

PREVIEW

2023



A POST-PANDEMIC IP WORKOUT:

*IP Through the Lens
of Health, Sports,
and Wellness*

January 31-February 3, 2023

Rancho Bernardo Inn

San Diego, CA

Dress Code:

Comfortable, Casual Clothing.

Athletic attire encouraged!

American Intellectual Property Law Association
Serving the Creative and Legal Communities

General Information

Registration and Exhibit Hours

Tuesday: 4:00 – 7:00 PM

Wednesday: 8:00 AM – 6:00 PM

Thursday: 8:00 AM – 6:00 PM

Friday: 7:30 AM – 12:30 PM

*The CLE Booth will remain open until 1:00 PM on Friday.
All times listed are Pacific Standard Time.

Helpful Hints

- Lunch receptions are open to everyone to meet and network.
- All meeting registrants will have advanced access to meeting materials online and in the app.
- Access to handouts and meeting papers are available at the on-site Technology Center, directly from the AIPLA website, or via the Mid-Winter Institute Meeting App.

CLE Information

The 2023 Mid-Winter Institute has a total of **630** CLE minutes, including 60 minutes of Ethics. Ethics CLE credit session listed below. Credit amounts will vary by state, based upon each state's regulations, credit calculation, and approval.

Friday, February 3

The Three C's of Attorney Ethics: Communications, Confidentiality and Conflicts of Interest

11:00 AM - 12 NOON
60 minutes of Ethics

Maximum CLE Credit Calculations:

630/ 60 = 10.5, including 1.0 hour of Ethics

630/50 = 12.6, including 1.2 hours of Ethics

Maximum credits may vary based upon state calculation requirements.

We are an approved provider by most states requiring CLE and have applied for credit for this meeting to most states requiring CLE.

Complete CLE information will be available on-site at the AIPLA CLE Information Booth. The CLE Information Booth will remain open until 1:00 pm on Friday.

Disclaimer: AIPLA is a nonprofit national bar association. The sole purpose of this CLE program is to provide educational and informational content. AIPLA does not provide legal services or advice. The opinions, views and other statements expressed by contributors to this CLE program are solely those of the contributors. These opinions, views and statements of the contributors do not necessarily represent those of AIPLA and should not be construed as such.

Attendee Gifts:

Barley Snyder

Lanyard Sponsor:

Federis

General Meeting Sponsors:

DLA Piper

Banner Witcoff

CAS

Computer Packages, Inc.

Klarquist

McAndrews

Morrison Foerster

Mueting Raasch Group



Table of Contents


Board of Directors / Planning Committee	5
Program Sessions.....	7
Accommodations.....	15
Special Registration Options & Discounts	16
Registration & Cancellation Information.....	17
Registration Form.....	18

The Mid-Winter Institute is on Twitter!



Are you #TweetingTheMeeting?

Don't forget to include the hashtag
#aiplaMW23 to be featured in the
Mid-Winter Institute Twitter Feed!

All of the sessions of the Mid-Winter
Institute have been approved
as Insurance Discount Eligible. 



AIPLA Members and Friends:

Since the Covid-19 pandemic, we find ourselves in a new world. Social interaction is different, many of our workplaces have been transformed, and our health outlook has changed too. We have questioned our lifestyles and sought new ways of working out, staying healthy, and taking care of ourselves and others. In step with these changes, innovation has exploded in the health, sports, and wellness sectors. Names such as Oura Ring, WHOOP, Fitbit, and Apple Watch are now ubiquitous. Mindfulness and stress management are now top of mind with new apps and other technology available to help us focus on self-improvement. Not surprisingly, this raises many new and old IP challenges and opportunities.

Amid this technological revolution, we are excited to present this year's Mid-Winter Institute: A Post-Pandemic IP Workout: IP Through the Lens of Health, Sports, and Wellness. We invite you to join the conversation at AIPLA's 2023 Mid-Winter Institute in San Diego!

We are rolling out a new format for this Mid-Winter Institute. Rather than having concurrent breakout tracks, we will be holding morning and afternoon plenary sessions, where we can all join and engage in interactive discussions and activities on several emerging IP topics in the health, sports, and wellness spaces:

- Wearable health monitoring devices and electronics;
- Data privacy and regulatory compliance issues;
- Name, image, and likeness rights, licensing, and enforcement;
- Fitness apparel, footwear, and accessories;
- Exercise devices and equipment;
- Participation sports (e.g., running and triathlon);
- and Nutrition.

The meeting will not only provide AIPLA's high quality CLE credit opportunities, but also exceptional speakers in the sports, health, and wellness sectors. Expect to hear substantive content and practical insights to guide your professional development and feed your personal curiosity as well. There will be plenty of learning experiences for seasoned practitioners as well as newly minted agents and attorneys. As always, there will be ample opportunities to network with fellow IP practitioners.

Take a break from the cold of winter, grab your comfortable clothes and athletic attire, and join us in sunny San Diego! We look forward to welcoming you!

Brian H. Batzli
President

Ann Mueting
President-Elect
Officer-in-Charge
2023 Mid-Winter Institute

The 2023 Mid-Winter Institute Offers:

- Unsurpassed Networking
- Engaging and Inspiring Speakers
- Group Registration Discounts

Media Partners:



We want you to get the most out of your experience, so we are encouraging a dress code of casual, comfortable clothing. Athletic attire encouraged!





University of New Hampshire
Franklin Pierce School of Law

Innovation needs great lawyers.

