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# MEETING 2010

#### **KEYNOTE SPEAKERS:**

HON. RANDALL R. RADER Chief Judge, U.S. Court of Appeals for the Federal Circuit

**KEVIN KENNEDY** President and CEO, Avaya, Inc. Monday Reception & Dinner at Georgia Aquarium

10–14 CLE Credits

## SEPTEMBER 12–14 ATLANTA, GEORGIA, USA

For details visit www.ipo.org/AM2010

### MESSAGE FROM THE PRESIDENT





Douglas K. Norman Eli Lilly and Co.

Dear IPO Members and Colleagues:

It is my pleasure to invite you to the 2010 IPO Annual Meeting at the Hyatt Regency Hotel in Atlanta, GA. The program committee, chaired by Bernard J. Graves of Eastman Chemical Co., has created an excellent program.

The Atlanta IPO Annual Meeting offers a mix of educational programs, committee meetings, networking opportunities, exhibits, and guest activities. Renew acquaintances and make new friends by attending the Monday Reception & Dinner at Georgia Aquarium. Enjoy cocktails and hors d'oeuvres while strolling through the world's largest aquarium, which features more animals than any other aquarium in more than eight million gallons of water. Dinner will take place in the Oceans Ballroom, with views of the beluga whales, manta rays, whale sharks and more.

We are pleased to have the Honorable Randall R. Rader, Chief Judge, U.S. Court of Appeals for the Federal Circuit, as Monday's luncheon speaker. Tuesday's luncheon speaker will be Kevin Kennedy, President and CEO, Avaya, Inc. Parallel sessions on patent and trademark topics are offered throughout the meeting, including an ethics presentation for both patent and trademark attorneys. Program details begin on page 3.

In addition to the events IPO is offering, you and your family can enjoy Atlanta's many restaurants, shopping, museums, historical sites and attractions. Registered guests will be able to accompany you to the continental breakfasts as well as the Sunday Welcome Reception and Monday Dinner, and take advantage of a free shuttle to Stone Mountain Park or the Virginia Highlands neighborhood. More information is on page 9.

I hope you will join us for what promises to be an outstanding program!

Cordially, Dauglas K. Morrian

Douglas K. Norman IPO President

ADVOCATING EFFECTIVE RIGHTS

## 2010 IPO ANNUAL MEETING SEPTEMBER 12-14 | ATLANTA | GEORGIA, USA

## SPECIAL EVENT

Reception & Dinner at Georgia Aquarium Join us during a private event

at this stunning location. See details on page 8.

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**REGISTER AT www.ipo.org/AM2010** or see registration form on page 17

### About the Hyatt Regency Atlanta



With its innovative design and shimmering blue dome that stands out from the downtown skyline, Hyatt Regency Atlanta is a luxurious architectural landmark located on Atlanta's famous Peachtree Street. As the first contemporary atrium hotel in the world, the Hyatt revolutionized hotel design with its magnificent 22-story lobby.

Hyatt Regency is conveniently accessible to Atlanta's business community and the city's premier attractions.

## ATLANTA 2010

	SUNDAY SEPTEMBER <b>12</b>	MONDAY SEPTEMBER	MONDAY SEPTEMBER 13		TUESDAY SEPTEMBER 14		
Registration Desk	Noon-8:00pm	7:00am	7:00am-6:00pm		7:00am-6:00pm		
IP EXPO Hall	_	7:00am	7:00am-4:30pm		7:00am-4:30pm		
7:00 AM							
:30 —		CONTINENTAL BR	EAKFAST, IP EXPO, & PRINT CENTERS	CONTINENTAL BREAKFAST, IP EXPO, INTERNET CAFÉ & PRINT CENTERS			
8:00 —							
:30 —		Recent Decisions	Recent Updates	Alternatives	Stopping Counterfeit-	IDOFF	
9:00 —		Affecting Patent Law	in Trademark & Copyright Law	to Patent Litigation	ing Around the World	IPOEF Board	
:30 —				(8:		Meeting (8:00AM	
10:00		INTERNET CAFÉ	AK, IP EXPO, & PRINT CENTERS	COFFEE BREAK, IP EXPO, INTERNET CAFÉ & PRINT CTRS.		11:00ал	
:30 —			-			-	
11:00		False Marking of Patent Numbers	Growing Pains of Going Green	Establishing Objective V		Right of Publicity	
:30 —			or comy creen	of IP		•••••	
12:00 NN							
:30 —	-		LUNCHEON Address by Hon. Randall R. Rader		LUNCHEON		
1:00	-	Hon. Rand			Address by <b>Kevin Kennedy</b>		
:30 —	IPO						
2:00 —	Board of Directors Meeting		IPO Committee CLE Presentations (Select One of Six)		Practical Tips for Policing IP Portfolios Around the World		
:30 —	(Members and Alternates)	CLE Pres					
3:00 —	-						
:30 —	-		AK, IP EXPO, & PRINT CENTERS	COFFEE BREAK, IP EXPO, INTERNET CAFÉ & PRINT CENTERS			
4:00 —							
:30 —		Patent	ICANN gTLDs	ETHICS SESSION		N	
5:00 —		Prosecution	ICAININ GILDS	L		N	
:30 —	IPO Committee Business Meetings			Мее	eting Adjournr	nent	
6:00 —							
:30 —	-				<ul> <li>Breaks, Meals and Social Events</li> <li>CLE &amp; Business Meetings</li> <li>Concurrent Sessions:</li> <li>Patent</li> </ul>		
7:00 —	Welcome Reception						
:30 —			Reception & Dinner at Georgia Aquarium				
8:00 ——							
:30 —	IPO	Georgia					
9:00	Board of Directors & Special Guests Dinner			<b>T</b>	rademark		
	(By Invitation)				4		



