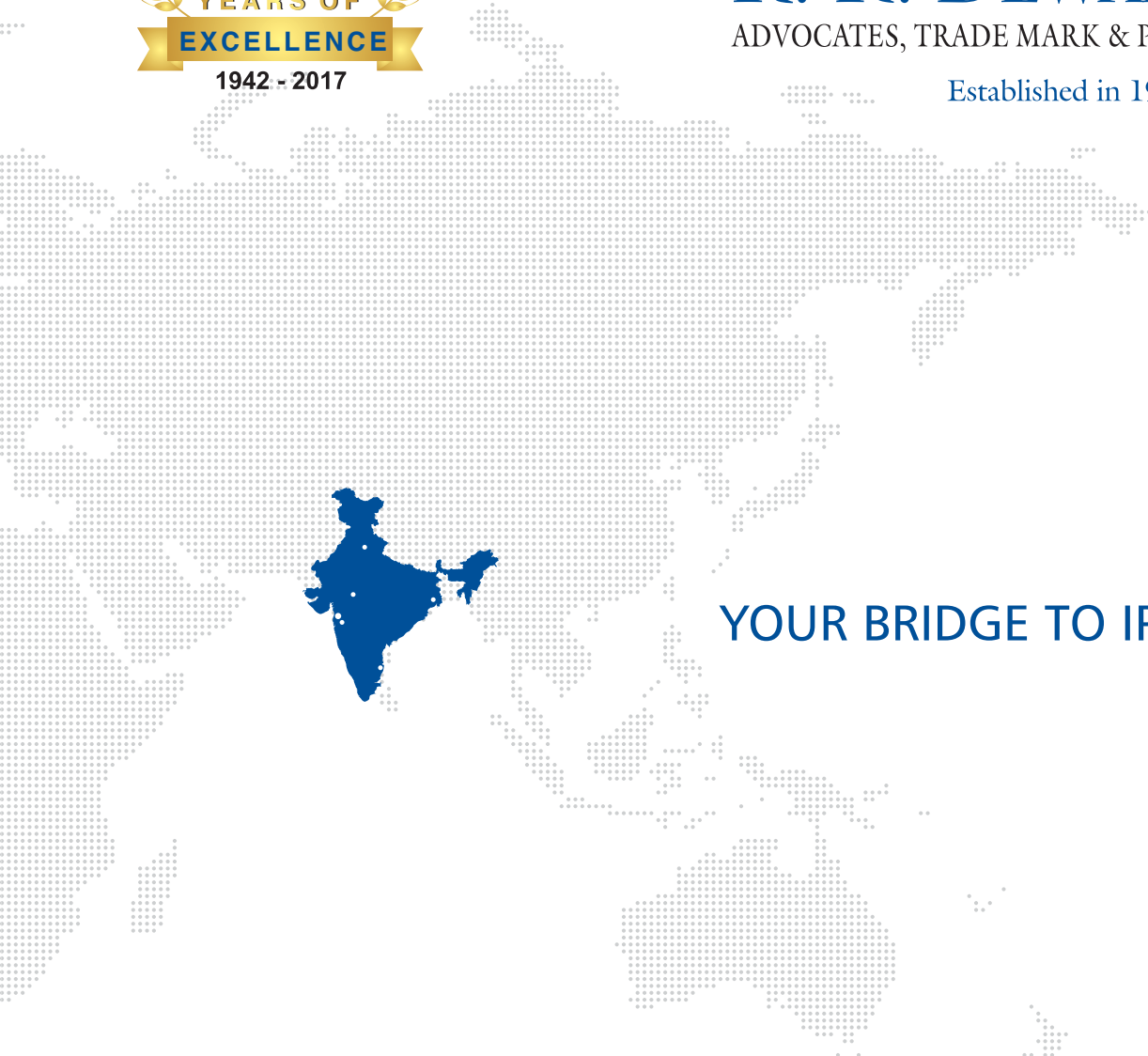




R. K. DEWAN & Co.

ADVOCATES, TRADE MARK & PATENT ATTORNEYS

Established in 1942



YOUR BRIDGE TO IP IN INDIA

PATENTS | TRADEMARKS | COPYRIGHTS | DESIGNS
CONTENTIOUS & NON CONTENTIOUS

CLIENT-CENTRIC CULTURE

PERSONALISED PROFESSIONALISM

CUSTOMISED COMMERCIALISM



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ABOUT US

Founded by Raj Kumar Dewan in 1942, R K Dewan & Co is a leading powerhouse that has provided dedicated and superlative services in the field of Intellectual Property Rights for over 75 years.