Earn your JD in IP law mostly online
while maintaining your professional
and personal commitments.

The first and only ABA-approved

Hybrid Juris Doctor
in Intellectual Property,
Technology & Information Law

PART-TIME & MOSTLY ONLINE

Top 10

in IP Law
30+ Years
*US News &
World Report*

[law.unh.edu/
hybridJD](http://law.unh.edu/hybridJD)

AIPLA Board of Directors

Brian H. Batzli

President
Merchant & Gould, PC
Minneapolis, MN

Ann Mueting

President-Elect
Mueting Raasch Group
Minneapolis, MN

Kim Van Voorhis

First Vice President
Nike
Beaverton, OR

Sal Anastasi

Second Vice President
Barley Snyder
Malvern, PA

Patrick J. Coyne

Immediate Past President
Finnegan
Washington, DC

Mark Guetlich

Secretary
Viziv Technologies, LLC
Seattle, WA

W. Todd Baker

Treasurer
Kirkland & Ellis
Washington, DC

Scott Pivnick

General Counsel
Alston & Bird
Washington, DC

Vincent E. Garlock

Executive Director
AIPLA
Arlingtons, VA

Stephanie Bald

Kelly IP
Washington, DC

Melissa Buss

3M Company
St. Paul, MN

Theodore Davis

Kilpatrick Townsend, LLP
Atlanta, GA

Angela J Grayson

Precipice IP, PLLC
Ridgeland, MS

Michele Herman

JusTech Law, PLLC
Bellevue, WA

Marc A. Hubbard

Hubbard Law, PLLC
Dallas, Texas

Paul R. Kitch

Greer Burns & Crain, LTD
Chicago, IL

Jeremy K McKown

Johnson & Johnson
New Brunswick, NJ

Jennifer L. Nail

DLA Piper LLP US
Austin, TX

Margaret Polson

Polson Intellectual Property Law, PC
Westminster, CO

Anthony P. Venturino

Vorys, Sater Seymour and Pease, LLP
Washington, DC

Craig Whitney

Frankfurt Kurnit Klein & Selz, PC
New York, NY

2023 Mid-Winter Institute Planning Committee



Ann Mueting

Officer-in-Charge
Mueting Raasch Group
Minneapolis, MN



Stephanie Bald

Co-Chair
Kelly IP
Washington, DC



Rae Fischer

Co-Chair
US Court Of Appeals for The Federal Circuit
Alexandria, VA



Brian Stanton

Co-Chair
Stanton Consulting Services, LLC
Alachua, FL

Angelica Andreoli

Shook Hardy & Bacon
Kansas City, MO

Felicia Boyd

Norton Rose Fulbright - US
Minneapolis, MN

Santosh Chari

CPST Intellectual Property
Toronto, ON

Anthony Curtis

Schwegman Lundberg & Woessner, PA
Champaign, IL

Michael Drapkin

Holland & Hart, LLP
Boulder, CO

Karl Fink

Fitch Even Tabin & Flannery
Chicago, IL

Ury Fischer

Lott & Fischer, PL
Coral Gables, FL

Will Freeman

Fish & Richardson PC
Washington, DC

Allison Gaul

Boston Consulting Group - GAMMA
Bethesda, MD

Brian Gray

Brian Gray Law
Toronto, ON Canada

Genevieve Halpenny

Barclay Damon, LLP
Syracuse, NY

Mary Hardy

Microsoft Corporation
San Diego, CA

Phil Harris

Holland & Hart, LLP
Salt Lake City, UT

Josh Horowitz

US Court Of Appeals for The Federal Circuit
Washington, DC

Lauren Keller Katzenellenbogen

Knobbe Martens Olson & Bear
Irvine, CA

Joshua Kresh

Center for Intellectual Property x Innovation Policy, George Mason University
Arlington, VA

Daphne Lainson

Smart & Biggar, LP
Ottawa, ON Canada

Kristin Lamb

OURA
San Francisco, CA

Delon Lier

Desmarais, LLP
Washington, DC

Nancy Linck

NJ Linck Consulting
San Diego, CA

Elizabeth Ann Morgan

The Morgan Law Firm, PC
Philadelphia, PA

Michael Nelson

Takeda
Boston, MA

Vicki Norton

Duane Morris LLP
San Diego, CA

Katie Palavecino

US Patent and Trademark Office
Alexandria, VA

Aaron Parker

Finnegan Henderson Farabow Garrett & Dunner
Washington, DC

Richard Rainey

Covington & Burling
Washington, DC

Jocelyn Ram

Bell Canyon, CA

Joe Re

Knobbe Martens Olson & Bear
Irvine, CA

Angela Sebor

Tolmar, Inc.
Lyons, CO

Barrett Spraggins

Kennedy Lenart Spraggins, LLP
Austin, TX

Liz Stamoulis

Williams Parker
Sarasota, FL

Mauricio Uribe

Knobbe Martens Olson & Bear
Seattle, WA

Adi Williams

Fish & Richardson, PC
Washington, DC



Your reliable partners for intellectual property matters in Pakistan, South East Asia, Arabian Gulf, Middle East & Africa



UNITED TRADEMARK & PATENT SERVICES

International Intellectual Property Attorneys

Trademark, Patent, Design, Copyright, Domain name
registration, litigation & enforcement services

Regional Head Office:

