

Identifying Information

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Paper Information

Title:	The U.S.-China TRIPS Dispute: Episode II
Abstract:	In March 2018, the US Trade Representative filed a second WTO complaint against China over the violation of the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS Agreement). Focusing on articles 3 and 28 of the TRIPS Agreement, this complaint alleged that "China deprive[d] foreign intellectual property rights holders of the ability to protect their intellectual property rights in China as well as freely negotiate market-based terms in licensing and other technology-related contracts." How does this recent dispute compare with the previous dispute in China – Measures Affecting the Protection and Enforcement of Intellectual Property Rights? Who will prevail? Will the resolution of the latest dispute lead to more meaningful protection to intellectual property rights holders?