# Join us for a day of informative presentations to help expand your IP practice.

# Learn more about:

- International IP licensing
- Trade secret protection and licensing
- Arbitration and mediation in IP licensing
- Litigation planning for licensing attorneys
- Recent developments in complex licensing law
- Trademark licensing

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# LICENSING ESSENTIALS

# Monday, December 15, 2008

Washington State Convention and Trade Center Room 3AB On Pike Street, between 7th and 8th Avenues Seattle, Washington



a distinguished faculty

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# LICENSING ESSENTIALS

# 7:30 a.m. Check-in • Walk-in Registration • Distribution of Coursebooks • Coffee and Pastry Service

#### 8:25 a.m.

# Welcome and Introduction by Program Co-Chairs

Kimton N. Eng — Dorsey & Whitney LLP, Seattle Gary K. Marshall — Law Offices of Gary Marshall, Seattle

#### 8:30 a.m.

# International Intellectual Property Transactions — Challenges, **Issues and Practical Tips**

- Expect communication, cultural and organizational challenges
- Select the right partner and develop the relationship
- Recognize differences between emerging markets and established markets
- Examine legal and commercial environments
- Identify risks and potential counterbalances

Dr. Debra K. Leith — Cooley Godward Kronish LLP, Seattle

#### 9:20 a.m.

### **Negotiating and Structuring Trademark Licenses**

- Essential elements of a trademark license
- Strategies for negotiation
- An overview of laws that govern trademark licensing
- The roles and motivations of the key players in a trademark licensing case

Patchen Haggerty — Dorsey & Whitney LLP, Seattle

#### 10:10 a.m.

#### Break

#### 10:25 a.m.

### Standards, IP Licensing and Patent Ambush

- Regulators and courts have been increasingly active of late in addressing patent ambush and similar licensing issues in a standards setting context
- How do these developments affect your clients and how can you help protect their interests

Curtis Hom — Innova Legal Group PLLC, Kirkland

#### 11:15 a.m.

## **Litigation Planning for Licensing Attorneys**

- Litigation issues you should consider every time you draft a license
- Why you should draft a license to avoid litigation
- How to draft a license agreement to avoid litigation
- What you need to put in the license in case your client ends up in litigation anyway

Alex Modelski — Business & Technology Law, Seattle Michael G. Atkins — Graham & Dunn PC, Seattle Gary K. Marshall — Law Offices of Gary Marshall, Seattle

### 12:20 p.m. Lunch on Your Own

### 1:35 p.m.

#### **Developments in the Law Impacting Patent Licensing**

- Potential pitfalls to offers for license
- Assessing the scope of a patent for licensing
- Impact of patent remedies on licensing

Brian G. Bodine — Merchant & Gould P.C., Seattle

#### 2:25 p.m.

#### **Arbitration and Medication in IP Licensing**

- When to litigate and when to arbitrate?
- Do you want an arbitrator who is familiar with your subject or a blank slate?
- What can you put in your arbitration clause to speed the process and to protect your IP rights?
- How is IP mediation likely to differ from standard mediation? Melvyn J. Simburg — Simburg Ketter, Sheppard & Purdy LLP, Seattle

#### Break

## 3:30 p.m.

3:15 p.m.

# Protecting Trade Secrets — Considerations and Practice Tips for **Business Agreements and More**

- Trade secret protection overview
- Key non-disclosure (confidentiality) agreement issues
- Trade secret licensing, including hybrid licenses
- Joint development agreements
- Merger and acquisition agreements
- Open source software
- Unsolicited ideas

Mark Wittow — K&L Gates LLP, Seattle

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