Suites 401-402, Al-Hawai Tower, Sheikh Zayed Road, Dubai, UAE

Tel : +971-4-343 754 Fax: +971-4-343 7546

Email: Dubai@unitedtm.com

Email: UnitedTrademark@unitedtm.com

Websites: www.utmps.com and www.unitedip.com

REGISTRATIONS IN SOUTH & EAST ASIA, GULF, MIDDLE EAST, AND AFRICA



ARIPO

Tel : +255-222862900
Email: Tanzania@UnitedTm.com



EGYPT

Abou El Feda Building
3 Abou El Feda Street, Zamalek,
Cairo-Egypt
Tel : +20-0227367393
Email: Egypt@unitedtm.com



JORDAN

Suite 7, 2nd Floor, Chicago
Building, Al Abdali,
Jordan
Tel : +962-6-5683088
Email: Jordan@unitedtm.com



LEBANON

6th Floor, Burj Al-Ghazal Bldg.
Tabaris, Beirut,
Lebanon
Tel : +961-1-21 5373
Email: Lebanon@unitedtm.com



MOROCCO

58, Rue Ibn Batouta,
PPT. No. 4, 1 er Estage,
Casablanca, Morocco
Tel : +212-522206096
Email: Morocco@unitedtm.com



OAPI

Tel : +971-4-3437 544
Email: Dubai@UnitedTm.com



OMAN

Suite No. 702, 7th Floor, Oman
Commercial Centre, Ruwi,
Muscat
Tel : +968-24-787555, 704788
Email: Oman@unitedtm.com



PAKISTAN

85-The Mall Road,
Mall Plaza Building,
Lahore-54000 Pakistan
Tel : +92-42-36285581-4
Unitedtrademark@UnitedTm.com



QATAR

Villa # 40, Al Amir Street
Al Mirgap Area, Doha,
Qatar
Tel : +974-44443083, 44443093
Email: Qatar@unitedtm.com



SAUDI ARABIA

30th Street-Olaya,
Riyadh 11444
Saudi Arabia
Tel : +966-11- 4616157
Email: SaudiArabia@unitedtm.com



SHARJAH

Suite 203, Al Buhairah Building
Buhairah Corniche,
Sharjah, UAE
Tel : +971-6-5722742
Email: UAE@unitedtm.com



SRI LANKA

105, Hunupitiya Lake Road
Colombo 02,
Sri Lanka
Tel : +94-11-4322790-1
Email: Srilanka@unitedtm.com



SUDAN

Flat No.1, 3rd F, Al Hurriya St.
Shaik Al Deen Bro. Bldg.
Sudan
Tel : +249-183-740634
Email: Sudan@unitedtm.com



TANZANIA

Shauri Moyo Area,
Pugu Road Dar-Es-Salaam,
Tanzania
Tel : +255-222862900
Email: Tanzania@unitedtm.com



YEMEN

6th Floor, Ideal Clinic Building
Hadda Street, Sana'a,
Yemen
Tel : +967-1819642
Email: Yemen@unitedtm.com

IP Practice in Japan Committee Pre-Meeting and Dinner

January 30-31, 2022

Rancho Bernardo Inn

San Diego, CA

The Latest IP Developments in Japan and the US

The Pre-Meeting begins with breakfast on Monday, January 30th at 8:30 am, and goes until 5:00 pm, and continues on Tuesday, January 31st from 8:30 am - 12:00 noon. The meeting will include continental breakfast, coffee breaks, lunch (lunch only on Monday) and an afternoon coffee break. There will be an optional dinner on Monday. Detailed agenda is listed below.

Meeting Cost: \$175

Dinner Cost: \$145

***Note:** you must be registered for the 2023 Mid-Winter Institute to register for this pre-meeting and dinner.

Presentations provided by the members of a number of organizations including the Japan Patent Attorney Association (JPAA) and International Association for the Protection of Intellectual Property in Japan (AIPPI), as well as American Intellectual Property Law Association (AIPLA) on a wide range of topics such as:

1. US Case Law Updates: Recent Cases and What is Coming Up
 - Subject Matter Eligibility
 - Recent Trademark Decisions by the Federal Circuit
 - Patent Damages and Role of Damages Expert
2. US Claim Construction Issues and Practical Tips on Claim Drafting
3. Securing Intellectual Property Rights for IoT and AI Technologies
4. Primer on US Restriction Practice
5. IDS Practice: Tips and Considerations
6. Japan Case Law Updates: New developments from the East

***Note:** Topics are subject to change

Monday, January 30:

8:30 - 9:00 am - Continental Breakfast

9:00 am - 12:00 pm - Morning Session

12:00 - 1:00 pm - Luncheon

1:15 - 5:00 pm - Afternoon Session

7:00 - 9:00 pm - Dinner (Ticket Required)

Dinner Location - TBD

Guests should arrive at 6:30 pm; Dinner will be served at 7:00 pm

Tuesday, January 31:


8:30 - 9:00 am - Continental Breakfast

9:00 am - 12:00 pm - Meeting

Afternoon social activities - TBD

(Typically Golf or Shooting Range)

**Program subject to change

 Ticket Required



■ 9:00 AM - 12:00 NOON

Board of Directors Meeting (Board Members Only)

■ 1:00 - 4:00 PM

Board/Committee Leadership Meeting (Leadership Members Only)

■ 2:00 - 4:00 PM

Spouse/Guest Get Acquainted Social

Take some time to relax before we kick the week off. Meet new friends and reconnect with existing friends!

