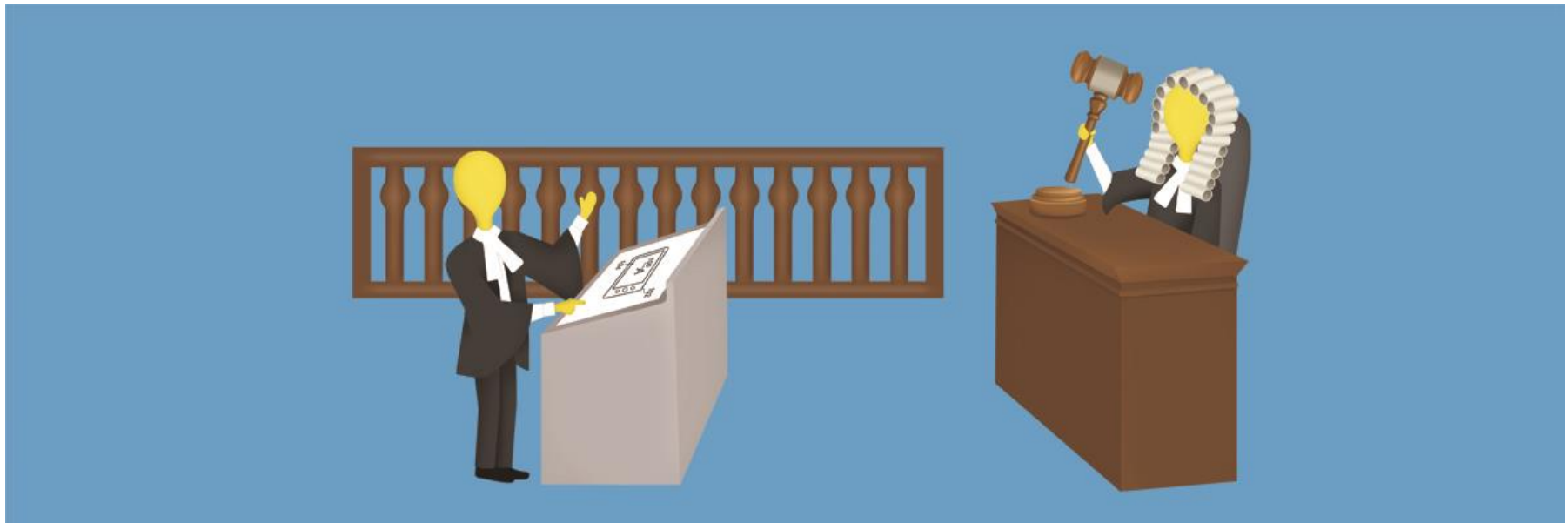


# Recent and Selected Malaysian Intellectual Property Cases

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6.2.2024

@FCLCo

# Agenda

1. Trade Marks
2. Copyright & Industrial Designs
3. Patents
4. Criminal

# Trade marks

## Sika AG & 2 Ors v Nippon Paint (Malaysia) Sdn Bhd

Trade mark infringement and invalidation, passing off, copyright infringement and unlawful interference with trade



**SIKALATEX**

**LATEX 118**

# Trade marks

## Sika AG & 2 Ors v Nippon Paint (Malaysia) Sdn Bhd

“Water Resistant Polymer Bonding Agent and Mortar-Strengthening Additive”

