



THE ABA SECTION OF
Intellectual Property Law

22nd Annual Intellectual Property Law Conference



W H A T I P L A W Y E R S N E E D T O K N O W

Photo Credit: MWA

April 12-14, 2007

Crystal Gateway Marriott Hotel, Arlington, Virginia

In cooperation with:

ABA Section of Science & Technology Law and ABA Law Practice Management Section

22ND ANNUAL INTELLECTUAL PROPERTY LAW CONFERENCE

April 12-14, 2007

In cooperation with the ABA Section of Science & Technology Law
and ABA Section of Law Practice Management

What IP Lawyers Need to Know

Welcome to the annual conference that IP lawyers cannot afford to miss. Now in its 22nd year, the Annual Intellectual Property Law Conference of the ABA Section of Intellectual Property Law is a gathering of the foremost authorities on the state of IP law.

The Conference is recognized for its national and international scope and preeminent programming. It attracts IP practitioners from across the nation and around the world.

The past year has seen critical developments in IP law. Its practitioners face new issues, new areas of practice, and a growing globalism, which places more demands than ever on their knowledge and skills.

Our most ambitious conference to-date meets your needs. It is a comprehensive two and one-half day program featuring prominent speakers that include in-house counsel, private practitioners, academics, the federal judiciary and governmental agency officials.

As in past years, the ABA Section of Science & Technology Law joins as a co-sponsor of the conference. A special session on the intersection of IP law and science and technology law will be presented, coordinated by both sections.

New this year, the Section also joins with the ABA Law Practice Management Section to bring you special program sessions. The first session will explore aspects of practice management for small firm IP practitioners, with expert advice on how to launch and grow a successful IP practice. The second session features an excellent discussion of technological tips and tricks that can be valuable to you in your practice.

A special session on Corporate Counsel Issues will include practical tips of value to IP Counsel. This is an especially important session for those in—or with an interest—in corporate practice.

In addition to the collaborative efforts above, a special reception will feature robots... read about them on page 7.



Conversation on the Federal Circuit at 25

Corporate Practice Issues, Including IP Valuation

Patent Litigation Issues, and Recent Supreme Court Decisions

Copyright and Trademark Law Recent Developments

Trial Practice Track

Law Practice Management Track

Ethics Issues

Hot Topics in IP Law

PROGRAM SCHEDULE

Wednesday, April 11

8:45 a.m. – 5:00 p.m.

Practical Tips on Intellectual Property Law

Separate registration required. Visit the Section web site at www.abanet.org/intelprop for further details on this one-day program and to register online.

Course Materials on CD-ROM



Course materials are produced in CD-ROM format and made available for pickup at the conference. A limited number of printed course material sets will be available for an additional fee to those who request this in advance on the registration form. Materials will also be posted on the Section web site, available for viewing by conference registrants in advance of the conference.

Sponsored by Finnegan, Henderson, Farabow, Garrett & Dunner, LLP



Thursday, April 12

8:30 – 10:00 a.m. Two Concurrent Sessions

I. Patent Litigation: Is It Broken and Can We Fix It?

Welcome Remarks

Pamela Banner Krupka, Krupka Law Group, P.C., Los Angeles, CA. Chair-Elect, ABA Section of Intellectual Property Law

Administrative Remarks

Rich de Bodo, Hogan & Hartson LLP, Los Angeles, CA. Program Co-Chair

Under our current system, patent litigation is very expensive and unpredictable, and the critical issues are only decided at the very end. District court judges are critical to the process, but they are treated as if their decisions don't matter. Is there a better way?

Moderator

Timothy R. Holbrook, Associate Professor of Law, Chicago-Kent College of Law, Chicago, IL

Speakers

Hon. Alan D. Lourie, U.S. Court of Appeals for the Federal Circuit, Washington DC

Hon. Patty B. Saris, U.S. District Court for the District of Massachusetts, Boston, MA (invited)

Laurence H. Pretty, Law Offices of Laurence Pretty, Los Angeles, CA

Robert A. Armitage, Eli Lilly and Company, Indianapolis, IN (invited)

II. Recent Developments in Copyright Law and Practice

Welcome Remarks

Susan Barbieri Montgomery, Foley Hoag LLP, Boston, MA. Chair, ABA Section of Intellectual Property Law

Administrative Remarks

James R. Sims III, Morgan Lewis, Washington, D.C. Program Co-Chair

The General Counsel of the Copyright Office and leading practitioners address the major new developments in copyright law and practice.

Moderator

Katherine Spelman, Cobalt LLP, Berkeley, CA

Speakers

Tanya M. Sandros, General Counsel, U.S. Copyright Office, Washington, DC

Julie L. Sigall, Microsoft Corporation, Redmond, WA

Nancy E. Wolff, Cowan Debaets, New York, NY

10:15 – 10:30 a.m. Break

10:30 – 11:45 a.m. Two Concurrent Sessions

**I. Re-Writing Patent Law:
The Supreme Court's Decisions in
MedImmune, *KSR* and *Microsoft***

A panel of leading patent judges, experts, and advocates explores the Supreme Court's groundbreaking decisions in the *MedImmune*, *KSR* and *Microsoft* cases.