■ 4:00 - 7:00 PM

Pre-Registration Opens

■ 6:00 - 7:00 PM

New Member/First Time Attendee Reception

Are you a new AIPLA member? New to an AIPLA Meeting? You're invited to attend!

■ 7:00 - 9:00 PM ⚡

Opening Night Reception

Co-Sponsored by: Baker Botts, Finnegan, LexOrbis, Morrison & Foerster, and Shook Hardy & Bacon

Registered spouses and guests are welcome at all open receptions, breakfasts, coffee breaks, Wellness Sessions, and Pop-Up Fitness events. They are also welcome to try out the items in the Trial Courtyard. Join the fun!



The Trial Courtyard* - See it, Taste it, Touch it - Try It!

AIPLA presents the Trial Courtyard—AIPLA's first immersive presentation, featuring interactive displays of fitness products and services. After hearing about all the IP law, come see, explore, and experience the products yourself. Don't miss this chance to try out innovative fitness and wellness technologies—stop by the Trial Courtyard, and check the 2023 Mid-Winter Institute App for scheduled Trial Courtyard fitness events.

The Trial Courtyard will be open Wednesday and Thursday from 8:00 AM - 6:00 PM and Friday from 8:00 AM - 12 Noon.

*Waiver is required



Photo Credit: EPNAC.com



*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change



Ticket Required

■ **6:45 – 8:45 AM** 

Corporate Practice Committee Breakfast Meeting (For Corporate In-House Practitioners Only)

Sponsored by: Greer Burns & Crain

■ **7:45 – 8:45 AM**

Committee Meetings or Pop-Up Fitness Events

Check the MW23 website for the committee meeting schedule.

■ **8:00 AM – 6:00 PM**

Registration, Trial Courtyard, and Exhibit Hours

■ **9:00 – 9:40 AM**

2023 MEETING KICK OFF: YOUR POST-PANDEMIC IP WARM UP

9:00 - 9:10 AM

Association Business Meeting

9:10 - 9:45 AM

Introduction from Brian H. Batzli, AIPLA President, and Keynote Presentation

■ **9:45 AM-12:00 NOON**

AM PLENARY - WEARABLES AND ELECTRONIC GADGETRY

IP A-wear-ness: IP and Data Issues for Wearable Devices and Environments

A panel of technology experts will discuss wearable devices and various applications in distinct environments. Among other topics, the panel will: define relevant wearable marketplaces and value chain models; discuss key considerations in identifying patentable subject matter for wearable technologies along with claiming strategies for interoperability, split infringement, and other key objectives; discuss patent application preparation related to software and hardware development cycles; explain branding strategies for “wearable” technology; and identify data privacy, data rights, and regulatory issues arising from wearable data collection, cross-platform sharing, and archiving.

Moderator: Michael Drapkin, Holland & Hart, Boulder, CO

Speakers:

Kristin Lamb, OURA, San Francisco, CA


Paul Lee, DexCom, San Diego, CA

Qualcomm IP Counsel, San Diego, CA (invited)

10:45-11:00 AM - Coffee Break

*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required



■ 12:00 NOON - 12:30 PM

Luncheon Reception (Open to all attendees)

■ 12:30 - 1:30 PM 



Luncheon: Exhale Stress - Breathing for Life

Keynote Speaker: Myra McCormack, AIPLA Past President, Johnson & Johnson (retired),
Meditation Instructor, New Hope, PA

■ 1:30 - 2:00 PM

Wellness Session (Open to all attendees)

■ 2:00 - 4:30 PM

PM PLENARY - THE BUSINESS OF SPORTS

The New World of Licensing of Name, Image, and Likeness (NIL) by Student Athletes at NCAA Schools - An Introduction and a Demo!

This program will provide an introduction to NIL licensing, the history and recent evolution of the policies of the NCAA and laws governing payment of student athletes, and how college athletics are being profoundly impacted by the current tidal wave of the NIL licensing programs and deals sweeping the nation. We will have an NCAA athlete who will speak about their experiences in this new world of NIL licensing and also demonstrate an actual NIL licensing function!

Moderator: Angelica Andreoli, Shook Hardy & Bacon, Kansas City, MO

Speakers:

Jeremy M. Evans, California Sports Lawyer, Newport Beach, CA
Avilia Uribe, NCAA Athlete, Pennsylvania State University, State College, PA

3:15 - 3:30 PM - Coffee Break

PM PLENARY - SPORTS & EXERCISE APPAREL, FASHION & FOOTWEAR

IP for your Sole: IP Protection for Sneakers and Other Fitness Apparel

This plenary session will discuss recent developments pertaining to the protection and enforcement of IP related to athletic apparel/footwear. This will include a discussion of the different types of IP protection available (i.e., design patents, utility patents, copyright, trademark, and trade secrets) and how current practitioners can practically navigate protecting and /or enforcing that IP. Finally, alternative routes to protection and enforcement will be discussed (i.e., First Amendment defenses).

