

Compendium of Malaysian Intellectual Property Cases - Trade Marks

Volume 1

by Foong Cheng Leong



This book contains more than seventy (70) reported and unreported cases on Trade Marks from the Malaysian High Court, Court of Appeal and Federal Court.

For ease of reference the cases have been divided into sections such as infringement, passing off, rectification and opposition.

The cases also cover other issues such as:

- Non-compliance of pre-trial case management
- Stay of proceedings
- Defamation
- Striking out
- Assessment of damages

Many of these judgments are not published by the local law journals and they contain many important points of laws.

This is the first publication of a series of books containing reported and unreported Malaysian intellectual property cases.

Key Features

Comprehensive catchwords have been prepared for each case highlighting the important points of the cases. As the author had been involved in numerous intellectual property disputes, the author is able to identify the important or unique points of each case. Readers will be able to identify the subject matter background and salient points of the cases briefly by simply referring to the catchwords.

Key Cases

- 3JC Meatballs Sdn Bhd v Yap Yok Foo & Anor
- Aspect Synergy Sdn Bhd v Banyan Tree Holdings Limited
- BP Plc v Mohd Shariff Abdullah
- Burukan Bin Mohamed & Anor v Sirajudin Bin Y Mohamed Mydin & Ors
- Chocosuisse Union Des Fabricants Suisses De Chocolat & 2 ors v. Maestro Swiss Chocolate Sdn Bhd & 3 Ors (CoA)
- Dabur India Limited v Nagasegi Sdn Bhd
- Degem Berhad & Anor v De Gem Goldsmith & Jewellery Sdn Bhd & Ors
- Dj Auto Components Manufacturing Sdn Bhd v FBK Systems Sdn Bhd
- Finders Industries (M) Sdn Bhd v M B Products (M) Sdn Bhd
- G.S Gill Sdn Bhd v Descente Ltd
- Ginvera Marketing Enterprise Sdn Bhd v Tohtonku Sdn Bhd
- Hiu Kuan Hoe v Societe Des Produits Nestle SA
- Ho Tack Sien & Ors v Rotta Research Laboratorium S.P.A.
- Illinois Tool Works v Pendaftaran Cap Dagangan
- Jacmoli Designs & Jewellers Sdn Bhd v YTI Corporation Berhad
- Jost Cranes GmbH & Co. KG v Jost Cranes Sdn Bhd
- Ken Holdings Berhad & Ors v Sri Seltra Sdn Bhd
- Kuang Pei San Food Products Public Company Limited v Wes Marketing Co Sdn Bhd
- LB (Lian Bee) Confectionery Sdn Bhd v. QAF Ltd & Anor
- Leo Pharmaceutical Products Ltd v Kotra Pharma (M) Sdn Bhd
- Lockheed Martin Corporation v Raytheon Company
- Magic Boo Beauty Sdn Bhd v Koh Chui Ngoh ta Perniagaan Lily
- Majlis Sukan Negara v Mesuma Sdn Bhd

Key Benefits

- This title acts as a handy and mobile casebook
- Catchphrases are comprehensive and helpful in focusing the readers on the specific issue of Trade Marks
- This title is an indispensable tool for lawyers, in-house counsels, patent attorneys, intellectual property practitioners and students

About the Author

Foong Cheng Leong is an Advocate and Solicitor of the High Court of Malaya and also a registered Malaysian trade mark, industrial designs and patent agent.

He is a member of the Kuala Lumpur Bar Committee 2013/2014, Chairman of the Kuala Lumpur Bar Information Technology and Publication Committee and a member of the Malaysian Bar Intellectual Property Committee.

- McCurry Restaurant v McDonalds Corp
- McDonalds Corporation v McCurry Restaurant (KL) Sdn Bhd
- McLaren International Ltd v Lim Yat Meen
- Meidi (M) Sdn Bhd v Meidi-ya Co Ltd & Anor
- Meidi-ya Co Ltd & Anor v Meidi (M) Sdn Bhd
- Microsoft Corporation v Yong Wai Hong
- Network Pet Product (M) Sdn Bhd v Royal Canin SAS and Anor
- Parkson Corporation Sdn Bhd v Fazaruddin Bin Ibrahim
- Perusahaan Otomobil Nasional Sdn Bhd v GMB Auto Parts Sdn Bhd
- Perusahaan Otomobil Nasional Sdn Bhd v Bidara Prisma Sdn Bhd & Ors
- Philip Morris Products Inc v Glenbid (M) Sdn Bhd & Anor
- Playboy Enterprise International Inc v Zillion Choice Sdn Bhd
- QAF Ltd & Anor v Lian Bee Sdn Bhd
- Rotta Research Laboratories S.p.A & Anor v Ho Tack Sien & Ors
- Shaifubahrim Bin Mohd v EM Exhibition Sdn Bhd & Anor
- Suria KLCC Sdn Bhd v Makamewah Sdn Bhd
- Taiping Poly (M) Sdn Bhd v Wong Fook Toh & 2Ors
- Tan Mei Li & Ors v Golden Regal Restaurant Sdn Bhd
- Titan (M) Sdn Bhd v Registrar of Trade Marks
- Trinity Group Sdn Bhd v Trinity Corporation Berhad
- WB Fresh Coconut Supplier Sdn Bhd v Gan Boon Wah & Anor
- Yong Sze Fan & Anor v Sharifah binti Mohd Tamin & Ors
- Yong Teng Hing bs Hong Kong Trading Co & Anor v Walton International Limited

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