

Syllabus for Licensing & Technology Transfer – S 2023

Required book: Any current book of IP statutes will be acceptable.

Casebook: The instructor will provide, free of charge, his own draft casebook on this subject.

The topics for this course, and their approximate dates for classroom coverage, are:

Week of:

January 17-26	What can be licensed? Review of statutory rights held by owner of a patent (35 U.S.C. § 271), trademark (15 U.S.C. §§ 1114(1) and 1125(a)), copyright 17 U.S.C. §§ 106, 107, and 114(a)-(c), or trade secret (Uniform Trade Secrets Act, §§ 1 and 2). Right of access to digital data (UCITA §§ 102 (40)–(43), 207, and 208). Study of Model Nonexclusive Patent License in Segment, clause-by-clause.
January 31	Segment 1 (exhaustion of IP rights); Segment 2 (implied patent licenses);
Feb. 6	Segment 3 (employer-employee allocation of rights)
Feb. 13	Segment 4 (problems in operation of patent licenses)
Feb. 20	Segment 5 (misc. patent license problems); review of Nonexclusive Patent License; compare Model Exclusive Patent License
Feb. 27	Segment 6 (trademark licenses and franchises)
Mar. 6	Segment 6, continued
Mar. 13	SPRING BREAK

Mar. 20	Segment 6, continued; study of Model Trademark License
Mar. 27	Segment 7 (copyright licenses); study of Dratler's Model Copyright License
Apr. 3	Segment 8 (information access licenses)
Apr. 10	Segment 8, continued; study of model Trade Secret license (Janicke), model Software license (D. Nimmer)
Apr. 16	Segment 9 (problems in formation of information access licenses)
Apr. 24	Segment 10 (misuse issues)

Outcomes: Students completing this course will have the necessary skills to advise clients on IP licensing issues; to draft proposed licensing agreements; and to negotiate licensing terms with other parties.

Assessments: There will be three graded quizzes spaced through the semester.