



Patent Strategy in Asia

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Valley*

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Patent Strategy in Asia



Patent Strategy in Asia: Korea – Prosecution - Divisionals



See Korea Patent Act, Article 52

Patent Strategy in Asia: Korea – Request for Examination



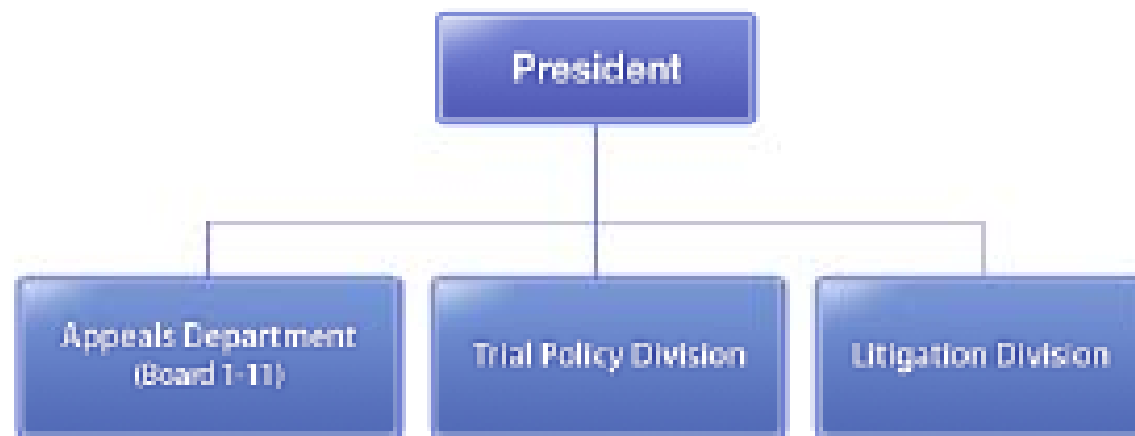
Patent Strategy in Asia: Korea – Ex-Officio Reexamination



Patent Strategy in Asia: Korea – Cancellation Proceedings

Organization of the IPTAB

The IPTAB consists of 11 trial boards, a Trial Policy Division, and a Litigation Division. A trial board is composed of about 9 administrative patent judges who are in charge of conducting the trials. Meanwhile, the Trial Policy Division is responsible for receiving documents, formalities examination, etc., and the Litigation Division is responsible for litigation proceedings.



As mentioned above, the 11 trial boards consist of about 9 administrative judges including the chief administrative patent judge. A trial board makes decisions based on a majority vote out of three administrative patent judges. For matters of grave concern, the board may expand the vote to five judges including the President of the Intellectual Property Trial and Appeal Board.

http://www.kipo.go.kr/kpo/user.tdf?a=user.english.html.HtmlApp&c=30300&catmenu=ek03_07_01

Patent Strategy in Asia: Korea – Patent Litigation Overview

Case Statistics per Year (Total)



- Patent Court of Korea, Statistics as of 12/8/16
(patent.scourt.go.kr/patent_e/judicial/judicial_02/index.html)