Moderator

Christopher A. Cotropia, Associate Professor of Law, University of Richmond School of Law, Richmond, VA

Speakers

Hon. Randall R. Rader, U.S. Court of Appeals for the Federal Circuit, Washington, DC

Seth P. Waxman, WilmerHale, Washington, DC

Stephen G. Kunin, Oblon, Spivak, McClelland, Maier & Neustadt, P.C., Alexandria, VA

**II. Copyright in the Courts:
Issues of First Impression**

Federal courts throughout the country have recently grappled with novel legal issues arising under the Copyright Act including termination of transfers, immunity for alleged infringement under the DMCA, liability for search engine caching, and copyright validity. The panel will explore the issues presented in these cases and explain the implications for copyright litigators and other intellectual property practitioners.

Moderator

Mary Kevlin, Cowan Liebowitz & Latman, P.C., New York, NY

Speakers

Mike Keyes, K&L Gates, Spokane, WA

Professor Rebecca Tushnet, Georgetown University Law Center, Washington, DC

Robert J. Kasunic, Visiting Assistant Professor of Law, Washington College of Law, American University, Washington, DC, and Principal Legal Advisor (formerly, Senior Attorney), Office of the General Counsel, U.S. Copyright Office, Washington, DC

12:00 – 1:30 p.m.

Luncheon

Tickets required.

Guest Speaker to be announced.

Thursday's Luncheon

Sponsored by Kirkland & Ellis LLP

KIRKLAND & ELLIS LLP

1:45 – 3:15 p.m. Three Concurrent Sessions

**I. Delivering Powerful
Opening Statements and
Closing Arguments at Trial**

Top trial lawyers demonstrate how to deliver compelling opening statements and closing arguments. The program will feature a mock jury, which will be polled to determine which arguments and techniques are most effective.

Moderators

L. Marisia Campbell, Alcatel Canada, Inc., Ottawa, ON

Yoncha L. Kundopoglu, Hogan & Hartson LLP, Los Angeles, CA

Speakers

David J.F. Gross, Faegre & Benson LLP, Minneapolis, MN

Lisa N. Partain, Irell & Manella LLP, Los Angeles, CA

II. Virtual Law – How Online Games Are Shaping Legal Rules



Co-sponsored with the
 ABA Section of Science & Technology Law

Video games are changing the face of society and the rules that govern it. Multiplayer games and multidimensional virtual environments enable players to interact through avatars, to effect transactions using “real” money, and to function in borderless societies. Concurrently, the government seeks to impose rules to govern online behavior, from gambling to graphic violence. How do these worlds intersect and what is their future? In this session, experts will explore ways in which the law has attempted to respond to the surge in online gaming activity, assess the effectiveness of these efforts, and speculate about what may come next.

Moderator

Jorge L. Contreras, Jr., WilmerHale, Washington, DC

Speakers

William S. Coats, White and Case, Palo Alto, CA. Chair, ABA Section of Science & Technology Law

Samir Jain, WilmerHale, Washington, DC

Seth J. Steinberg, Director of Business Affairs and General Counsel, LucasArts Entertainment Company LLC, San Francisco, CA (invited)

Jim Kennedy, Senior Vice President of Business and Legal Affairs, THQ Inc., Calabasas Hills, CA (invited)

III. Law Practice Management Track: Striking Out on Your Own— How to Start and Run a Successful IP Practice

Striking out on your own and running a successful IP practice is just not as easy as it looks. How do you identify the right location, know what computers and other equipment to purchase, find and keep good clients, set fees and have adequate cash flow, manage and market your practice, comply with ethics rules, avoid malpractice claims and complete other essential tasks you haven’t even thought about? Come to this session for expert advice on planning, launching, running and growing a successful IP practice.

Moderator

Lisa A. Dunner, Dunner Law, Washington, DC

Speakers

Patricia E. Hong, Plumsea Law Group, LLC, Bethesda, MD

Joseph A. Hennessey, Newman, McIntosh & Hennessey, LLP, Bethesda, MD

Reid F. Trautz, Director, Practice and Professionalism Center, American Immigration Lawyers Association, Washington, DC

3:15 – 3:30 p.m.

Break

3:30 – 5:00 p.m.

Three Concurrent Sessions

I. Preparing and Presenting the Critical Witness at Trial

Intellectual property law cases often turn on the presentation of one or two key witnesses – an inventor or creator, a business owner, a key engineer, or a technical expert. Drawing upon the experiences of top trial lawyers, this program will explore how to present critical witnesses powerfully and effectively, and how to anticipate and blunt their cross-examination. Experienced trial lawyers will demonstrate how to prepare and present key witnesses and mock jurors and an ITC judge will discuss which techniques are most effective.