An ISO 9001:2008 certified firm, RKD currently represents over 4000 corporate and individual clients worldwide including startups, government entities, academic & research institutions and several top Indian companies, multinational conglomerates and Fortune 500 companies.

RKD's expertise extends to all technology areas & industry sectors including but not limited to software, electronics & telecommunication, artificial intelligence, robotics, automobiles, tools & machinery, building & construction, electrical & power, alternative energy, chemical engineering biotechnology, biomedical devices, pharmaceuticals, nanotechnology, textiles, agriculture, defense, education, internet, FMCGs, hospitality, food & beverages, sports, entertainment & media, fashion & luxury goods, jewellery, finance & banking and so on.

RKD is also adept at routinely handling complex IP matters that relate to interdisciplinary subjects.

RKD has been consistently recognized as a Leading IP firm by:

- WTR 1000 (Gold tier 2017-2016, 2015-2014)
- Chambers & Partners (2018 – 2014)
- Legal 500 (Band 1, 2018-2017)
- Chambers & Partners Life Sciences (2017-2014)
- Asialaw Profiles (2018 – 2014)
- IAM Patent 1000 (2017 – 2014)
- MIP IP Stars (2017 – 2014)
- Client Choice Awards – Patents, 2018
- Verified by MIP as one of the top 3 PCT filers from India for 3 years in a row

MEMBERSHIPS

- INTA (International Trademark Association)
- AIPPI (International Association for the Protection of Intellectual Property)
- AIPLA (American Intellectual Property Law Association)
- APAA (Asian Patent Attorneys Association)
- CIPA (Chartered Institute for Patent Attorneys)
- MARQUES

OUR PHILOSOPHY

We believe in securing well-fortified, cost optimized IPR for our clients and strive ceaselessly towards that end.

Our approach is three fold :

- **Client-centric Culture:** We always keep our clients' needs at the centre of our focus and take the time to learn about their businesses and concerns.
- **Personalized Professionalism:** On a strong scaffold of business ethics and meticulously crafted operational procedure, we treat every client with the individuality that he or she deserves.
- **Customized Commercialism:** While maintaining a basic fee structure, we assist clients in building their IP portfolios by working within their budgets and providing cost-effective solutions.

OUR MISSION

To provide worldwide, a full spectrum of intellectual property services to a range of clients from individuals to large business conglomerates, with attention to quality and detail in order to meaningfully protect their intellectual property.

OUR VALUES

The four foundations on which our firm is built:

- **Integrity** - we give correct and trustworthy advice to our clients
- **Intellectual Growth** - we learn continuously from and for our clients and colleagues
- **Excellence** - we ensure that our work is always of the highest quality & standards
- **Mutual Respect** - we respect the talents and worth of our clients & colleagues forging lasting relationships

- PTMG (Pharmaceutical Trade Marks Group)
- FICPI (International Federation of Intellectual Property Attorneys)
- CII (Confederation of Indian Industries)
- MCCIA (Maharatta Chamber of Commerce, Industries and Agriculture)
- ASSOCHAM (Associated Chambers of Commerce and Industry of India)

SERVICES

PATENTS

- Drafting patent specifications
- Filing and prosecuting applications at the Indian Patent Office and under the PCT
- Filing and prosecuting applications internationally in cooperation with our foreign associates
- Journal watch services
- Comprehensive patent searching with analysis & legal opinion for:
 - Prior art
 - Novelty
 - Patentability
 - Freedom to operate / practice (FTO)
 - Invalidation
 - Litigation support
 - White space analysis
 - Technology maps
- Oppositions
 - Pre grant & post grant
 - Observation submissions
 - Ex parte and inter partes proceedings
- Invalidation/revocation proceedings at Appellate Board
- Post registration services such as renewals and filing statement of working

IP POLICY

- Establishing & implementing institution-wide IP policies
- Establishing corporate IP cells