Plaintiff's PDS	Defendant's TDS																																		
<p><b>DESCRIPTION</b></p> <p>SikaLatex®-118 is a synthetic polymer emulsion for adding to cement mortars, where good adhesion and water resistance are required. It is suitable for tropical conditions.</p>	<p><u>Description:</u></p> <p><b>Nippon Latex 118</b> is a single component, synthetic polymer emulsion for addition to cement to use as bonding agent. It also acts as cement mortar strengthening additive. It is suitable for tropical climates.</p>																																		
<p><b>USES</b></p> <p>SikaLatex®-118 is a high quality emulsion that substantially increases the qualities of cement mortars such as:</p> <ul style="list-style-type: none"> <li>• Thin layer patching mortars</li> <li>• Renders</li> <li>• Floor screeds</li> <li>• Concrete repair mortars</li> <li>• Abrasion resistant linings</li> <li>• Tile fixing mortars</li> <li>• Masonry mortars</li> </ul>	<p><u>Uses:</u></p> <p><b>Nippon Latex 118</b> is suitable for applications such as:</p> <ul style="list-style-type: none"> <li>• Cementitious bonding slurry for old and new concrete/mortar</li> <li>• Thin layer patching mortars</li> <li>• Renders</li> <li>• Floor screeds</li> <li>• Concrete repair mortars</li> <li>• Abrasion resistant linings</li> <li>• Tile fixing mortars</li> <li>• Masonry mortars</li> </ul>																																		
<p><b>CHARACTERISTICS / ADVANTAGES</b></p> <ul style="list-style-type: none"> <li>• Extremely good adhesion</li> <li>• Reduced shrinkage</li> <li>• Excellent water resistance</li> <li>• Increased abrasion resistance</li> <li>• Improved chemical resistance</li> <li>• Non-corrosive</li> <li>• Ready for use</li> </ul>	<p><u>Advantages:</u></p> <ul style="list-style-type: none"> <li>• Enhance adhesion</li> <li>• Reduce shrinkage</li> <li>• Excellent water resistance</li> <li>• Increase abrasion resistance</li> <li>• Improve chemical resistance</li> <li>• Non-corrosive</li> <li>• Ready for use</li> </ul>																																		
<p><b>PRODUCT INFORMATION</b></p> <table border="1" data-bbox="434 1205 888 1378"> <tr> <td>Composition</td> <td>Polymer emulsion</td> </tr> <tr> <td>Packaging</td> <td>• 4 litre pail • 18 litre pail</td> </tr> <tr> <td>Appearance / Colour</td> <td>Milky white liquid</td> </tr> <tr> <td>Shelf Life</td> <td>12 months from the date of production.</td> </tr> <tr> <td>Storage Conditions</td> <td>Store properly in original, unopened and undamaged packaging in dry conditions. Protect from direct sunlight.</td> </tr> <tr> <td>Density</td> <td>1.00 kg per litre ± 0.01</td> </tr> <tr> <td>Total Chloride Ion Content</td> <td>Nil</td> </tr> </table>	Composition	Polymer emulsion	Packaging	• 4 litre pail • 18 litre pail	Appearance / Colour	Milky white liquid	Shelf Life	12 months from the date of production.	Storage Conditions	Store properly in original, unopened and undamaged packaging in dry conditions. Protect from direct sunlight.	Density	1.00 kg per litre ± 0.01	Total Chloride Ion Content	Nil	<p><b>Technical Data</b></p> <table border="1" data-bbox="904 1205 1394 1378"> <tr> <td>Form</td> <td>Polymer emulsion</td> </tr> <tr> <td>Colour</td> <td>Milky white</td> </tr> <tr> <td>Total Chloride Ion Content</td> <td>Nil</td> </tr> <tr> <td>Density</td> <td>1.00kg per litre ± 0.02</td> </tr> <tr> <td>Working Time (at 25°C)</td> <td>40 minutes</td> </tr> <tr> <td>Drying Time (at 25°C)</td> <td>6 hours</td> </tr> <tr> <td>Curing Time (at 25°C)</td> <td>24 hours</td> </tr> <tr> <td>Bond Strength on Concrete (7 days)</td> <td>10kgf/cm<sup>2</sup></td> </tr> <tr> <td>Consumption</td> <td>2 kg/m<sup>2</sup></td> </tr> <tr> <td>Shelf Life</td> <td>Up to 12 months from the date of production, store properly in original tight-sealed undamaged containers in dry cool place. Protect from direct sunlight.</td> </tr> </table>	Form	Polymer emulsion	Colour	Milky white	Total Chloride Ion Content	Nil	Density	1.00kg per litre ± 0.02	Working Time (at 25°C)	40 minutes	Drying Time (at 25°C)	6 hours	Curing Time (at 25°C)	24 hours	Bond Strength on Concrete (7 days)	10kgf/cm <sup>2</sup>	Consumption	2 kg/m <sup>2</sup>	Shelf Life	Up to 12 months from the date of production, store properly in original tight-sealed undamaged containers in dry cool place. Protect from direct sunlight.
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# Copyright