Moderators

L. Marisia Campbell, Alcatel Canada, Inc., Ottawa, ON

Yoncha L. Kundupoglu, Hogan & Hartson LLP, Los Angeles, CA

Speakers

Robert G. Krupka, Kirkland & Ellis LLP, Los Angeles, CA

Additional speakers to be named.

II. Trademarks and Targeted On-line Advertising

This session will be available via ABA-CLE Teleconference.

Leading attorneys in the field will examine how the law has responded to the use of trademarks in the context of targeted online advertising. They will focus on current, cutting edge developments in this evolving area of the law. The panel will discuss the issues from the often differing vantage points of trademark owners, advertisers and website operators.

Moderator

Joshua Paul, Sedgwick, Detert, Moran & Arnold LLP, New York, NY

Speakers

Allison McDade, Trademark Counsel, Dell Computer Corporation, Round Rock, TX

Noel M. Cook, Owen, Wickersham & Erickson, P.C., San Francisco, CA

Celia Goldwag Barenholtz, Cooley Godward Kronish LLP, New York, NY

3:30 – 4:30 p.m.

III. Law Practice Management Track: 60 Tips in 60 Minutes

They don't come more helpful than this: 60 of the most useful and practical technology tips in one session. Our veteran panel of experienced tipsters will have many tricks and hot tips to share with you. This fast-paced session will cover everything from software to hardware, marketing, the Web, practice management, malpractice prevention, and other helpful tricks and tips for leveraging technology in your practice. Take this unique opportunity to come and enjoy what is always one of the most popular sessions at the ABA Law Practice Management Section's ABA TECHSHOW@ (www.abanet.org/techshow).

The Tipsters

Reid F. Trautz, Director, Practice and Professionalism Center, American Immigration Lawyers Association, Washington, DC

Sharon D. Nelson, President, Sensei Enterprises, Inc., Computer Forensics/Legal IT, Fairfax, VA

Vedia Jones-Richardson, Olive & Olive, P.A., Durham, NC

Cyber Café



During the 22nd Annual Intellectual Property Law Conference, participants can take advantage of our Cyber Café, featuring computers with Internet connections for your use. High speed laser printers will also be available to print portions of the CD-ROM course materials. Find the "Café" in the main registration area.



22nd Annual Intellectual Property Law Conference

Teleconference CLE Sessions Available



For those unable to attend the 22nd Annual Intellectual Property Law Conference in

person, selected sessions will be made available by live teleconference.

This year the sessions are:

- Trademarks and Targeted On-line Advertising
- The Federal Circuit at 25
- Corporate Counsel Issues: Unlocking IP Value: What Every Corporate Patent Practitioner Should Know

See the program schedule and conference information for details.



Photo Credit: MWAA

Thursday's Coffee Breaks

Sponsored by BNA



BNA
Legal & Business

5:30 – 7:00 p.m.

Conference Reception –and Robots!

Featuring robot demonstrations from the FIRST Robotics Competition

Robots in action while you network with your colleagues! See a demo of the FIRST Robotics Competition, an exciting, multinational event that partners professionals with young people to solve an engineering design problem. Colleges, corporations and individuals provide scholarships to the participants. For patent attorneys, experience again many of the reasons why you chose engineering as a profession! For others, enjoy the robots and ingenuity. The competition will showcase these patent holders of tomorrow, future engineers and IP lawyers. And all will be excited again about the basic concepts of science, math, engineering, and invention!

7:30 – 9:30 p.m.

Women's Networking Dinner

By invitation. Ticketed event.

New! At the Annual Intellectual Property Law Conference, the Women's Networking Dinner offers the opportunity for women leaders in the profession to gather and network in an informal and relaxed dinner environment. Special invitations will be sent out to women who are registered for the conference in advance of the pre-registration cutoff date of March 28. There is a fee for the event, and payment details will be provided in the invitation.

Sponsored by The Bayard Firm



Friday, April 13

8:00 a.m. – 5:00 p.m.

Registration and Check-in

8:30 – 10:00 a.m. Three Concurrent Sessions

I. The Proposed New Patent Rules – How They Will Change Patent Prosecution and Litigation

The U.S. Patent Office is proposing sweeping changes to the Patent Rules. What will these mean for prosecution and litigation?

Moderator

Stephen G. Kunin, Oblon, Spivak, McClelland, Maier & Neustadt, PC, Alexandria, VA

Speakers

John J. Doll, Commissioner for Patents, U.S. Patent & Trademark Office, Alexandria, VA

John J. Love, Acting Deputy Commissioner for Patent Examination Policy, U.S. Patent & Trademark Office, Alexandria, VA

Charles E. van Horn, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC

Esther M. Kepplinger, Director, Patent Operations, Wilson, Sonsini, Goodrich & Rosati, Washington, DC

II. Litigating Patent Injunctions after eBay

The Supreme Court's watershed decision in *eBay* has transformed patent litigation, transferred power from juries to judges, and created a new endgame: the post-trial hearing before the trial judge relating to a permanent injunction. This program will provide judges' insights regarding permanent injunction hearings and will feature a demonstration of oral arguments from such a hearing.