MADRID PROTOCOL

- Filing international registrations for Indian owners
- Responding to objections of the national offices
- Opposition proceedings
- Post registration services

PATENTS - FIELDS OF EXPERTISE

CHEMICALS

- Polymers & organic chemistry
- Petrochemicals
- Catalyst systems
- Specialty chemicals
- Paints & coatings
- Cosmetics
- Agrochemicals
- Materials science

LIFE SCIENCES

- Pharmaceuticals
- Biotechnology & Biochemistry
- Biologics
- Vaccines
- Medicine & medical equipment
- Medical devices
- Alternative medicine
- Neutraceuticals & supplements

ENGINEERING

- Information Technology
- Electronics & telecommunication
- Electrical, power & transmission
- Alternative Energy
- Automotive & Mechanical
- Complex tools and machinery
- Metallurgy
- Civil engineering & architecture
- Aeronautical engineering and defence
- Process equipment
- Industrial & chemical engineering
- Textile engineering
- Packaging technology

COMPUTER IMPLEMENTED INVENTIONS

NANOTECHNOLOGY

ROBOTICS & ARTIFICIAL INTELLIGENCE

INTERNET OF THINGS

INTERDISCIPLINARY TECHNOLOGIES

TRADE MARKS & SERVICE MARKS

- Registrations at the Indian Patent Office
- Registrations internationally with the cooperation of our foreign associates
- Opposition and revocation proceedings
- Searches locally and internationally
- Clearance of title & Brand selection advice
- Journal watch services & Renewals
- Appellate Board proceedings

IP VALUATION

- Technical
- Legal
- Commercial

LITIGATION

- Prosecuting and defending civil suits for infringement of trade marks, patents, designs and copyrights
- Suits for passing off
- Criminal cases for trade marks and copyrights
- Anti-piracy measures
- Anti-counterfeit actions
- Appeals from orders of the patent & trade mark office
- Writ petitions

- Across all tiers of judiciary
- Formulating unique strategies
- Supported by intense research
- Tactical intelligence and continuous vigilance
- Pan-India investigations & enforcement
- Negotiating settlements

ALTERNATIVE DISPUTE RESOLUTION

DESIGNS

- Applications for registration of designs
- Searches locally and internationally
- Journal watch services
- Infringement and validity opinions
- Cancellation proceedings
- Renewals

COPYRIGHT

- Copyright registrations in India
- Copyright registrations internationally
- Cancellation proceedings

AGREEMENT DRAFTING

- Business transfer
- Technology transfer
- Assignment, licensing, franchising
- Software development
- Joint venture
- Confidentiality & non-disclosure
- Employment
- Vendors, distributors, manufacturers

CORPORATE SERVICES

- Incorporation (Company, LLP, non-profit, Partnership Firm)
- Drafting/Vetting Corporate Agreements
- Due Diligence and Consultation on Merger/Amalgamation/Demerger alongwith all related compliances
- Consultation on Foreign Collaboration including Joint Venture and compliances related thereto
- Representation/Appearance before the National Company Law Tribunal & Commercial Courts
- Compliance under Corporate Laws including Annual Compliances
- Compliances relating to Alteration in Company Information
- Consultation and Compliance – Foreign Direct Investment
- Cases under Insolvency and Bankruptcy code
- Arbitrations on the full range of civil matters and company law matters

IP TRAINING & EDUCATION

- Conducting workshops and seminars for corporations, trade associations, government entities
- Lecturing at law colleges, engineering colleges and universities

TRANSFER OF IP RIGHTS

Including Due Diligence & Negotiation

- Assignment
- Licensing
- Mortgaging
- Franchising
- Transfer of technology
- Transmission
- Identification of partners for assignment, licensing, joint-ventures