## Ultra Racing (M) Sdn Bhd v Bluetact Sdn Bhd

### Passing off and copyright infringement

Comparison of Ultra Racing Bar (two dimensional and three dimensional work) with TypeOne Bar (three dimensional work)



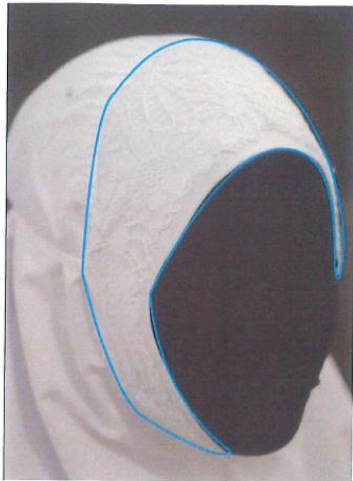
Comparison of Ultra Racing Bar (two dimensional and three dimensional work) with TypeOne Bar (three dimensional work)



# Industrial Designs

## Airaz Technologies Sdn Bhd v Siti Khadijah Apparel Sdn Bhd & Anor

### Industrial designs infringement and invalidation



1.1 PERSPECTIVE VIEW



1.1 PERSPECTIVE VIEW

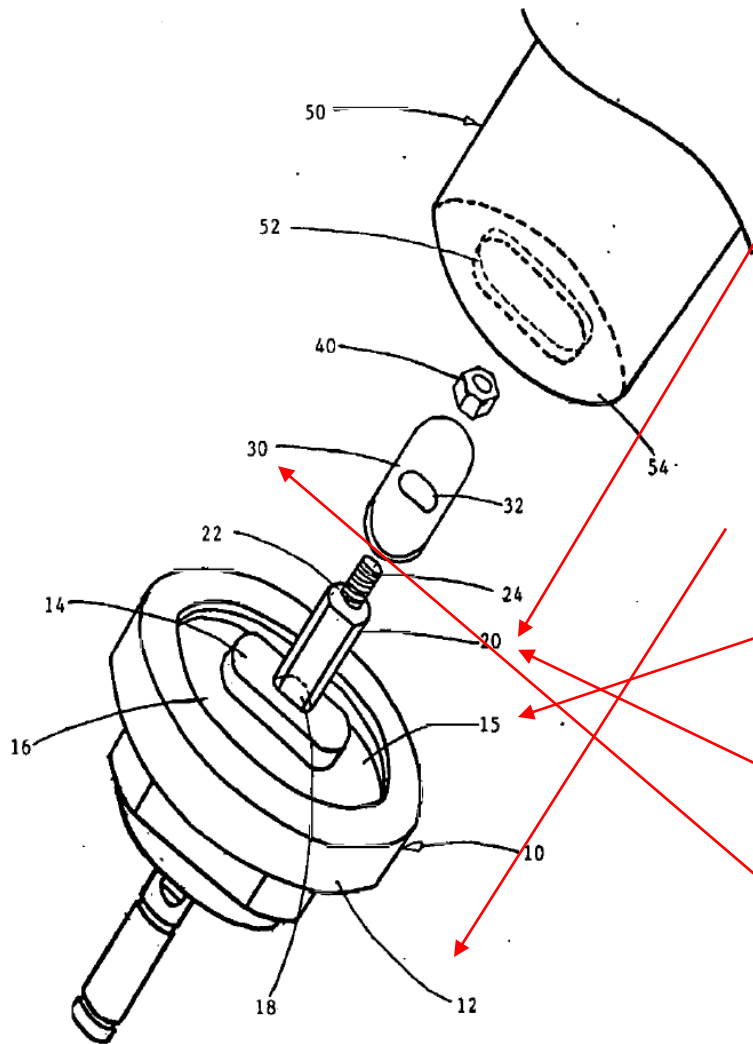


1.1 PERSPECTIVE VIEW

# Patents

Kendek Products Sdn Bhd v Dip Chain Manufacturing Sdn Bhd

## Patent infringement and invalidation



### IMPROVEMENT TO HOLDER OF FORMER USED IN DIPPED LATEX PRODUCTS MANUFACTURING PROCESS (Abstract)

This invention relates to an improvement of rotatable shaft (20) in a former holder used in dipped latex products manufacturing process wherein the shaft (20) is connected to a coupling unit to a conveyor chain and a roller body that accommodates a former. A former holder comprises of a roller body (12) having a central recess portion (15) to accommodate a former; a D-shaped cross-section shaft (20) disposed and secured to the roller body and; a locking means (30) to hold and lock the former.

