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PRESS RELEASE

Pop Candy Triggers Trademark Dispute

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The GF Corporation brought the Chaoan Shantai Food Company and the Dayang Road Farm Produce and By-products Wholesale Market in Chaoyang District, Beijing to the Beijing Second Intermediate People's Court against their infringement on the exclusive right of trademarks of GF. This case has been accepted by the court.

As asserted by GF, as one of the global famous candy manufacturers, GF succeeded in the development of Pop Candy — a special edible candy, and legally registered No. 1650823 trademark, No. 1650824 trademark and No. 1650831 trade-mark for this product in the State Administration for Industry and Commerce (SAIC). On December 11, 2009, GF found that a product of three flavor-in-one packed “Fruity Pop Candy” having a brand “百达”, which was produced by Chaoan Shantai Food Company, was sold by this company and the Dayang Road Farm Produce and By-products Wholesale Market, and that on the outer packing of this product, cartoon patterns similar to the aforementioned three trademarks were used. On January 20, 2010, GF found that cartoon patterns similar to the aforementioned No. 1650823 trademark and No. 1650824 trademark were used on the promotion webpage of Shantai Food Company.

The GF Corporation alleged that the two defendants produced and sold the accused infringement product without permission, and the Shantai Food Company illegally used the aforementioned three trademarks on its promotion webpage, which caused confusion among the public, greatly influenced the market image of GF and resulted in a huge economic loss for GF. Therefore, the plaintiff appealed the court for a decision ordering the Shantai Food Company to immediately delete all the accused infringement words and patterns from its webpage and issue a statement on the internet to eliminate the influence, and ordering the Shantai Food Company to immediately stop the production and sales of the accused infringement products and pay for an economic compensation of 2000,000 CNY and the litigation costs for this case. Besides, the plaintiff also appealed the court for a decision ordering the Dayang Road Farm Produce and By-products Wholesale Market to immediately stop the sale of the accused infringement products.

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offices in Beijing, Shanghai, Shenzhen, Hong Kong, Macau, and Mongolia. The firm has been recognized as one of the top trademark firms in China by several intellectual property magazines and is managed by Mr. Edward Lehman, a leading expert on corporate law with 20 years of practice experience in Mainland China.

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