Patent Strategy in Asia: Korea – Patent Litigation Overview

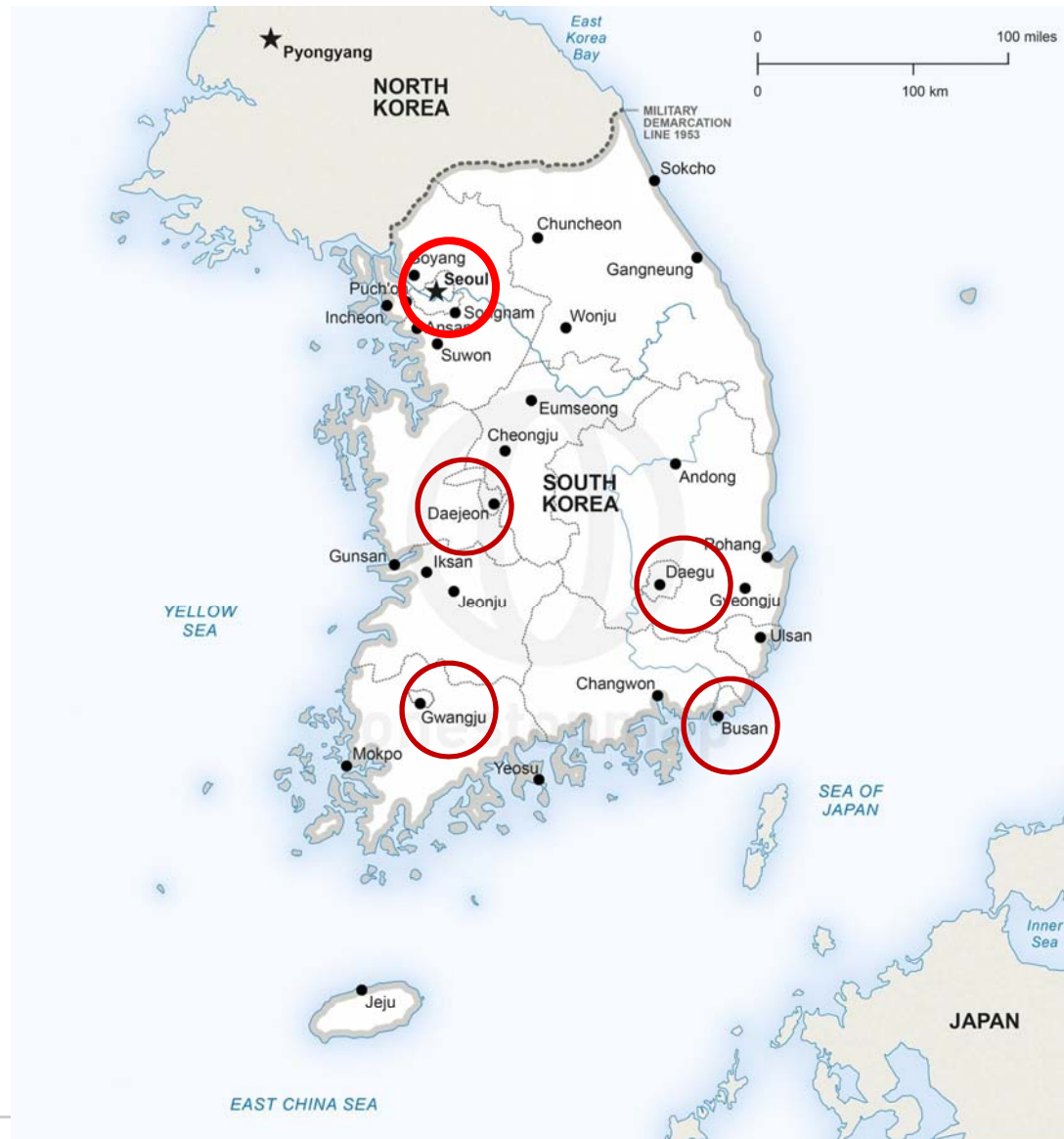
Case Statistics

* () refers to patent - utility model cases

Year	Cases Filed	Cases Disposed	Cases Pending
2008	1,449 (843)	1,570 (885)	714 (537)
2009	983 (585)	1,208 (768)	499 (359)
2010	978 (602)	1,018 (617)	484 (344)
2011	1,253 (727)	1,298 (787)	478 (334)
2012	1,162 (667)	1,188 (710)	447 (292)
2013	1,040 (637)	1,024 (612)	468 (317)
2014	955 (549)	989 (573)	449 (298)
2015	883 (489)	818 (466)	515 (314)

- Patent Court of Korea, Statistics as of 12/8/16
(patent.scourt.go.kr/patent_e/judicial/judicial_02/index.html)

