

# 一种检验试剂盒引发专利纠纷

美国抗癌公司 ( ANTICANCER INC ) 1998 年 7 月将高特异性同型半胱氨酸分析法向中国国家知识产权局申请了发明专利，并于 2008 年 7 月被授予发明专利证书。去年上半年，美国抗癌公司发现中国大陆市场出现了大量由台湾台塑生医科技股份有限公司生产的“同半胱氨酸检验试剂盒”。经过分析，认定该产品侵犯了上述发明专利，于是决定提起诉讼，将该产品在中国大陆境内的代理商北京科美生物技术有限公司及北京科美东雅生物技术有限公司等告上了法庭，要求停止侵权行为，并向原告支付相关专利使用费。（胡文华）

## Patent disputes induced by a test kit

ANTICANCER INC has filed a law suit against Ke Mei Biotech, Co., Ltd and Ke Mei Dongya Biotech, Co., Ltd, the agents of “Taisu Homocysteine Kit” in mainland China, and demanded them to stop infringement, paying the plaintiff and the associated royalties. ANTICANCER INC had applied for the patent ‘high specific homocysteine analysis’ to the Chinese State Intellectual Property Office in July of 1998 and, was awarded the certificate of invention patent in July 2008. But since the first half last year, they have found a large number of ‘homocysteine test kits’, which was produced by “Taisu Sheng Yi Ke Ji”, selling in the market of mainland China. By analysis, they identified the product infringing the above-mentioned patent and decided to file a lawsuit. (Hu Wenhua)