Moderator

Eric Kraeutler, Morgan Lewis, Philadelphia, PA

Speakers

Hon. Leonard E. Davis, U.S. District Court for the Eastern District of Texas, Tyler, TX (invited)

Hon Gregory M. Sleet, U.S District Court for the District of Delaware, Wilmington, DE (invited)

Esther H. Lim, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC

Michael M. DuBose, Deputy Chief, Computer Crime & Intellectual Property Section, Criminal Division, U.S. Department of Justice, Washington, DC (invited)

III. Trademark Law Practice Pointers

Leading practitioners will discuss domestic and international clearance, prosecution tips, portfolio management, due diligence tactics, and trademark licensing issues.

Moderator

Ann K. Ford, DLA Piper, Washington, DC

Speakers

Christopher P. Bussert, Kilpatrick Stockton LLP, Atlanta, GA

Elizabeth G. Regan, Senior Counsel - Intellectual Property, Marriott International, Inc., Washington, DC

Amanda C. Samuel, Trademark and Copyright Attorney, Colgate Palmolive Company, New York, NY

10:00 – 10:15 a.m.

Break

10:15 – 11:45 a.m. Two Concurrent Sessions

I. The Federal Circuit at 25

This session will be available via ABA-CLE Teleconference.

It has been 25 years since the founding of the Federal Circuit Court of Appeals. Has the experiment worked? What are the highlights of the last 25 years? What will the next 25 years hold?

Moderator

Professor John R. Thomas, Georgetown University Law Center, Washington, DC

Speakers

Hon. Paul R. Michel, Chief Judge, U.S. Court of Appeals for the Federal Circuit, Washington, DC

Hon. Sue L. Robinson, U.S. District Court for the District of Delaware, Wilmington, DE

Donald R. Dunner, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC

Roderick R. McKelvie, Covington & Burling LLP, Washington, DC (former U.S. District Judge)

Q. Todd Dickinson, General Electric Company, Fairfield, CT (former Director, U.S. Patent and Trademark Office)

PROGRAM AT A GLANCE

Wednesday, April 11

8:45 a.m. – 5:00 p.m.

Practical Tips on Intellectual Property Law

Separate registration required.

5:00 – 7:00 p.m.

Open Registration and Early Check-in

Committee Meetings

There will be an opportunity for Section committees to meet during the 22nd Annual Intellectual Property Law Conference. All conference attendees will be welcome to stop by and participate in any committee meeting in which they have an interest, and to join a committee. All members of committees scheduled at the conference are urged to attend and participate in their own meeting and the entire conference program.

Among those committee meetings planned to-date, the Industrial Design Committee will discuss “The Geneva Act Treaty Operation and U.S. Ramifications” on Thursday, April 12, 1:45 – 3:15 p.m.

The Special Committee on Promotions and Marketing Law will meet on Friday, April 13, 8:00 – 9:00 a.m.

Watch the Section web site for details on other committee meetings scheduled, and plan to participate in the meetings of your choice.

Thursday, April 12

7:30 a.m. - 5:00 p.m.

Registration and Check-In

8:30 - 10:00 a.m.

Two concurrent sessions

Patent Litigation: Is It Broken and Can We Fix It?

Recent Developments in Copyright Law and Practice

10:15 - 11:45 a.m.

Two concurrent sessions

Re-writing Patent Law: The Supreme Court's Decisions in *MedImmune*, *KSR*, and *Microsoft*

Copyright in the Courts: Issues of First Impression

12:00 – 1:30 p.m.

Luncheon with guest speaker

Tickets required.

1:45 – 3:15 p.m.

Three concurrent sessions

Delivering Powerful Opening Statements and Closing Arguments at Trial

Virtual Law– How Online Games Are Shaping Legal Rules

Law Practice Management Track: Striking Out on Your Own– How to Start and Run a Successful IP Practice

3:30 – 5:00 p.m.

Three concurrent sessions

Preparing and Presenting the Critical Witness at Trial

Trademarks and Targeted On-line Advertising

Law Practice Management Track: 60 Tips in 60 Minutes

(3:30 – 4:30 p.m.)

5:30 – 7:00 p.m.

Conference Reception ...with robots!

7:30 – 9:30 p.m.

Women's Networking Dinner

By invitation. Tickets required.

Friday, April 13

8:00 a.m. – 5:00 p.m.

Registration and Check-In

8:30 – 10:00 a.m. Three concurrent sessions

The Proposed New Patent Rules— How They Will Change Patent Prosecution and Litigation

Litigating Patent Injunctions After eBay

Trademark Law Practice Pointers

10:15 – 11:45 a.m. Two concurrent sessions

The Federal Circuit at 25

Recent Developments in Trademark Law and Practice

12:00 – 1:30 p.m.

