

october 20

friday

7:15 – 8:45 AM

DELAWARE AB, LOBBY LEVEL

WOMEN IN IP LAW BREAKFAST MEETING

Sponsored by: Howrey, LLP

VIEWS FROM THE BENCH - CAREER ACHIEVEMENTS AND PERSPECTIVES OF THE HONORABLE JUDGE SHARON PROST:

Career perspectives as Labor relations specialist for the US Civil Service Commission, an attorney in the Federal Labor Relations Authority and for the IRS, Solicitor of the National Labor Relations Board, Chief Labor Counsel (Minority) for the Senate Committee on Labor and Human Resources, Chief Counsel on Committee on the Judiciary, and appointed judge of the US Court of Appeals for the Federal Circuit since 2001.

7:45 – 8:45 AM

HARDING, MEZZANINE LEVEL

AMICUS (COMMITTEE MEMBERS ONLY)

7:45 – 8:45 AM

WILSON A, MEZZANINE LEVEL

INVENTOR ISSUES

This committee will continue development of inventor awareness programs for various localities and regions, and ways to reach the independent inventor community in order to protect the independent inventor from unscrupulous invention promotion firms. We will also review some litigated issues of concern to inventors, and discuss ways to help inventors to work within the patent system and avoid unauthorized practitioners.

7:45 – 8:45 AM

WILSON B, MEZZANINE LEVEL

US BAR JAPAN LIAISON COUNCIL (COUNCIL MEMBERS ONLY)

7:45 – 9:30 AM

EXHIBIT HALL A, EXHIBITION LEVEL

CONTINENTAL BREAKFAST

9:30 AM – 12:30 PM

MEET NEAR ENTRANCE TO HARRY'S PUB AT 9:15 AM

SPOUSE/GUEST TOUR (TICKETS REQUIRED)

“A Tour of the International Spy Musuem”

ADVANCED RESERVATIONS REQUIRED/SPACE IS LIMITED. SEE PAGE 45 FOR MORE DETAILS.

CONCURRENT TRACK 1 (8:45 – 11:45 AM)

COTILLION BALLROOM, MEZZANINE LEVEL

BLOOD, SWEAT, TOIL, AND TEARS: LICENSING AND THE ART OF THE DEAL

Moderator: **William R. Cohrs**
Exxon Mobil Corporation
Irving, TX

8:45 – 9:15 AM

History Is Written By Successful Negotiators

John Dondrea
Sidley Austin, LLP
Dallas, TX

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COMMITTEE EDUCATIONAL SESSION (3:30 – 5:30 PM)

3:30 – 5:30 PM

MARYLAND, LOBBY LEVEL

INTERNATIONAL AND FOREIGN LAW/IP PRACTICE IN EUROPE/IP PRACTICE IN THE FAR EAST/IP PRACTICE IN JAPAN/PATENT LITIGATION (JOINT SESSION) (100 MINUTES OF CLE REQUESTED)

Comparative Evidence Gathering Mechanisms

Fact Pattern

Your client owns patents in your country on a chemical called AIPLA-tonium and the process of making it. Your client suspects that its competitor is making and selling AIPLA-tonium in your country and would like to file a patent infringement lawsuit. Please address the following questions as they relate to the evidence-gathering process used in your country:

1. What factual investigations are required before a lawsuit can be filed in your country?
2. What evidence-gathering mechanisms are available to you before the lawsuit is filed?
3. What evidence-gathering mechanisms are available to you after the lawsuit is filed?
4. What are some ethical considerations that would affect your gathering of evidence?
5. Does gathering evidence on the process patent pose any different issues than evidence gathering on the product patent?
6. Are there any mechanisms for keeping any gathered evidence confidential?
7. Any suggestions in ways of preparing the patent application that would enhance the ability to gather evidence during enforcement?
8. (for U.S. only) How might § 1782 assist in the gathering of evidence for use in litigation outside the U.S.?