For more read MY-145324-A.

# Criminal

## PP v Ng Lee Lee

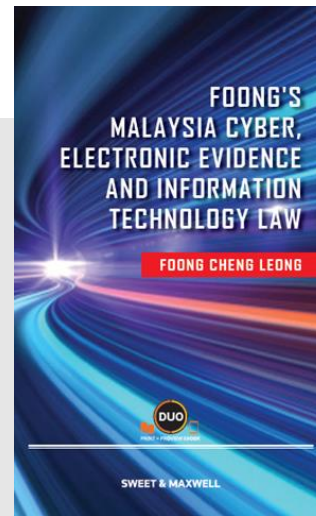
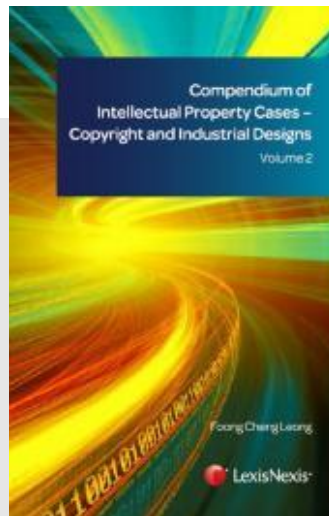
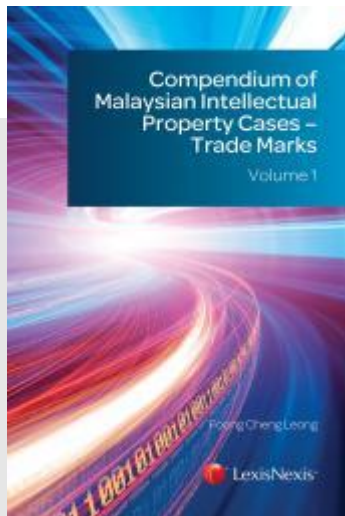
streaming devices

### **No.1:**

*Bahawa kamu, pada 12 Disember 2019, jam lebih kurang 2.30 petang di No.10A, Jalan PP 2/4, Taman Putra Prima, di dalam daerah Sepang, di dalam Negeri Selangor, telah didapati memiliki satu (1) unit kotak media berjenama iBoite-X dengan alamat MAC D81045003A1C yang telah dimasukkan dengan perisian MyTV.apk, suatu sistem yang direka bentuk untuk memperoleh secara fraud perkhidmatan aplikasi kandungan yang dibekalkan oleh Measat Broadcast Network System Sdn. Bhd., dan oleh yang demikian kamu telah melakukan suatu kesalahan di bawah Seksyen 232(2) Akta Komunikasi dan Multimedia 1998 [Akta 588] yang boleh dihukum dibawah Seksyen 232(3) Akta yang sama.*



## Publications



# Thank you

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### **Foong Cheng Leong & Co**

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