Moderator: Felicia Boyd, Norton Rose Fulbright, Minneapolis, MN

Speakers:

Timothy Cuffman, Debevoise & Plimpton LLP
Mike Kasdan, Wiggin, New York, NY

■ 4:45 - 5:45 PM

Committee Meetings or Pop-Up Fitness Events

Mentoring Speed Networking Event

Sponsored by: Lee & Hayes


■ 7:30 - 9:30 PM 

Dinner Celebration



*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required

■ **6:45 - 8:45 AM** ↗

Women in IP Law Committee Breakfast Meeting

Sponsored in part by: Axinn, Veltrop & Harkrider, Foley Hoag, and Knobbe Martens

■ **7:45 - 8:45 AM**

Committee Meetings or Pop-Up Fitness Events

■ **8:00 AM - 6:00 PM**

Registration, Trial Courtyard, and Exhibit Hours

■ **9:00 AM - 12:00 NOON**

AM PLENARY - PARTICIPATION SPORTS & INTERACTIVE TRAINING

Protecting Pro Sports: IP Challenges and Opportunities for Pro Athletes and Teams

This program will provide an overview of the IP issues confronted in pro sports from the perspective of a professional athlete and a professional sports team. Topics include branding, marketing, licensing, trademark protection, and more.

Moderator: Adi Williams, Fish & Richardson, Washington, DC

Speakers:

Deborah Dixon, Los Angeles Chargers NFL Football Team, Costa Mesa, CA
Lynn Jordan, Kelly IP, Washington, DC
Scott Defilippis, Professional Triathlete, Encinitas, CA

10:15 - 10:30 AM - Coffee Break

Revolutionizing Participation: Challenges for the Everyday Athlete and the Innovation that “Drives” the Community

This program will address the technology that has revolutionized participation sports such as running, cycling, swimming, and triathlon. You will see a demonstration of devices, sensors, and software, including data, which drive these sports. You will then hear a discussion of the IP issues which surround protection and enforcement including patent, trademark, trade secret, and copyright issues. You will also hear a discussion of some of the data privacy/data protection issues associated with all of the data being collected, transmitted, and stored during these sports.

Moderator: Adi Williams, Fish & Richardson, Washington, DC

Speakers:

Richard Rainey, Covington & Burling LLP, Washington, DC
Nancy Linck, NJ Linck Consulting, La Jolla, CA
Michael DeVincenzo, King & Wood Mallesons, New York, NY
Anthony Fuga, Holland & Knight, Chicago, IL
Katie Palavecino, US Patent & Trademark Office, Alexandria, VA (invited)
Mandy Leonard, Tri Club, San Diego, CA
Bret Hrivnak, Hahn Loesner & Parks LLP, Cleveland, OH


■ **12:00 NOON - 12:30 PM**

Luncheon Reception (Open to all attendees)

Sponsored in part by: Kilpatrick Townsend

*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required



■ 12:30 - 1:30 PM ↗



Networking Luncheon in the Trial Courtyard: Connect with colleagues and see, explore, and experience the products you've been hearing about yourself. Don't miss this chance to try out innovative fitness and wellness technologies. See it, Taste it, Touch it - Try It!

■ 1:30 - 2:00 PM

Wellness Session (Open to all attendees)

■ 2:00 - 4:30 PM

PM PLENARY - NUTRITION

Munch on This! Insights into IP and Regulatory Issues Surrounding Nutritional Products in the U.S. and Beyond

So, your client's developed a nutritional product. What should they do next? The experts on this panel will examine strategies for procuring and enforcing patent protection for nutritional products, challenges in branding and labeling of such products, and international requirements such as designation of origin and geographical indication.

Moderator: Rachel Kahler, General Mills, Minneapolis, MN

Speakers:

- Abby Meyer, Sheppard Mullin, Costa Mesa, CA
- Jason Jardine, Knobbe Martens, San Diego, CA
- Courtenay Brinckerhoff, Foley Hoag, Washington, DC
- Christian Thomae, Dumont, Mexico City, Mexico

3:40-3:55 PM - Coffee Break

Step Right Up! Delve into Strategies for a Mock Nutritional Product

Ok, so here's the client. Get ready to advise! We will have an interesting interactive discussion on the launch of a fabulous "new" nutritional product.

Special thanks to FDAImports.com for providing the fabulous "new" nutritional product for our discussion!

Presenter: Benjamin England, FDAImports.com, Glen Burnie, MD

■ 4:45 - 5:45 PM

Committee Meetings

3k Fun Run - Run, Walk, Volunteer, Cheer, Heckle - fun for everyone! Won't you join us! **Hosted by:** the Diversity Committee and **Sponsored by:** Merchant & Gould

■ 6:00 - 7:00 PM

Cocktail Reception (Open to all attendees)

Then go and enjoy a free evening and explore San Diego!

■ 7:00 - 9:00 PM

Past President's Dinner

AIPLA Past President's and Board Members only

FREE NIGHT!

Enjoy what San Diego has to offer ...



*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required

■ 7:30 AM – 12:00 NOON

Registration, Trial Courtyard, and Exhibit Hours (CLE Booth will remain open until 1:00 PM)

■ 8:30 AM – 12:00 NOON

AM PLENARY - EU UNIFIED PATENT COURT

8:30 - 9:30 AM

The European Union Unified Patent Court: To Opt-In or Opt-Out? That is the Question!

The date is nearly upon us for the Unified Patent Court (UPC) to begin receiving cases and for Unitary Patents (UP) to start being granted – current projection is that it will be June 1, 2023. The UPC will have exclusive jurisdiction over all Unitary Patents and, in time, all European patents validated in EU countries. The UPC will be the forum that decides infringement and revocation proceedings and determines remedies for these rights within the countries that have ratified the UPC law. The countries that agreed to participate in the UPC recognize the UPC will be a new, untested, multinational European court. As such, there will be a transitional period during which one can opt-out from the jurisdiction of the UPC for certain published European patent applications and European patents. Hand-in-hand with the UPC, the new Unitary Patent will simplify the administration of European patent rights – albeit at the risk of being centrally attacked. While there is no exhaustive list or one size fits all approach to dealing with opt-outs and the decision as to whether to seek UP protection, this program will consider practical aspects and actions to take now in preparation for June 1.

