



鲁雪

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业务领域

商标、著作权、调查取证及行政保护、知识产权诉讼、战略规划、竞争法、出海服务

语言能力

中文、英文、

工作地点

北京

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基本信息

鲁雪，云南财经大学法学硕士，高级知识产权师。2010 年加入万慧达，从事商标代理等相关业务。2012 年起，开始专注于商标行政诉讼和民事诉讼。鲁雪主要从事代理商标授权确权行政案件、商标侵权及不正当竞争民事案件，办理了诉讼案件八百余件，积累了丰富的办案经验，并多次入选各级法院典型案例，受到了客户好评。

鲁雪服务于微软公司、莱雅集团、卡尔康公司、达能集团、爱马仕集团、法国拉科斯特公司、法国国家产品原产地与质量管理局、米其林集团、伊士曼公司、LVMH 公司、美国康卡斯特公司、ZIPPO、首诺公司、六福集团、华泰证券、中信集团、华发集团、商汤科技等国内外多家知名企业。

教育背景

云南财经大学，法学硕士学位

社会任职

北京市知识产权专家库专家（2020）

北京市律师协会著作权委员会（第 11、12 届）

北京市海淀区律师协会海淀文化宣传与品牌建设工作委员会

北京工商大学法学院硕士研究生校外实践导师

法律资质

执业律师

荣誉奖项

2019 年被海淀区司法局评选为海淀区优秀律师；

2021 年获评“全国优秀知识产权律师”TOP50

经办案件

- 【撤三-真实使用意图】代理通用磨坊公司以不使用为由申请撤销涉案商标“湾仔码头”，北京高院及最高院均认定在案使用证据只是象征性使用，应予撤销。该案件入选 2015 年最高院公布的年度报告案例
- 【撤三-严厉打击伪证】代理潘弟成功撤销江西“恒大”矿泉水商标，本案为撤三制度下商标使用证据的审查树立了典范，体现了法院严厉打击不诚信诉讼行为的决心。该案件入选 2017 年度北京市法院知识产权司法保护十大典型案例
- 【通用名称判定】代理微软公司成功申请“POWERPOINT”商标，本案主要是从通用名称角度分析申请商标的可注册性。该案件入选“2016 年度北京市法院知识产权司法保护十大创新性案例”，同时被香港知名法律媒体《商法》评选为 2017 年度争议与调查案件板块的“杰出交易案件”



鲁雪

资深律师

- 【恶意抢注认定】代理艾瑞斯普雷-阿-波特有限公司成功无效“A-K-R-I-S”商标。该案件入选北京知识产权法院 2017 年发布的商标恶意注册典型案例
- 【行政诉讼著作权认定】代理广州市例外实业有限公司成功使法院认定在先文字标识不构成在先著作权，广州文化执法总队应撤销处罚决定。该案件亦入选 2016 年“广州法院知识产权十大典型案例”
- 【驰名商标首次司法认定】成功代理“哈根达斯、多美滋、玫琳凯、湾仔码头、CLARINS”等多枚商标首次司法认定，代理“酷狗”未注册商标司法认定，该案件入选中国商标协会“2016-2017 优秀商标代理案例”
- 【非传统商标】代理斯蒂尔公司成功通过司法判决认定颜色组合商标通过使用获得显著性；代理香奈儿公司申请香奈儿包型立体商标、香水瓶立体商标，通过案件熟悉全球立体商标申请的最新适用标准
- 【集体商标地理标志】成功代理法国香槟酒委员会针对他人侵权“香槟 Champagne”集体商标地理标志，且本案中“香槟 Champagne”被认定为驰名商标，是我国首例国外地理标志集体商标认定案件
- 【著作权课题项目】2021 年参与中国科协学会服务中心课题项目-国际知识产权案例汇编项目，针对其中的著作权国外案例进行汇总分析；2022 年作为项目对接人参与中国科协学会服务中心课题项目-访学会送服务-科技期刊著作权法律服务，针对学会期刊实践中遇到的著作权 ([1] 法律 ([2] 问题进行调研、梳理、撰写，并最终形成《科技期刊著作权保护指南》；2022 年作为项目对接人参与中国科协学会服务中心课题项目-防范学术诈骗手册编写，针对学会期刊实践中遇到的学术 ([3] ([4] ([5] ([6] ([7] ([8] ([9] ([10] ([11] ([12] ([13] ([14] ([15] ([16] ([17] ([18] ([19] ([20] ([21] ([22] ([23] ([24] ([25] ([26] ([27] ([28] ([29] ([30] ([31] ([32] ([33] ([34] ([35] ([36] ([37] ([38] ([39] ([40] ([41] ([42] ([43] ([44] ([45] ([46] ([47] ([48] ([49] ([50] ([51] ([52] ([53] ([54] ([55] ([56] ([57] ([58] ([59] ([60] ([61] ([62] ([63] ([64] ([65] ([66] ([67] ([68] ([69] ([70] ([71] ([72] ([73] ([74] ([75] ([76] ([77] ([78] ([79] ([80] ([81] ([82] ([83] ([84] ([85] ([86] ([87] ([88] ([89] ([90] ([91] ([92] ([93] ([94] ([95] ([96] ([97] ([98] ([99] ([100] ([101] ([102] ([103] ([104] ([105] ([106] ([107] ([108] ([109] ([110] ([111] ([112] ([113] ([114] ([115] ([116] ([117] ([118] ([119] ([120] ([121] ([122] ([123] ([124] ([125] ([126] 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