Luncheon with guest speaker Richard Cotton

Tickets required.

1:45 – 3:15 p.m. Three concurrent sessions

Can PCT International Search Be Part of the Solution?

Corporate Counsel Issues / Practical Tips of Value to Corporate Counsel – Part I

Ethics Issues – Part I

Ethics CLE credit available.

3:30 – 5:00 p.m. Three concurrent sessions

What You Really Need to Know About Patent Interferences

Corporate Counsel Issues / Practical Tips of Value to Corporate Counsel – Part II

Ethics Issues – Part II

Ethics CLE credit available.

5:00 – 6:30 p.m.

Cocktail Reception

Hosted by the Committee on
Women and Minorities in the Profession

Saturday, April 14

8:00 – 11:00 a.m.

Registration and Check-in

8:30 – 11:45 a.m.

Out of the Frying Pan... Into the Fire— Sizzling IP Hot Topics

11:45 – 1:00 p.m.

Conference Networking Buffet Luncheon

Tickets required.

Section Officers and Council Events

Friday, April 13

7:00 – 9:00 p.m.

Section Council Dinner

Saturday, April 14

8:00 – 10:00 a.m.

Section Officers Meeting

10:00 a.m. – 4:00 p.m.

Section Council Meeting

12:00 – 1:00 p.m.

Section Council Luncheon

II. Recent Developments in Trademark Law and Practice

The Commissioner for Trademarks and leading practitioners will highlight the major new developments in trademark law and practice, including dilution and Madrid Protocol issues.

Moderator

James R. Sims III, Morgan Lewis, Washington, DC

Speakers

Lynne G. Beresford, Commissioner for Trademarks, U.S. Patent & Trademark Office, Alexandria, VA

Susan Upton Douglass, Fross Zelnick Lehrman & Zissu, P.C., New York, NY

Siegrun D. Kane, Morgan & Finnegan, LLP, New York, NY

Hon. J. David Sams, Trademark Trial and Appeal Board, U.S. Patent & Trademark Office, Alexandria, VA

12:00 – 1:30 p.m.

Luncheon:

Tickets required.

“Counterfeiting and Piracy Issues”



Guest Speaker

Richard Cotton, Executive Vice President and General Counsel, NBC Universal

1:45 – 3:15 p.m. Three Concurrent Sessions

I. Can PCT International Search Be Part of the Solution?

In the quest to find solutions to increasing backlogs, the major patent offices have overlooked the potential of PCT international search. Attention should be focused on shifting the PCT search paradigm and creating a virtual searching authority so that international search can serve to address workload and quality issues.

Moderator

Jay Erstling, Director-Advisor on PCT Matters, World Intellectual Property Organization, Geneva, Switzerland

Speakers

Edward R. Kazenske, Senior Director, Intellectual Property and Licensing Division, Microsoft Corporation, Redmond, WA

Leonora K.M. Hoicka, IP Counsel, Americas, IBM Sales & Distribution, Markham, ON

Esther M. Kepplinger, Director, Patent Operations, Wilson Sonsini, Goodrich & Rosati, Washington, DC

Nicholas P. Godici, Executive Advisor, Birch, Stewart, Kolasch & Birch, LLP, Falls Church, VA

II. Corporate Counsel Issues / Practical Tips of Value to Corporate Counsel

Part 1: Unlocking IP Value: What Every Corporate Patent Practitioner Should Know

This session will be available via ABA-CLE Teleconference.

A panel discussion on maximizing the value of your IP assets by deciding whether to license, assert, participate in a standards organization, donate, sell at an auction, or open source your company's IP and the pros and cons of such a strategy.

Moderator

Susan McHale McGahan, AT&T Corporation, Bedminster, NJ

Speakers

Abha Divine, President & CEO, AT&T Knowledge Ventures, Austin, TX

Michael Lasinski, Managing Director, Ocean Tomo, LLC, Chicago, IL

Dominick A. Conde, Fitzpatrick, Cella, Harper & Scinto, New York, NY

III. Ethics Issues - Part 1: Of Fraud and Privilege

Leading intellectual property attorneys will explore the thorny ethical issues raised by the *Medinol* case addressing fraud on the USPTO in the trademark context, Patent Office ethics rules, and the privilege waiver problem featured in *Echostar* and grapple with the practical implications of each.

Moderator

Rochelle D. Alpert, Morgan Lewis, LLP, San Francisco, CA

Speakers

Jeffrey A. Lindeman, Ph.D., Nixon Peabody, LLP, Washington, DC

Melanie Rother, Fulbright & Jaworski, Houston, TX

3:15 – 3:30 p.m.

Break

3:30 – 5:00 p.m. Three Concurrent Sessions

I. What You Really Need to Know About Patent Interferences

The problem: most patent owners rarely encounter patent interferences, and most aren't aware of the issues involved. The result: most don't position themselves to either take advantage of the opportunity or to avoid some common pitfalls.