Moderator: Barrett Spraggins, Kennedy Lenart Spraggins, LLP, Austin, TX

Speakers:

Ian Jones, Gill Jennings & Every, LLP, London, United Kingdom

Nick Noble, Kilburn Strode, LLP, London, United Kingdom

AM PLENARY - SPORT, EXERCISE & FITNESS DEVICES

9:30 - 10:45 AM

Ready to Launch? Taking An Exercise Device Company From The First Lap To The Finish Line: IP Considerations For Entering The Sport Device Marketplace

This panel will present diverse perspectives about the IP challenges companies face when launching and protecting new products in the exercise device arena. Speakers will provide real-life examples of numerous legal and business considerations that must be taken into account for a successful product launch. Particular focus on small start-up companies and design patent prosecution issues for wearable devices.

Moderator: Jocelyn D. Ram, Fountainhead Law, Santa Clara, CA

Speakers:

Margaret Polson, Polson Intellectual Property Law PC, Westminster, CO
Matthew Leaper, DataFeel, Omaha, NE

Karl Fink, Caerus Strength, Inc, Chicago, IL
Neil Singer, ZeroWheel, LLC, Armonk, NY

10:45 - 11:00 AM - Break

AM PLENARY - ETHICS

Ethics CLE

11:00 AM - 12:00 NOON

The Three C's of Attorney Ethics: Candor, Confidentiality and Conflicts of Interest

In response to President Biden's July 2021 "Executive Order on Promoting Competition in the American Economy," which was focused on lowering drug costs, and the June 8, 2022 letter from several senators to the USPTO raising concerns about patent thickets, the USPTO proposed initiatives to bolster the robustness and reliability of patents to incentivize and protect new and non-obvious inventions while facilitating the broader dissemination of public knowledge to promote innovation and competition. The USPTO-FDA collaboration initiatives pose ethical challenges for lawyers. This program will provide insight into conflicts of interest and the duties of candor and confidentiality implicated by such initiatives.

Moderator: Genevieve M. Halpenny, Barclay Damon LLP, Syracuse, NY

Speakers:

Mercedes Meyer, Banner & Witcoff, Ltd., Washington DC

David Hricik, Mercer University School of Law, Macon, GA

■ 12:00 NOON - 4:00 PM

Board of Directors Meeting



■ 12:00 NOON - 5:30 PM ↗

Golf Tournament

*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required





northern virginia
GRAPHICS

Providing Quality Patent Drawings for 60+ Years

“ We specialize in providing
our clients with **patent drawing
solutions** and the **highest quality**
and service for their IP investment. ”

-Peter Kosztolnik
President & Owner



Patent Drawings

Trademark Illustrations

3D Modeling

Animation

Trial Graphics

Deposition Clips

PowerPoint



northern virginia
GRAPHICS

☎ 703-539-8883

✉ nvginc@nvg-inc.com

🌐 nvg-inc.com



Rancho Bernardo Inn

17550 Bernardo Oaks Drive
San Diego, CA, USA

Click here to book your room!

<https://book.passkey.com/gt/218520729?gtid=17bc7f15073c-398729faea45dda6725>

or call **844-226-8262** to book your room.

Group Name: AIPLA Mid-Winter Meeting
Reservations Cut-off: Monday, January 9th, 2023
Resort Fee: WAIVED

AIPLA RATE: Single/Double Room Rate, \$279 plus applicable taxes.

CANCELLATION: Please cancel (3) days prior to arrival by 12:00pm to avoid a cancellation fee of one nights room and tax.

For more information visit: <https://www.ranchobernardoinn.com>.

Transportation

Rancho Bernardo Inn is a 35 minute drive from San Diego Airport (SDA) and a 2 hour drive from LAX.

All major rental car companies service the San Diego Airport.


Rancho Bernardo Inn is also only a 30 minute drive to downtown San Diego. The Inn has a complimentary car service and can take guests anywhere within a 5 mile radius of the hotel.

Parking options include a \$35 overnight fee applies for self-parking and \$40 overnight fee for valet parking.



*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required

Special Registration Options and Discounts

AIPLA Members... Invite a Colleague to Join and Register! Recruit More... Save More!

Take a look at the benefits of recruiting a new member:

- Reduction of your 2023 Mid-Winter Institute registration fee in increments of \$50 for each Regular (in practice more than five years), or International Affiliate member you recruit and \$25 for each Junior member you recruit. There is no limit to the discount you can earn.
- An invitation to attend the New Member/First-Time Attendee Reception, Tuesday, January 31, 2023 6:00 - 7:00 PM.

To recruit new members, tell them about the special benefits of joining now:

- They can register for the Mid-Winter Institute at the member rate instead of the non-member rate—a savings of hundreds!
- Each new member who registers for the Mid-Winter Institute will receive a special invitation emailed to them to attend the New Member/First-Time Attendee Reception.
- Access the Special Membership Application from the Mid-Winter Institute homepage

After the newly recruited member has completed the membership application form(s):

- Sign on the Recruiter line.
- Important: Include the Membership Application form(s) with your 2023 Mid-Winter Institute Registration Form to ensure proper credit.
- Fax both to 703-415-0786, or mail both to AIPLA Headquarters, 1400 Crystal Drive, Suite 600, Arlington, VA 22202.
- If you are a first-time AIPLA meeting attendee, be sure to indicate it on the registration form.

