

# Why a Chinese Company Must File a United States Patent with the USPTO

## Protecting Chinese Brands in the United States

China's great economic success has led to a boom of innovation. Large Chinese technology companies are not only spending billions of dollars on their own research and development, but are also heavily investing in new businesses, incentivizing entrepreneurs to develop their own technologies.

Chinese companies understand that protecting their new technology in the United States is imperative to continue successfully competing in the world market. According to the U.S. Patent and Trademark Office, inventors working for Chinese companies were granted a record 12,589 US patents in 2018, up 12 percent from the previous year. Chinese companies aggressively seeking U.S. patent protection include telecom companies Huawei and ZTE, e-commerce company Alibaba, mobile phone maker Xiaomi, IOT company BOE Technology Group, and automotive maker BYD.

The patent attorneys at Dunlap Bennett & Ludwig (DBL) have decades of combined experience in filing and acquiring U.S. patents. We currently have over 1400 open patent matters and have obtained over 1300 allowances for our clients. With offices in both Washington D.C. and Beijing, DBL's dynamic team of U.S. and Chinese attorneys are ready to assist Chinese companies in U.S. patent filings.

## What is the difference between the United States Patent System and the Chinese Patent System?

Patent Law of the United States and Patent Law of the People's Republic of China have many commonalities. For example, the requirements for a granted patent are similar, such as definiteness, novelty and non-obviousness. However, there are significant differences between U.S. and Chinese prosecution practices. Antecedent basis issues,

indefiniteness issues, and claim additions in amendments are just a few of numerous issues that are handled differently by the U.S. and Chinese patent offices. These differences can be subtle and confusing, making it imperative to hire both U.S. and Chinese practitioners to handle patent prosecution within their respective countries. DBL's patent team includes both U.S. and Chinese practitioners, allowing them to effectively prosecute patent applications in both countries, improving efficiencies and reducing cost to the client.

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*Call to get DBL started with defending your patent, responding to a patent lawsuit, or filing a patent application in United States today. Local language – global lawyers.*

**Beijing Phone: +86 10 56617277**

**United States Phone: 703-777-7319**