IP AUDIT

- Inspection & scrutiny of IP portfolios
- Preparing comprehensive reports

SOCIAL MEDIA ENFORCEMENT

INTERNET DOMAIN ISSUES

THE TEAM AT RKD



Dr Mohan Dewan-A stalwart in the Indian IP arena, Dr Mohan Dewan is the dynamic head of R K Dewan & Co with over 45 years of experience in Intellectual Property practice - both contentious & non-contentious. A registered Patent & Trademark Attorney, Mohan is also an exceptional trial lawyer. An expert at Indian Trademark Law, Mohan oversees infringement, passing off and anti-counterfeiting actions for clients across India. Mohan is a technophile and a champion of inventions and innovation. He has drafted and obtained over 8000 patents in nearly every technology area right from Life Sciences to Engineering to Software and Electronics & Telecommunication. His areas of expertise also extend to IP commercialization including negotiating technology transfers. Frequently invited as a speaker at conferences, he is passionate about teaching IP and conducts training workshops for

IP office examiners, judges, corporates, government entities & academic institutions. Mohan serves on various committees of IP organizations, for example the INTA Bulletin Committee for the 2018-2019 term. Frequently quoted on IP developments in India, has been consistently recognized as a leading IP lawyer by various research houses such as Chambers & Partners, WTR 1000, IAMPatent 1000, MIP and Asialaw Profiles. His interests include cooking, playing the piano, alternative medicine and writing.

Dr Niti Dewan-A medical doctor who found her calling in IP, Dr Niti Dewan qualified as a Patent & Trademark attorney & presently heads the Patents & Business Development departments at RKD. With over 22 years of experience in the IP field, Niti is a one-stop source for clients ranging from individuals to Fortune 500 companies who need business-savvy advice on cost-effective strategies for patent filing & prosecution in 100+ jurisdictions worldwide. Niti also supervises the management of large domestic & international patent portfolios. Niti is an expert at patent searches and analytics. Although her primary areas of expertise include chemistry and life sciences, Niti has extensive experience in carrying out patent searches in all fields of technology including automobiles, IT, nanotechnology and materials sciences. Niti is also a patent valuation analyst and is actively involved in IP commercialization . Niti



advises clients on brand valuation as well as creating and registering brands in India and internationally. Niti has been elected as the Co-Chair for INTA Bulletin Committee (Association News) for the 2018-2019 term. A frequent speaker at conferences, Niti conducts multiple training workshops every year for leading Indian corporates & government entities. Niti has been recognized as a leading IP professional by various research houses such as IAM Patent 1000, Chambers & Partners, Asia Law and MIP. Niti is passionate about gardening particularly creating bonsai, architecture and interior design.



Disha Dewan-With over 6 years of experience as a registered Indian Patent Agent, Head of Global Business Operations, Disha is part of the core management of RKD and a practicing lawyer. Disha received her undergraduate degree in Biotechnology from Imperial College London (First Class Honours) and spent a year doing research in the laboratories of the Medical Research Council in London on malaria. She has a Masters in Bioscience Enterprise from Cambridge University and was selected to attend the Stanford Graduate School of Business for the Summer General Management program. Disha's patent practice includes drafting patent specifications, supervising searches, responding to office actions, attending to hearings, pre & post grant oppositions, revocations and appeals at the Appellate Board. Disha is also actively involved in trademark prosecution and IP commercialization at the firm.

Disha has served on numerous International Trademark Organization (INTA) committees including Bulletin Committee (2014-2015), Building Bridges Committee (2016-2017) and Unreal Campaign committee (2018-2019). She continues to publish numerous IP related articles for the global IP community & is a frequent speaker at IP conferences. Recognized as a 'Rising Star' by Legal 500 and Asialaw Profiles, Disha is a PADI certified scuba diver, and enjoys adventure sports, travel and everything to do with health and fitness.

THE TEAM AT RKD

RKD has a top-notch team of **130+ highly trained and dedicated** lawyers, patent attorneys, trademark attorneys, engineers, scientists, paralegals and administrative staff equipped to deliver promptly & efficiently. The RKD team also includes a number of **senior ex-Patent Controllers and Trademark Examiners** whose experience, knowledge and insight into the workings of the Patent & Trademark Offices in India are an added strength.

RKD has built a close-knit, dependable and extensive network of associates **in India and in over 125 countries throughout the world**. We are therefore able to seamlessly manage national and international IP filing, prosecution and domestic and trans-border litigation across all tiers of the judiciary.