Moderator

Herb Hart, McAndrews, Held & Malloy, Ltd., Chicago, IL

Speakers

An interference: What, when and how much does it cost?

Herb Hart

What's the big fuss about § 135(b)?

Bruce H. Stoner, Jr., of Counsel, Greenblum & Bernstein, P.L.C., Reston, VA (invited)

What's the future?

Donna M. Meuth, WilmerHale, Boston, MA

A Conversation on the 25th Anniversary of the CAFC

2007 marks the 25th Anniversary of the establishment of the U.S. Court of Appeals for the Federal Circuit. The ABA Section of Intellectual Property Law marks this anniversary at the 22nd Annual Intellectual Property Law Conference with a special session: "The Federal Circuit at 25" featuring Hon. Paul R. Michel, Chief Judge of the U.S. Court of Appeals for the Federal Circuit as well as other prominent panelists.



Photo Credit: MWAA

Program Committee

James R. Sims III, Washington, DC (Co-Chair)

Richard De Bodo, Los Angeles, CA (Co-Chair)

Yoncha L. Kundupoglu, Los Angeles, CA

Katherine Spelman, Berkeley, CA

Amy J. Benjamin, New York, NY

Section of Science & Technology Law

Jorge Contreras, Washington, DC

Law Practice Management Section

Dan Pinnington, Toronto, ON



II. Corporate Counsel Issues / Practical Tips of Value to Corporate Counsel

Part 2: Protecting IP in an Open Society

IP is currently being used in society with and without the permission of the owner. How does this impact a corporation in a society that allows many choices including informed decisions by consumers and the use of IP for the purported benefit of society as a whole? For instance what is the impact of “user-generated content sites”? There are some who argue for the more open use of IP, such as software and trademarks, in the name of “public good” even if the owner objects. What are the legal principles and public policies involved in balancing these competing interests? What does it all mean for corporations and what do you need to know to better protect IP in an open society?

Moderator

Donna P. Suchy, Patent Attorney, Eastman Kodak Company, Rochester, NY

Speakers

David C. Stimson, Chief Trademark Counsel, Eastman Kodak Company, Rochester, NY

Anne Murphy Kelley, General Manager, IP & L Group, Microsoft Corporation, Redmond, WA

Lauren S. Fisher, Assistant General Counsel - Intellectual Property, AOL LLC, Dulles, VA

III. Ethics Issues - Part 2

A leading ethics expert will address practical ethical issues faced by trademark, copyright and patent lawyers in their practices and outline ways to avoid traps for the unwary.

Facilitator

John Steele, Fish & Richardson, P.C., Redwood City, CA

5:00 – 6:30 p.m.

Cocktail Reception

Hosted by the Committee on Women and Minorities in the Profession.

Saturday, April 14

8:00 – 11:00 a.m.

Registration and Check-in

8:30 – 11:45 a.m.

Out of the Frying Pan... Into the Fire– Sizzling IP Hot Topics

A series of debates on hot trademark, copyright and patent issues sparking current discussion in the IP world today. Presenters will turn up the heat on recent cases, issues recently decided and hot issues still in the fire.

Trademark and Copyright Hot Topics

Moderator

Donna Gies, Thomson West, Eagan, MN

Speakers

Jeffrey P. Cunard, Debevoise & Plimpton LLP, Washington, DC

Carla C. Calcagno, Holland & Knight, LLP, Washington, DC

Mary E. Innis, Loeb & Loeb, Chicago, IL

Hon. James R. Spencer, U.S. District Court for the Eastern District of Virginia, Alexandria, VA

Patent Hot Topics

Moderator

Raymond A. Kurz, Hogan & Hartson LLP, Washington, DC

Speakers

Joel M. Freed, McDermott Will & Emery LLP, Washington, DC

Nancy J. Linck, Judge, Board of Patent Appeals and Interferences, U.S. Patent & Trademark Office, Alexandria, VA

Hon. James R. Spencer, U.S. District Court for the Eastern District of Virginia, Alexandria, VA

11:45 a.m. – 1:00 p.m.

Conference Networking Buffet Luncheon

Enjoy this opportunity to network with fellow professionals in the IP law field over a buffet luncheon, and discuss the hot topics in IP law in an informal setting.

Special One-Day Program Practical Tips on Intellectual Property Law

A separate one-day program, Practical Tips on Intellectual Property Law, will be held at the Crystal Gateway Marriott Hotel on Wednesday, April 11, 2007, on the day before the 22nd Annual Intellectual Property Law Conference.

This program provides a background on patent and trademark law for new practitioners in IP law practice in light of current developments in the field.

A special guest luncheon speaker, Jan Horbaly, Clerk and Circuit Executive of the Court of Appeals for the Federal Circuit, will speak on Federal Circuit practice.

For information and a registration form for this Practical Tips program, visit our web site at www.abanet.org/intelprop, or e-mail us at iplaw@abanet.org. Six hours of CLE accreditation has been requested for this program.

