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# Kluwer Trademark Blog

## USA: SunEarth, Inc. v. Sun Earth Solar Power Co., Ltd, United States Court of Appeals, Ninth Circuit, Nos. 13-17622, 24 May 2016

Thomas Long (Wolters Kluwer Legal & Regulatory US) · Friday, June 3rd, 2016

In a trademark infringement action brought by manufacturers and sellers of “SunEarth”-branded solar thermal collectors and related components against a China-based manufacturer of photovoltaic cells for large-scale utility companies, Sun Earth Solar Power Co., Ltd., and its U.S. affiliate, NBSolar USA, Inc. (collectively, “SESP”), a federal district court did not abuse its discretion by granting an injunction that allowed SESP to use the Chinese company’s name in the United States to identify the manufacturer of products sold under the NBSolar brand, the U.S. Court of Appeals in San Francisco has held (*SunEarth, Inc. v. Sun Earth Solar Power Co., Ltd.*, May 24, 2016, per curiam).

A [full summary](#) of this case has been published on [Kluwer IP Law](#).

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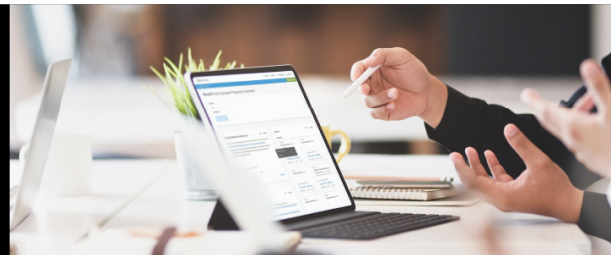


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