Moderator: **Mark Schuman**
Merchant & Gould
Minneapolis, MN

3:30 – 3:55 PM

Evidence Gathering Mechanisms in the United States

Kenneth Adamo
Jones Day
Cleveland, OH

3:55 – 4:10 PM

Evidence Gathering Mechanisms in Germany

Thomas Reimann
Reimann Osterrieth Kohler Haft
Dusseldorf, Germany

4:10 – 4:25 PM

Evidence Gathering Mechanisms in France

Grégoire Triet
Gide Loyrette Nouel
Paris, France

4:25 – 4:40 PM

Break

4:40 – 4:55 PM

Evidence Gathering Mechanisms in the United Kingdom

Katharine Stephens
Bird & Bird
London, United Kingdom

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4:55 – 5:10 PM

Evidence Gathering Mechanisms in China

Ying Tuo
CIPS
China

5:10 – 5:25 PM

Evidence Gathering Mechanisms in Korea

Jae Hoon Kim
Lee & Ko
Seoul, Korea

5:25 – 5:30 PM

Questions & Answers

COMMITTEE MEETINGS (3:30 – 5:30 PM)

3:30 – 4:30 PM

COOLIDGE, MEZZANINE LEVEL

ALTERNATIVE DISPUTE RESOLUTION

The ADR Committee will hold an important business meeting at the Annual Meeting. Our tasks will be to organize the committee into subcommittees to address: improved website and committee communications; review of and clean up of Mediator list and recommendations for requirements for listing; preparation of CLE programs at both stated meetings and online directed to ADR practice; review and updating of written materials and the ADR Guide.

3:30 – 5:30 PM

VIRGINIA A, LOBBY LEVEL

CHEMICAL PRACTICE/ELECTRONIC AND COMPUTER LAW (JOINT MEETING)

The committees will discuss the similarities and differences in patent practice from their industry perspectives. A panel of speakers will discuss the similarities and differences in strategies and techniques used in the electronics, pharma, and chemical industries for licensing, managing patent portfolios, drafting viable patent claims and strategies and goals in patent litigation. Issues such as "how might the research exemption from *Merck v. Integra* differently impact the pharma and electronics industry?" and "what will be the impact of the *eBay* decision on obtaining an injunction in a pharmaceutical versus electronics patent litigation?" will be discussed. The panelists will also discuss the unique trends that are emerging in these particular areas of technology and how practitioners can use techniques and strategies developed in different areas to sharpen and strengthen their practice. A question and answer period will follow the panel discussion as will sub-committee reports for both committees.

4:30 – 5:30 PM

HOOVER, MEZZANINE LEVEL

COPYRIGHT LAW

The committee meeting will comprise a presentation and discussion on the recent spate of litigation in which Google is the defendant and the Plaintiffs comprises, among others, Field, Parker, Perfect Ten, American Assoc of Print Publishers, Author's Guild and others. Bob Clarida will be the presenter and moderator of the discussion which will focus on what and where is there a 'copy' when a search engine is involved; and whether Google's print library project is the selfless effort, all to the public benefit, that it is represented as being.

3:30 – 4:30 PM

DELAWARE AB, LOBBY LEVEL

FELLOWS (COMMITTEE MEMBERS ONLY)

3:30 – 4:30 PM

WILSON B, MEZZANINE LEVEL

INTERNATIONAL EDUCATION

Our Committee in response to requests arranges seminars and lectures in foreign countries in order to educate those nations on the US intellectual property law system and our Committee also coordinates its activities with the other international and foreign law committees.

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3:30 – 5:30 PM

VIRGINIA B, LOBBY LEVEL

LAW PRACTICE MANAGEMENT/COMMITTEE ON PATENT AGENTS (JOINT MEETING)

We will discuss a number of issues under the general theme of "Role of Agents in an IP practice". The topics addressed have been selected from the "hot topics" survey conducted earlier this year and include:

1) Ethical and legal boundaries for agents advice; 2) Integration of agents within a practice group, the corporate experience and the law firm experience; 3) Economics of an integrated practice group; 4) Practice experiences from outside the US.

A panel of experienced practitioners speaking from the corporate, private practice and academic perspectives will lead the discussion with active participation encouraged by attendees. Please join us for a lively discussion of these timely practice and career management issues. The panel discussion will be followed by break out sessions for each committee.