REGISTRATION AND MEETING INFORMATION

Tuition includes admission to the program, beverage breaks, receptions, and one set of program materials on CD-ROM.

Early Registration

Register online at www.abanet.org/intelprop/spring2007, or complete the form in the brochure and mail to: 22nd Annual Intellectual Property Law Conference, Section of Intellectual Property Law, American Bar Association, 321 N. Clark St., Chicago, IL 60610. If paying by credit card, you may also fax your form to 312-988-6800. Attendees are strongly encouraged to use the online registration service.

The deadline for receipt of early registration, at the early registration rate is Wednesday, March 28, 2007. Registration will only be accepted when accompanied by a credit card number (Visa, MasterCard or American Express only). Checks, money orders, or government purchase orders or training forms may also be used when submitting a printed copy of the registration form via mail. No registration can be held without payment.

Onsite Registration

Registration and check-in will be available onsite from 5:00-7:00 p.m. Wednesday, April 11. All registrants are invited to check-in early and avoid the Thursday morning rush.

Onsite registration will also be available beginning at 7:30 a.m. Thursday, April 12. A busy morning registration rush is anticipated on Thursday morning, April 12, so check-in on Wednesday, April 11 is encouraged.

Onsite registrations will be accepted only when accompanied by a credit card (Visa, MasterCard or American Express only), check, money order, or government purchase order or training form. Late registration fees will be in effect for onsite registrations.

Registration Confirmation

Confirmation of registration will be sent via e-mail in advance of the program for all registrations received prior to March 28. If using the printed registration form, indicate on the registration form if you would prefer to receive confirmation via fax or U.S. mail.

Cancellation Policy

Registrants who are unable to attend the conference will receive a refund less a \$100 administrative fee if a written cancellation is received by March 28, 2007. Cancellation requests should be faxed to 312-988-6800. (The administrative fee for cancellation is \$50 for Corporate Counsel, Law Student, and Government and Public Sector fee categories.) No refunds will be granted after March 28, 2007. Vouchers for future programs will not be provided. Proxy substitutions are acceptable. The ABA reserves the right to cancel any program and assumes no responsibility for personal expenses.

CLE Credit

CLE accreditation will be requested for this Conference from every state with mandatory continuing education requirements for lawyers. Please be aware that each state has its own rules and regulations, including its definition of "CLE." Check with your state agency for confirmation of this program's approval. Attendees requesting credit for the program must sign the attendance roster onsite at the program. New York attorneys must sign in and sign out each time they enter or leave the program room, and complete the special New York certificate of attendance at the end of the program and have it signed by ABA authorized personnel.

You may contact the ABA Service Center toll free at 800-285-2221 or the program coordinator at 312-988-6268 within two weeks of the start of the program for confirmation of the number of CLE credit hours requested by the ABA or credit approved by any particular state.

Teleconference CLE Credit Available

For those unable to attend the 22nd Annual Intellectual Property Law Conference in person, selected sessions will be made available via live teleconference.

See the program schedule for the day, time and topic information. Registrants for teleconference sessions will be eligible for CLE credit in those states that allow for teleconference credit. Instructions on downloading course materials and dialing in to the program will be provided in a confirmation letter upon registration.

Course Materials available on CD-ROM

Course materials are produced in CD-ROM format and made available for pickup at the conference. A limited number of printed course material sets will be available for an additional fee to those who request this in advance on the registration form. Materials will also be posted on the Section web site, available for viewing by conference registrants in advance of the conference.

Location and Lodging

The 22nd Annual Intellectual Property Law Conference will be held at the Crystal Gateway Marriott Hotel, 1700 Jefferson Davis Highway, Arlington, Virginia. The ABA group rate is \$190.00 single/double occupancy. All rooms are subject to a 10.25% Virginia State Sales Tax. Make your reservation online at www.marriott.com/wasgw, using the group code "abaabaa" where indicated to receive the group rate. Or, call the Crystal Gateway Marriott Hotel directly at 800-228-9290 or 703-920-3230. Be sure to mention the ABA 2007 Annual Intellectual Property Law Conference to receive the special group rate.

Note: The cutoff date for the room block is Monday, March 19, 2007. But do not wait until the March 19 cutoff date, as the room block and the hotel fill up quickly. After this date, reservations can be made on a space available basis only. The ABA will not be able to secure a room for you.

Please note the Crystal Gateway Marriott Hotel, as are all Marriott properties, is a completely non-smoking facility. For our guests who choose to smoke, there are a number of nearby alternative hotels. You may find these through the ABA Online Travel site (see Transportation).

Transportation

You are encouraged to make your airline reservations on the ABA Online Travel site where you automatically receive ABA airfare discounts from a variety of carriers.

ABA Online Travel can be accessed from the ABA home page, www.abanet.org. Click on the Lawyer Resources link in the left column, then locate ABA Online Travel in the Member Services box in the right column. Reservations can also be made through Travelocity Business or directly with the airline. The 24/7 toll-free number for Travelocity Business is 1-866-321-8403.