### SUNDAY, SEPTEMBER 12

12:00PM - 8:00PM	EARLY REGISTRATION			
12:00PM - 4:00PM	IPO BOARD OF DIRECTORS MEE	TING (Board Members and Alternate	es)	
5:00pm - 6:00pm	. COMMITTEE BUSINESS MEETINGS (Concurrent)			
	<ul> <li>Asian Practice</li> <li>Corporate IP Management</li> <li>Counterfeiting and Piracy</li> <li>Design Rights</li> <li>Discovery</li> </ul>	<ul> <li>Green Technology Innovation</li> <li>International Trade Commission</li> <li>Litigation</li> <li>Patent Law &amp; Practice (Int'I)</li> <li>Patent Office Practice (US)</li> </ul>	<ul> <li>Pharmaceutical Issues</li> <li>Software &amp; Business Methods</li> <li>Standards Setting</li> <li>Trade Secrets</li> <li>Trademark Law (US)</li> </ul>	
6:00pm - 8:00pm	WELCOME RECEPTION Sponsored by Kenyon & Kenyon L	LP		

8:00PM - 10:00PM. .... IPO BOARD OF DIRECTORS & SPECIAL GUESTS DINNER (By Invitation Only)

### MONDAY, SEPTEMBER 13

- 7:00AM 8:00AM . . . . . . REGISTRATION CONTINENTAL BREAKFAST IP EXPO INTERNET CAFÉ PRINT CENTERS Breakfast Sponsored by Leydig, Voit & Mayer, Ltd. | Print Centers Sponsored by Baker & McKenzie, LLP
- 8:00AM 9:30AM . . . . . OPENING SESSIONS (Concurrent)

#### patent

WELCOME REMARKS Douglas K. Norman, Eli Lily and Co., Indianapolis, IN

#### RECENT DECISIONS AFFECTING PATENT LAW

Overview of significant recent decisions affecting patent law and practice. The Supreme Court and the Federal Circuit have been actively reforming the rules of play. From defining patentable subject matter in *Bilski*, clarifying the law under §112 in *Ariad*, to narrowing the scope of damages, the Courts, for better or worse, have addressed many concerns of Congress and the IP community.

Moderator: **Paul H. Berghoff**, McDonnell Boehnen Hulbert & Berghoff LLP, Chicago, IL

Meg Boulware, Baker & McKenzie, LLP, Houston, TX J. Michael Jakes, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC Gale "Pete" R. Peterson, Cox Smith Matthews Incorporated, San Antonio, TX

#### TRADEMARK

WELCOME REMARKS Herbert C. Wamsley, Intellectual Property Owners Association, Washington, DC

## RECENT UPDATES IN TRADEMARK & COPYRIGHT LAW

Learn the latest developments in trademark, copyright, and related areas of law, as well as practical advice for responding to them, from leading commentators.

Moderator: **Theodore H. Davis, Jr.,** *Kilpatrick Stockton LLP, Atlanta, GA* 

James H. Johnson, Sutherland Asbill & Brennan LLP, Atlanta, GA

Kate Spelman, Cobalt LLP, Berkley, CA Speaker, U.S. Patent and Trademark Office, Alexandria, VA (invited)

### Deadlines

JULY 31, 2010 EARLY REGISTRATION DISCOUNT

AUGUST 11, 2010 HOTEL RESERVATIONS

AUGUST 27, 2010 REGISTRATION CANCELLATION

## ATLANTA 2010

#### MONDAY, SEPTEMBER 13 > continued

9:30AM – 10:15AM . . . . . COFFEE BREAK IP EXPO INTERNET CAFÉ PRINT CENTERS Coffee Break Sponsored by Leydig, Voit & Mayer, Ltd. Print Centers Sponsored by Baker & McKenzie, LLP

10:15AM - 11:45AM . . . . BREAKOUT SESSIONS (Concurrent)

#### PATENT

#### FALSE MARKING OF PATENT NUMBERS: LITIGATION SPIKE OR CONTINUING ISSUE?

Discussion on the explosion of *qui tam* suits for false patent marking resulting in more than 100 pending suits. Issues include amount of potential liability (Forest Group, Inc. v. Bon Tool, Inc.), requirement for intent to deceive the public (Pequignot v. Solo Cup Co.), standing to bring suit (Stauffer v. Brooks Brothers), pending legislation to abolish *qui tam* suits, and strategies for avoiding liability.