4:30 – 5:30 PM

VIRGINIA C, LOBBY LEVEL

LICENSING

The committee will have a discussion on unique characteristics of government licenses. The meeting will include a panel discussion with Andrew Watkins J.D., Ph.D. (Director, Technology Transfer Office, Office of the Chief Science Officer, Centers for Disease Control and Prevention), Mojdeh Bahar, J.D., M.A. (Technology Licensing Specialist, Office of Technology Transfer, The National Institutes of Health), and Maria Eliseeva (Houston Eliseeva LLP). The meeting will also include some organizational committee business.

3:30 – 5:30 PM

WILSON C, MEZZANINE LEVEL

MEMBERSHIP/MENTORING (JOINT MEETING)

The Membership and Mentoring Committees will hold a joint meeting open to all AIPLA members. There will be a presentation on the importance of a business or marketing plan for attorneys, including a discussion of how to draft your own business plan with suggestions on what to include as well as how such a plan can advance your career.

Following this presentation, the Mentoring Committee will hold a business meeting. The agenda includes: (1) an update from the Pairing Subcommittee; (2) a brief discussion regarding First Time Attendee/New Member introductions at AIPLA meetings; and (3) an update on evaluations of mentor-mentee pairings.

The Membership Committee will then hold its business meeting. The agenda includes: (1) an update on the surveys of AIPLA members and former AIPLA members; (2) a discussion of the new writing competition led by a member of the AIPLA Fellows Committee; and (3) a discussion of plans for the upcoming Mid-Winter and Spring 2007 Meetings.

4:30 – 5:30 PM

WILSON B, MEZZANINE LEVEL

ONLINE PROGRAMS

The committee will be reporting the results of online programs completed in 2006 as well as developing and finalizing online programs for 2007 through its vendor KRM. The Online Programs Committee appreciate the recent volunteers for coordinating programs and is seeking additional Programs Coordinators to help with developing and overseeing the growing amount of content being provided online. Also, research and review of current and potential vendors for delivery of content at different levels and pricing will be continued.

3:30 – 4:30 PM

VIRGINIA C, LOBBY LEVEL

PATENT LAW

Given recent Congressional activity on patent reform, the Patent Law Committee will provide members with an overview of where things stand with these pending legislations in the 109th Congress and what we might expect from the 110th. Vince Garlock of AIPLA will provide an overview of the state of patent law reform, and Andy Culbert of Microsoft and Gary Griswold of 3M Innovative Properties will be on hand to provide their perspectives. The Committee will also review the work of its subcommittees, and explore member interest in examining issues surrounding patent local rule reform.

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3:30 – 4:30 PM

HOOVER, MEZZANINE LEVEL

TRADE SECRET LAW

What Every Trade Secret Practitioner Should Know About Criminal Law:

The Trade Secrets Committee is pleased to welcome, Jonathan Shapiro and Barbara Butterworth, well-known members of the local DC criminal bar, as guest speakers on this timely and important subject. Since the enactment of the Economic Espionage Act and similar computer crimes statutes, trade secret misappropriation is a potential crime, punishable by severe fines and lengthy imprisonment. Now more than ever, it is imperative that trade secret practitioners be sensitive to the potential criminal aspects of their trade secret cases--taking appropriate precautions to protect the constitutional rights of a client accused of trade secret misappropriation or effectively managing parallel civil and criminal proceedings when representing a trade secret owner. As underscored by the recent criminal indictments of individuals accused of conspiring to sell Coca Cola's trade secrets to PepsiCo, the government is actively investigating and prosecuting trade secret theft. Come join the Trade Secrets Committee, Mr. Shapiro, and Ms. Butterworth to learn how to effectively protect your clients' interests in this new high-stakes practice of trade secret law.

FRIDAY EVENING EVENTS

7:30 – 10:00 PM

MARRIOTT BALLROOM SALONS 1, 2 & 3, LOBBY LEVEL

DINNER & ENTERTAINMENT (TICKETS REQUIRED/BLACK TIE PREFERRED)



Featuring: The Four Tops

SEE TABLE SPONSORSHIP FORM ON PAGE 46.

Entertainment Sponsored in part by:

Darby & Darby, PC

See Inside Front Cover for more information

10:00 PM – 12:00 MIDNIGHT

COTILLION BALLROOM, MEZZANINE LEVEL

DESSERT RECEPTION (ALL REGISTRANTS INVITED)

Sponsored by:

Finnegan Henderson Farabow Garrett & Dunner, LLP

Friday