copy of the GI amendment Rules click here:

[http://www.ipindia.nic.in/writereaddata/Portal/News/708\\_1\\_Notification-GI\\_amenmdent\\_rules.pdf](http://www.ipindia.nic.in/writereaddata/Portal/News/708_1_Notification-GI_amenmdent_rules.pdf)

### Geographical Indication Tag: Sikkim's Chilli soon to get!

Recently, Sikkim's red cherry pepper chilli, popularly known as Dalle Khorsani is on its way to get a Geographical Indication (GI) Tag with its publication in the GI Journal. Dalle Khorsani is considered as one of the hottest chillies in the world and is cultivated in Sikkim as well as the surrounding Darjeeling hills. The chilli is known for its pungent taste and smell as well as for its medicinal properties.

Ø To read full news click here:

<https://theprint.in/neve/one-of-the-worlds-spiciest-chillies-sikkims-dalle-khorsani-gets-gi-tag/496487/>

### GI Infringement suit: Chakhesang shawls.

Before the District Court of Phek, Nagaland a GI (Geographical Indication) infringement suit has been filed against Tribal Cooperative Marketing Development Federation of India Limited (TRIFED) and designer Ritu Beri. The suit was filed by Chakhesang Women Welfare Society (CWWS) for unauthorizedly showcasing Chakhesang shawls at the Suraj Kund Mela in February, 2020. The Court has granted one month's time to Beri and TRIFED to file their written statements.

Ø To read further click here:

<https://www.sentinelassam.com/north-east-india-news/nagaland-news/naga-womens-body-files-civil-suit-against-designer-ritu-beri-trifed-for-gi-tag-infringement-503051?infinitescroll=1>



# ABOUT THE IP PRESS

We believe writing and digitalisation are two ultra-modern weapons of today and torch bearers for tomorrow. With our thoughts penned down on this blog, we bring you our opinion on the emerging issues in the intellectual property (IP) laws.

The IP Press is a team of IP-Holics, who started this blog to ensure access to the latest intellectual property (IP) issues for all the IP hopefuls. Our focus would be to address IP concerns of stakeholders, students, academicians, researchers, start-ups, etc. and guide them to attain and enforce their IP rights.

We, not only hold expertise in law and IP, but our team of technically-skilled professionals, IP specialists and patent agents gives us a better understanding to deal with technical issues in IP. To focus on national and international issues, we are supported with international IP experts as well.

Below is an insight into the objectives of starting this initiative:

- Spread awareness on the latest IP issues;
- Conduct workshops for the IP professionals;
- Seminars and video lectures for the IP aspirants;
- Review and comment on the IP policies;
- Encourage and foster the IP culture;
- Career counselling for students who are interested in building their career in IP;
- A team of academicians and practitioners to research and advice on the IP disputes.

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