Special Tuition Assistance

A limited number of registration fee reductions are available for government employees, academics, law students, and public interest lawyers employed with nonprofit organizations. No full tuition waivers are available. The fee-reductions will be determined on a one-time only, case-by-case, first-come first-serve basis. To apply, send a letter outlining the basis for your request of a fee-reduction to Betsi Roach, Section Director, ABA Section of Intellectual Property Law, 321 N. Clark St., Chicago, IL 60610. Deadline for receipt: March 16, 2007. No cases will be considered after the deadline, and all standard registration fee rates will apply after March 16, 2007.

22nd Annual Intellectual Property Law Conference

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Sponsorship Opportunities

Sponsorship opportunities are still available for the 22nd Annual Intellectual Property Law Conference. Please visit the web site at www.abanet.org/intelprop/spring2007 for a list of opportunities available.

CONFERENCE REGISTRATION FORM

Advance Registration Deadline: March 28, 2007

To register directly via the Internet, please visit:
www.abanet.org.intelprop/spring2007

- Yes**, please register me for the 22nd Annual Intellectual Property Law Conference
- No**, I cannot attend this conference. Please send me the course materials on CD-ROM available after the conference at the price of \$75, which includes postage and handling. Payment must accompany this form (please allow 4-6 weeks from date of conference for receipt of course materials).

Registrant Information

Name _____

Organization _____

Address _____

City _____ State _____ Zip _____

Daytime Phone Number _____ Fax Number _____

E-Mail _____

ABA ID Number _____

States registered to practice in: _____ State Bar ID number: _____

Registration Fees (check one)

Register before March 28 to receive the special discount early registration rate.

Before 3/28 After 3/28

ABA-IPL Section Member

\$545 \$595

ABA Section of Science & Technology Law Member

\$545 \$595

ABA Law Practice Management Section Member

\$545 \$595

ABA, but not IPL or co-sponsoring Section Member

\$620 \$670

(registration includes a one-year ABA-IPL Section membership)

General Attendees (not ABA Member)

\$695 \$745

Government, Public Interest, Academic

\$195 \$245

Corporate Counsel

\$195 \$245

Law Student

\$195 \$245

Luncheons (ticket required)

Thursday, April 12 – with guest speaker
 \$45

Friday, April 13 – with guest speaker Richard Cotton
 \$45

Saturday, April 14 – buffet luncheon
 \$45

ABA-CLE Teleconference Registration

Trademarks and Targeted On-line Advertising

Thursday, April 12 | 3:30 – 5:00 p.m. (Eastern Time)

ABA-IPL or co-sponsoring Section member

\$85

ABA but not IPL or co-sponsoring Section member

\$125

General attendance (not an ABA member)

\$150

Secondary registrant at same site

\$60

Name of additional registrant:

The Federal Circuit at 25

Friday, April 13 | 10:15 – 11:45 a.m. (Eastern Time)

ABA-IPL or co-sponsoring Section member

\$85

ABA but not IPL or co-sponsoring Section member

\$125

General attendance (not an ABA member)

\$150

Secondary registrant at same site

\$60

Name of additional registrant:

Corporate Counsel Issues – Unlocking IP Value: What Every Corporate Patent Practitioner Should Know

Friday, April 13 | 1:45 – 3:15 p.m. (Eastern Time)

ABA-IPL or co-sponsoring Section member

\$85

ABA but not IPL or co-sponsoring Section member

\$125

General attendance (not an ABA member)

\$150

Secondary registrant at same site

\$60

Name of additional registrant:

Printed Course Materials Order

Please reserve for me a printed set of course materials

\$75

(In addition to the CD-ROM which is included in the registration fee). Orders for printed materials must be received before March 28. Course materials will be available onsite upon check-in at the registration desk.

Special Arrangements



If any special arrangements are required for a disabled individual to attend this program, or any special dietary menus are required for the luncheons, please note them below:

Payment

\$ _____ Total of all fees

Credit Card

Visa MasterCard American Express

Card number

Expiration date

Signature

Print name as it appears on card

Check enclosed.

Payable to "American Bar Association"

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(Government employees only.)

Confirmation

Thank you for your registration. A confirmation will be sent to you via e-mail. If you prefer your confirmation by fax or U.S. Mail, please indicate below:

Fax

Mail

Return Registration To:

**22nd Annual Intellectual Property Law Conference
Section of Intellectual Property Law**

American Bar Association

321 N. Clark Street

Chicago, IL 60610

Fax: 312-988-6800

Questions?

Please e-mail iplaw@abanet.org

Or call 312-988-6268

2007 ABA Annual Meeting with Special ABA-IPL Section Events



THE ABA SECTION OF
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August 7-14, 2007

Location

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Section Headquarters

Hotel Nikko San Francisco

For Complete Information

www.abanet.org/intelprop