Corporate In-House Counsel — Attending Your First AIPLA Meeting? Please, be Our Guest...

AIPLA has a special offer to encourage in-house corporate counsel to attend an AIPLA major meeting to see first-hand the outstanding CLE programs we provide.

For individuals who have never attended an AIPLA stated meeting, such as an Annual, Mid-Winter or Spring Meeting, who are also corporate in-house counsel, AIPLA will waive the registration fee. Tickets to the events are not included in this registration. You will need to pay for those events separately. This waiver of fees is available for one stated meeting only.

To take advantage of this one-time offer, simply complete the registration form and fax it to us at 703-415-0786. Once AIPLA has verified that this is your first major meeting and that you meet the in-house corporate counsel criteria, you will receive a registration confirmation. Our hope is that you enjoy your experience at your first AIPLA meeting and that you will join us again for future programs and become more actively involved with the work of the Association, especially through involvement with the Committees.

If you qualify for this special offer, please select the box listed as “first-time corporate in-house counsel” on the registration form.

Group Discounts

AIPLA is pleased to offer special registration option for law firms and corporations. In an effort to create opportunities for multiple IP practitioners from a single organization to attend the meeting, AIPLA is offering one complimentary registration for the 2023 Mid-Winter Institute for every three [3], fully-paid registrations.

Register 3-Get 1 FREE

Your complimentary registration may be used for a colleague, client, or other as you determine is most valuable.


A paper registration must be downloaded from the website and submitted for the complimentary registration by email to meetings@aipla.org. Please note in the email the names of the three paid registrants for confirmation.

Only fully paid registrations can be applied toward the multi-registration offer. The following exclusions apply:

- This offer is not valid for meeting exhibitors.
- Guest registrations do not apply toward the total number of paid registrations.
- First-time corporate attendees and Corporate Subscription registrations do not apply toward the total number of paid registrations.

*Committee meetings are open to all attendees unless otherwise noted.

**Program subject to change

 Ticket Required



Registration and Cancellation Information

By registering for the 2023 Mid-Winter Institute, attendees acknowledge that they have read and understand the registration policies, releases, and cancellation information.

1. Registration:

Register by January 20, 2023 to be included on the participation list. On-site registrations will be accepted; however, please be prepared to pay by check, cash or credit card. We DO NOT invoice for any fees. Attendees must register for the meeting if they wish to register for or attend social events. Badges are required at all meetings and social events.

2. Trial Courtyard Release:

Certain exercise equipment, nutritional supplements, and food will be made available to you by third-party vendors. In consideration of being permitted to participate in the Trial Courtyard, a "Release of Liability and Assumption of Risk" form must be completed and maintained on file with AIPLA. The form will be sent to those who "register" to participate and must be signed and returned before individuals will be allowed to participate.

3. Submitting Your Registration:

ONLINE: You should receive an email confirmation shortly after you complete the process. Please keep this confirmation for your records. www.aipla.org

FAX: Faxed registrations must contain credit card information, signature of the cardholder, and expiration date. AIPLA fax number: 703-415-0786 (for registrations only). DO NOT FAX REGISTRATION AND THEN MAIL A COPY. IT MAY BE PROCESSED TWICE AND YOU MAY BE BILLED TWICE.

MAIL: Mail registrations to:

AIPLA
1400 Crystal Drive, Suite 600
Arlington, VA 22202

International Registrations:

If you submit a registration via fax with credit card payment, do not send a "confirmation copy" via mail as it may be processed twice, and you may be billed twice. If you are paying by check, please mail your registration. You may fax 703-415-0786 a copy of your check and registration to account for possible foreign mail delay. **Payment for meeting registration must be in US currency.**

4. Spouses or Accompanying Guests Must Register.

Guests over 18 pay a guest fee of \$150. There are many opportunities for your spouse or guest to join you throughout the meeting, as well as network with and get to know the other spouses and guests attending the meeting. The Guest fees include a guest badge and access to all unticketed events, including: the continental breakfasts, luncheon receptions, morning and afternoon breaks, and special spouse/guest welcome reception. *This fee is intended for spouses and guests attending the Mid-Winter Institute who are not eligible for AIPLA membership or who would not otherwise attend the meeting for CLE purposes.*

This guest fee is not available in lieu of paying the registration fee for vendors requesting more than the allotted number of exhibitor badges.

5. Purchasing Event Tickets On-Site:

Events may sell out. Tickets on-site are sold on an "as available" basis. Tickets will be collected at all food functions and the spouse/guest tours.

If you do not arrive at the event within the first 30 minutes of the start time of the event, you are not guaranteed a seat.

6. Returned Check and Credit Card Fees:

Registrations received that result in a returned check or contain incomplete credit card information, including omitted signature, omitted expiration date, wrong number sequences, etc., will be charged a \$35 fee for each instance.

7. Cancellation:

Cancel by December 31, 2022 and receive a refund less a \$50 processing fee. Cancel between January 1 and January 20, 2023 and receive a refund less a \$250 processing fee. No refunds issued after close of business January 20, 2023. Cancellations must be made in writing. Please mail or fax — 703-415-0786 — your cancellation in writing to AIPLA, 1400 Crystal Drive, Suite 600, Arlington, VA 22202. Any refunds will be processed after the meeting.