BUILDING TEAM CULTURE

- The RKD team undergoes extensive in-house training in substantive IP. This ensures consistency of approach and a high standard of work across all offices.
- Our team members are specialized in their areas of practice and are also exposed to other areas and types of IP related activities across departments. This leads to a better ability to multitask, as well as greater awareness and overall professional development.
- RKD experiences a low level of attrition. The inherent stability created by this leads to a cohesive working environment.



WHAT OUR CLIENTS SAY ABOUT US

“The firm is highly reliable and trustworthy. When they say they will do something in a week’s time, they really do it. They are also highly responsive, alerting us proactively with pending jobs so that we do not miss out on any important deadlines.”

“He (Dr.Mohan Dewan) has absolute passion for advancing the cause of IP in India.”
 “They keep us up to date well in advance of deadlines. Distance and time differences are not issues with them.”

CASE STUDIES

PATENTS

Patent Drafting, Filing, Prosecution & Portfolio Management

RKD handles patent drafting and prosecution for India's largest private sector & Fortune 500 company in diverse fields of chemical engineering, oil & gas & plastics and manages their portfolios of 2000+ patents worldwide.

Patent Valuation

RKD conducted a comprehensive patent valuation for a Malaysian client. The project included conducting market research, competitor intelligence, and valuation of the patent. The project was successfully completed in a very short period of time due to the urgent requirement of the client.

Pre & Post-grant patent oppositions

- RKD successfully fended off for Novartis a pre-grant opposition for the drug Nilotinib (Tasigna) for the treatment of leukemia and successfully overcame Section 3(d) objections. The opposition was dismissed and Patent No. 237430 was granted to Novartis.
- RKD is representing Indofil Industries, a leading agricultural, specialty & performance chemicals company, in a post-grant opposition matter filled by the Haryana Pesticides Manufacturers' Association in the Patent Office Mumbai.

Patent Searches

- RKD conducts numerous freedom to operate searches for a leading Pharmaceutical company. These have a direct impact on the product launch strategies in various international markets.
- In another case, RKD's client Mahindra & Mahindra, an Indian multinational automotive giant wanted to launch a new vehicle for which a Freedom to Operate opinion was critical. RKD conducted an exhaustive FTO search for 55 components in one jurisdiction and provided a detailed and in-depth legal opinion within the client-requirement of a 4 months' time frame.

Patent Litigation

- RKD is representing a billion-dollar Energy & Chemical Engineering company in the Delhi High Court in a patent infringement matter.
- RKD is representing multiple technology clients in a patent infringement dispute in the Delhi High Court with respect to electronics equipment.
- RKD is representing a pharmaceutical packaging company in a patent infringement suit in the Delhi District Court.
- RKD is representing a media client in a one of its kind in the country 'declaration on non-infringement' suit with respect to innovative advertising products in the Delhi Tis Hazari Court.

COPYRIGHT

Copyright: Infringement action

RKD has represented Zensar Technologies successfully in multiple trademark & copyright infringement cases. In a matter at the Pune Court, RKD successfully obtained a permanent injunction decree directing the infringing party to cease infringing Zensar's copyright in its website content.

Copyright: Prosecution

- RKD represents a major Indian education group in obtaining registrations of literary works of hundreds of applications annually and also manages a portfolio of approximately 350 trademark applications/registrations for them.
- RKD assists numerous software clients in procuring copyright registration in India and in international markets such as the USA, China and other countries.

DESIGN

Design: Infringement & Defending a Rectification Action

RKD represented its client Nilkamal Limited in the Chennai High Court against an infringer who was violating a registered Design of a chair and obtained an ad-interim injunction. RKD is also defending a rectification petition filed by the same defendants against Nilkamal in the Kolkata Patents & Design Registry.

SOCIAL MEDIA & INTERNET

- RKD has successfully handled a series of matters involving violations of Trademarks and Copyrights in India and overseas for Tata Consultancy Services (TCS). RKD was successful in taking down infringing content from websites & misleading Twitter handles for its client and also stopped domain name squatters.
- RKD has successfully closed down infringing and unofficial web pages on various social media websites for its client VFS Global. RKD has also pursued social media websites to successfully take down infringing content including videos and photographs.
- RKD worked on numerous trademark & copyright projects for the late Dev Anand, one of Bollywood's leading actors and continues to do so for his movie production house 'Navketan.' An entertainment network recently announced that it would be launching a new TV show titled 'Dev Anand'. RKD successfully served a Cease & Desist notice on behalf of its client and got the name of the show changed.
- RKD is vigilant about its own IP and has successfully taken action against other law firms in India that have wholly or partially copied the contents and layout of the RKD website, publications and so on.