Patent Strategy in Asia: Korea – District Courts – Patent Venue



Patent Strategy in Asia: Korea – Split Tribunals

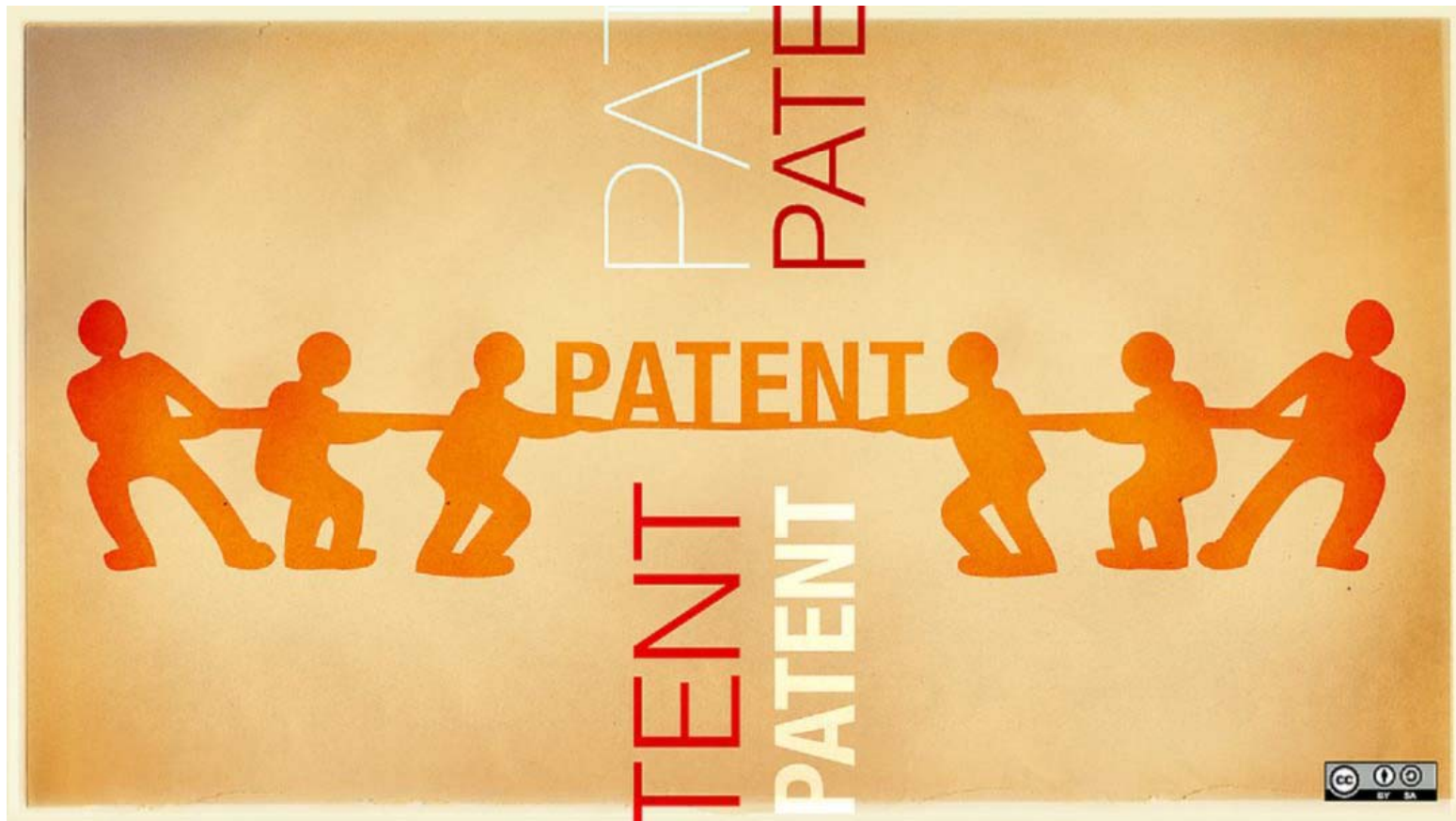
INFRINGEMENT



INVALIDATION



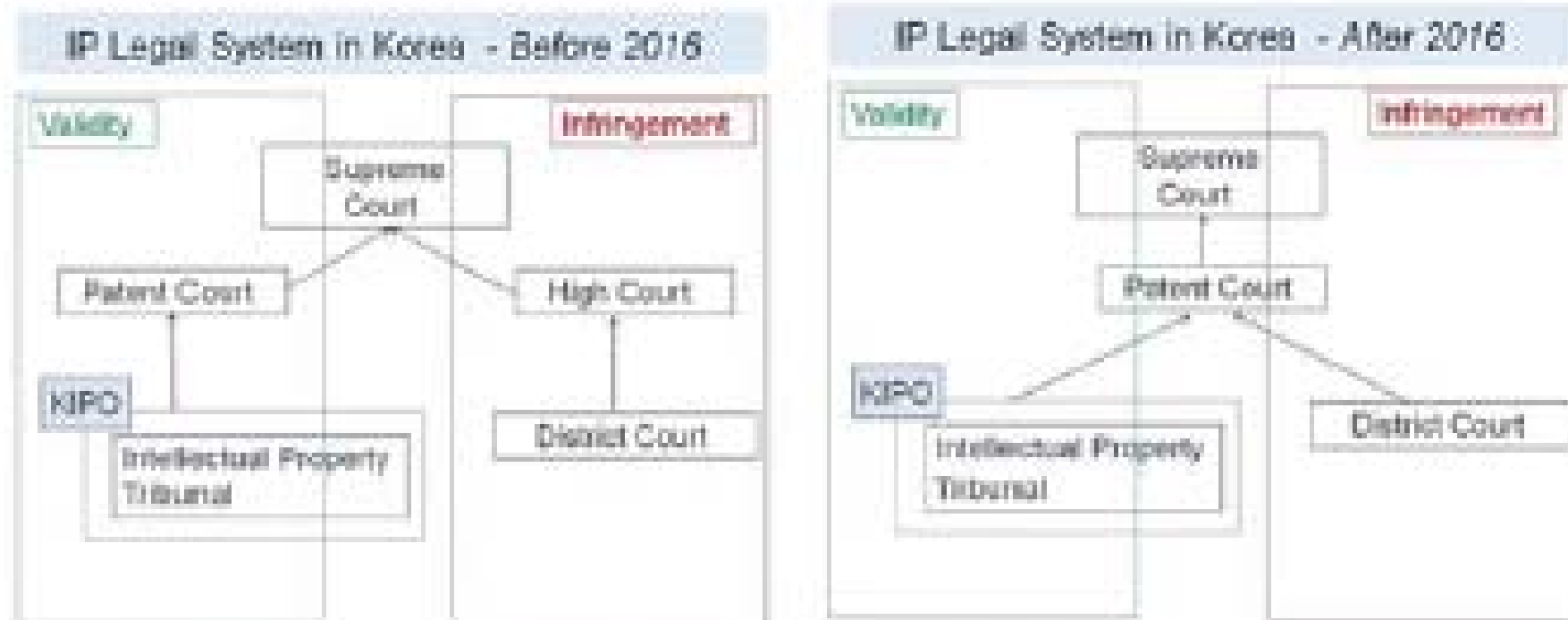
Patent Strategy in Asia: Korea – Ownership Disputes



Patent Strategy in Asia: Korea – Litigation Infringement/Damages Disclosures



Patent Strategy in Asia: Korea –Patent Appeals



Patent Strategy in Asia: Korea – KFTC and SEPs



FAIR TRADE COMMISSION

STANDARD ESSENTIAL
PATENTS

Patent Strategy in Asia: Korea – KFTC and Licensing



FAIR TRADE COMMISSION



- Conclusions
- Questions & Answers

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