CAUTION: If you duplicate your registration with AIPLA, it is your responsibility to notify AIPLA in writing after the meeting and request a refund. No refunds will be given at the meeting site.

8. Registration Transfer:

Registrants may transfer their registration based on the following:

- Members may transfer their registration to other members.
- Non-members may transfer their registration to other non-members.
- A transfer from a member to a non-member will incur an additional fee equal to the difference in registration rates.

9. Photographs and Video:

There will be photographs and video taken throughout AIPLA's 2023 Mid-Winter Institute that will be used in AIPLA print and electronic publications, including AIPLA's website.

Note: As part of registering for the Meeting, we provide sponsors and exhibitors a list of attendees. If you do not want your name or information listed, it is incumbent on you to change your sharing settings in the Meeting app or contact AIPLA to let us know.

We do not rent or sell our attendee list to third parties. It is only given to our exhibitors and sponsors.

AIPLA 2023 Mid-Winter Institute Registration

Tuesday, January 31 - Friday, February 3, 2023, Rancho Bernardo Inn, San Diego, CA

3 ways to register:



(1) Register Online:
Go to www.aipla.org
Credit Card Payment Only



(2) Fax: 703-415-0786
(Faxed registrations MUST be accompanied by credit card information.)



(3) Mail or eMail:
AIPLA
1400 Crystal Drive, • Suite 600 • Arlington, Virginia 22202
meetings@aipla.org

First name: _____ Last name: _____
 Name for Badge: _____
 Firm/Company: _____
 Mailing Address: _____ City/State/Zip Code: _____
 Telephone: _____ E-mail: _____
 (Spouse/Guest) Name: _____

I. AIPLA 2023 Mid-Winter Institute Registration Rates			
**See AIPLA's Cancellation Policy for Important Dates and Information.	Pre-registration deadline until December 31, 2022	Early registration deadline until January 20, 2023	Standard/ On-site after January 20, 2023
AIPLA Member - Full Meeting In-Person	\$995	\$1095	\$1195
AIPLA Member - Day Rate Early <input type="checkbox"/> Thursday <input type="checkbox"/> Friday <input type="checkbox"/> Saturday	\$770 (one day only)	\$870 (one day only)	\$970 (one day only)
Government Employee/AIPLA Academic Member	\$95	\$95	\$145
AIPLA Student Member	\$55	\$55	\$55
AIPLA Junior Member	\$585	\$685	\$785
AIPLA Solo Practitioner Member	\$895	\$995	\$1095
First-Time Corporate In-House Counsel (Corporate in-house counsel only)	\$0	\$0	\$0
Non-Member* - Full Meeting In-Person	\$1495	\$1595	1695
Non-Member - Day Rate <input type="checkbox"/> Thursday <input type="checkbox"/> Friday <input type="checkbox"/> Saturday	\$1150 (one day only)	\$1250 (one day only)	\$1350 (one day only)
Spouse/Guest Fee (For guests over 18)	\$150 x # _____	\$150 x # _____	\$150 x # _____
<i>Registration Subtotal</i>			\$ _____

II. AIPLA 2023 Mid-Winter Institute Social and Networking Events		
Tuesday, January 31, 2023		
Opening Night Reception	\$99 x # _____	
New Member/First-Time Attendee Reception	\$0 x # _____	
Wednesday, February 1, 2023		
Corporate Practice Breakfast (Corporate In-House Counsel Only)	\$0 x # _____	
Luncheon	\$75 x # _____	
Mentoring Speed Networking	\$0 x # _____	
Dinner and Celebration	\$150 x # _____	
Thursday, February 2, 2023		
Women in IP Law Breakfast	\$0 x # _____	
Luncheon	\$76 x # _____	
Friday, February 3, 2023		
Golf Tournament: **Golf Fee is all inclusive except for clubs. Shoes are not available for rental. Please email KEarle@aipla.org if you need to rent clubs. Payment for club rental will be paid by you.	\$225 x # _____	
<i>Social and Networking Events Subtotal</i>		\$ _____
Total		\$ _____

By registering for the Mid-Winter Meeting you understand and agree to the registration policies found on page 17.

Yes, I would like to be contacted about participating as a mentor or mentee (circle one) during 2023 Mid-Winter Institute. Email me @ _____

*To get the member rate, please submit a membership application and payment with this registration. To obtain a membership application, please visit our website at www.aipla.org.

Is this the first time attending an AIPLA stated meeting?

IMPORTANT! Please indicate food restrictions/special needs requests

<p>Method of payment</p> <p><input type="checkbox"/> check enclosed (make checks payable to AIPLA)</p> <p><input type="checkbox"/> credit card (please circle one - AMEX, MC, or VISA)</p> <p>card number _____ exp. date _____</p> <p>name on card _____</p> <p>signature _____</p>

Sponsors

GOLD

Knobbe Martens

SILVER

BRONZE

CRYSTAL

PEARL

Exhibitors

AIPLA

American Intellectual Property Law Association

1400 Crystal Drive • Suite 600 • Arlington, Virginia 22202

Presorted
First Class Mail
U.S. Postage
PAID
Lutherville, MD
Permit No. 171

AIPLA 2023

Mid-Winter Institute

January 31-February 3, 2023

Upcoming AIPLA Meetings!



2023 Spring Meeting
May 10-12, 2023
Westin Seattle
Seattle, WA



2023 Annual Meeting
October 19-21, 2023
Gaylord National Harbor &
Convention Center
Washington, DC