TRADEMARKS

Trademark Filing, Prosecution & Worldwide Portfolio Management

- RKD handles the Indian and international trademark portfolio of Parle Products Pvt. Ltd, India's largest manufacturer of biscuits and confectionery. The portfolio comprises 1000+ marks in 75 countries worldwide. The portfolio includes the trademark 'Parle-G', the largest selling biscuit brand in the world by volume and accounting by itself for annual sales of USD 1 billion!
- Reliance Jio, the largest 4G mobile network in India entrusts its trademark filing, prosecution, opposition and post-grant maintenance requirements to RKD.
- RKD handles trademark oppositions for Unilever.
- RKD manages the IP portfolio for Emerson group in India.
- International clothing brands such as "Ann Taylor" and "Kate Spade", cosmetic brands such as "Shiseido" and "Kao" and luxury brands such as "Cartier" and "MontBlanc" entrust their trademark work to RKD.

Trademark Litigation & Anti-counterfeiting action, Well-Known mark status

RKD represented Cartier International (Richemont group) in an anti-counterfeiting case in Delhi, obtained an ad-interim injunction and seized infringing goods from the defendant's premises. Furthermore, RKD was also successful in having the mark 'Cartier' declared a well-known trademark. The entire suit from the date of filing to successful conclusion took barely two months. RKD has also carried out numerous anti-counterfeiting actions for other brands of the group such as Montblanc.

Trademark Infringement

- RKD's successfully defended Ferring BV, in a suit by Sun Pharmaceuticals in Ahmednagar for alleged infringement of its registered mark AEROTIDE by the mark "Ferotide". After a lengthy trial, RKD was successful in getting the suit dismissed.
- RKD represented G M Breweries, a major liquor company in India in a trademark infringement and anti-counterfeiting case leading to the seizure of 10 million fake bottles, a decree of permanent injunction and INR 1.5 million awarded as damages.
- RKD represents Finolex, a billion dollar market leader in electrical wires and cables, in nearly 50 matters for trademark infringement in the Pune District Court and has successfully obtained permanent & interim injunctions in a majority of the cases while others are still ongoing.

For more Case Studies please visit www.rkdewan.com

Russia: Defending a trademark cancellation lawsuit

RKD assisted its client J K Ansell Ltd, in registering the popular prophylactic brand "Kama Sutra" in 70+ countries in the world. RKD was successful in defending a trademark cancellation suit filed by a Russian company, at the Moscow Arbitrazh Court on the grounds of alleged non-use. The initial suit was dismissed and so was the Appeal in the Court of Appeals.

China: Trademark Opposition

A Chinese Company, attempted to register RKD's client TAPARIA TOOLS LIMITED's trademark 'TAPARIA & Cross device' in China. RKD immediately opposed the same and simultaneously filed an application to protect its client's trademark in China. Initially the China Trademark Office ruled in favor of the Chinese company, RKD filed a review through its associates before the China Trademark Review and Adjudication Board (TRAB) and apart from submitting considerable evidence of use in China, put forth the Chinese company's malpractice. The TRAB after reviewing the material on record reversed the Trademark Office's decision. RKD's client was successful in obtaining its own registration.

Indonesia: Trademark Cancellation & Well-Known mark status

RKD's client, Hygienic Research Institute Pvt. Ltd. (Hygienic) is a leading hair dye manufacturer in India. RKD regularly protects the marks "VASMOL" and "STREAX" in India and overseas. In Indonesia, a local Indonesian entity had obtained registration for the mark "STREAX." RKD assisted its client in challenging the blocking registration before the Commercial Court of Central Jakarta. The Court not only revoked the Indonesian entity's registration but also declared RKD's client's mark 'STREAX' as a Well-Known mark in Indonesia.

Turkey: Opposition at the Turkish Trademark Office

RKD's assisted client 'VFS Global' in opposing trademark application "HFS Global" in the Turkish Registry on the ground of likelihood of confusion and similarity. In the first instance, the Turkish Trademarks Office rejected the opposition. The client assisted by RKD successfully appealed this decision before the Higher Board of Re-Examination and Evaluation and got the registration of the mark rejected.

UAE: Defence against infringement suit

An action for infringement and unfair competition was filed before the Dubai Commercial Court against RKD's client, Hygienic, for using the 'VASMOL GOLD Henna Label'. On the basis of evidence and arguments provided by RKD, the Court dismissed the lawsuit awarding costs of 1000 AED to Hygienic. RKD also got the appeal against the order dismissed.

WHY US?

Quick response

Prompt service

Attention to detail

Creative and appropriate solutions

Comprehensible and logical explanations of the issues

Updates about latest IP developments

TESTIMONIALS

"Mohan Dewan and Niti Dewan are 'very experienced and knowledgeable' and 'offer sound legal advice that recognizes business realities'. M R Nair, Dinesh Nair, who is 'experienced and efficient', and Disha Dewan – 'a future superstar of the Indian IP bar' – are also noted."

Source: Legal 500 (Band 1), 2018

"RK Dewan & Co does a sterling job in patent prosecution – in terms of responsiveness, the quality of briefs and adherence to standard operating procedures, its workmanship is excellent."

Source: IAM Patent 1000 Rankings, 2017

"The team's performance is undoubtedly flawless," report sources, adding: "It has a good worldwide reach and the lawyers are quick to listen to feedback."

Market commentators state: "The team is very professional and knowledgeable, as well as well connected in many countries, which helps us a lot."

Source: Chambers & Partners Asia-Pacific 2017

"A hub of IP excellence, RK Dewan continues to gain momentum and recently opened several new offices, expanding its network to six cities across the country. Domestic titans such as Tata Consultancy Services flock to its doors for cradle-to-grave brand protection – a testament to the consistently high quality of its work. Its finely tuned prosecution leaves no stone unturned, while its contentious firepower allows it to take any dispute by the horns without breaking a sweat. At the top of the totem pole is Mohan Dewan, who has spent over four decades at the IP coalface; from leading anti-counterfeiting actions to shepherding lucrative transactions to close, he has seen and done it all."

Source: WTR 1000 Rankings 2017

"They are outstanding - the speed of their work is phenomenal. They are very practical and straightforward. It's a fantastic firm, and I am very demanding in my expectations."

"I am 100% satisfied, which is very rare. They bring both a professional relationship and a personal one - it's a different touch they have that makes them a shade better than the rest. They function on time and I never have to remind them." The "impeccable" Mohan Dewan is head of IP litigation and principal of the firm. He handles patent and trade mark cases in both civil and criminal courts. Sources extol the depth of his expertise; according to one, "Mohan does seem to know everything, even about very niche technologies, which we find very impressive."

Source: Chambers & Partners Asia-Pacific 2016

Venerable boutique RK Dewan & Co enjoys a loyal following of premier technology companies at home and abroad. It is a frontrunner in the filing statistics, having earned the trust of various government ministries and education and research agencies. Patent searches, litigation and monetisation are other activities which the group dispatches with panache. Having chalked up over four decades in the space, litigator and principal Mohan Dewan is lauded as an "IP pioneer". He has seen and done a lot, so his strategic advice is highly prized. Niti Dewan provides strong leadership to the patent group. The doctor of medicine is an accomplished performer on matters relating to chemistry, pharmaceuticals and biotechnology in particular.

Source: IAM Patent 1000 Rankings, 2015

"He (Dr Mohan Dewan) has absolute passion for advancing the cause of IP in India"

"They keep us up to date well in advance of deadlines. Distance and time differences are not issues with them."

Source: Chambers & Partners 2014

Litigation ace Mohan Dewan "always has time for his clients, and can break down complex concepts into succinct explanations that a layman can understand."

Source: WTR 1000 Rankings, 2014

"We enjoyed working with the firm and engaged it because of its tremendous reputation. We were not disappointed."

Source: Direct Client, 2014



“

The IP laws in India are sound, but successful results require an India centric plan and a knowledgeable counsel who knows how to create and execute a winning strategy.

”

- Dr Mohan Dewan

www.rkdewan.com