Moderator: **Prof. Elizabeth Winston**, Catholic University, Washington, DC

**John Fargo,** Department of Justice, Washington, DC (invited)

Joe Matal, Senate Judiciary Committee, Washington, DC Jason White, Howrey LLP, Chicago, IL

#### TRADEMARK

#### GROWING PAINS OF GOING GREEN: TRIALS AND TRIBULATIONS OF "GREEN" MARKS AND MARKETING

As companies increasingly position themselves as environmentally aware, government agencies are faced with a surge of "green" trademarks and advertisements touting the climate-friendly benefits of their products and services. This panel will discuss marketing efforts and trademark applications that attempt to ride this "green" wave-those that stay within the boundaries and those that go too far.

Jeffrey Greenbaum, Frankfurt Kurnit Klien & Selz P.C., New York, NY

Laura Koss, Federal Trade Commission, Washington, DC (invited) Kathryn Barrett Park, General Electric Co., Fairfield, CT Speaker, Natl. Advertising Division Council of Better Business Bureaus, Arlington, VA (invited)

Optional event; separate registration required

(see page 17 for details)

#### 12:00NN – 1:30PM .... LUNCHEON Sponsored by StoneTurn Group

### Address by: Hon. Randall R. Rader



Chief Judge, U.S. Court of Appeals for the Federal Circuit, Washington, DC

Randall R. Rader was appointed to the U.S. Court of Appeals for the Federal Circuit by President George H. W. Bush in 1990 and assumed the duties of Chief Judge on June 1, 2010. He was appointed to the U.S. Claims Court (now the U.S. Court of Federal Claims) by President Ronald W. Reagan in 1988. Chief Judge Rader has taught courses on patent law and other advanced intellectual property courses at George Washington University Law School, University of Virginia School of Law, Georgetown University Law Center, Munich Intellectual Property Law Center, and university programs in Tokyo, Taipei, New Delhi, and Beijing. He has also co-authored several texts on patent law. He has won acclaim for leading dozens of government and educational delegations to other countries, teaching rule of law and intellectual property law principles. Before appointment to the bench, he served as Minority and Majority Chief Counsel to Subcommittees of the U.S. Senate Committee on the Judiciary.

#### 1:45PM - 3:15PM..... COMMITTEE BREAKOUT SESSIONS (Concurrent)

#### Asian Practice Committee

The Sum of All Fears: Compulsory Licensing as an Emerging Global IP Issue. Recent developments, issues, cases, and legislation associated with compulsory licensing will be addressed from various geographical perspectives including the U.S., Europe, Taiwan and China.

## Discovery and Litigation Committees Best Practices in Multi-Defendant Litigation.

Litigation strategy and discovery issues arising in multi-defendant settings where joint defense teams have to work together efficiently and effectively.

Continued >

### MONDAY, SEPTEMBER 13 > continued

#### 1:45PM - 3:15PM..... COMMITTEE BREAKOUT SESSIONS (Concurrent) > continued

#### European Practice Committee

**Recent Trends in European Practice.** Recent developments with respect to European centralization of litigation, the increased tension with European Competition Law, the rule changes and case law of the EPO and the OHIM, and insight into the idiosyncrasies of EU litigation.

■ Pharmaceutical Issues Committee A New Patent Dance: The Biologics Price Competition and Innovation Act. Overview of the recently enacted Biologics Price Competition and Innovation Act, which provides a new regulatory pathway for FDA approval of biosimilars. Various requirements, exclusivities and incentives for reference product sponsors and biosimilar applicants, mechanisms for instituting patent litigation, comparisons between this new legislation and the existing Hatch-Waxman scheme, status of implementation by the FDA, and issues that are likely to arise under the new law.

#### Trademark Law (US) Committee

**Use and Abuse of Trademarks on the Internet.** Hot trademark topics arising from online use, including such evolving issues as protecting and enforcing marks on social networking sites, contributory infringement on online auction sites, trademark issues in online gaming, the use of keywords in search engines, counterfeits in real and "virtual" online settings, and domain name issues.

#### Trade Secrets Committee

Creating a Culture of Privacy: Merging Privacy Compliance and Protection of IP. Key regulatory and legal developments at the intersection of privacy and protection of trade secrets and intellectual property, and the cost-efficiencies of merging privacy compliance with an overall data governance program.

3:15PM - 4:00PM	COFFEE BREAK I IP EXPO I INTERNET CAFÉ PRINT CENTERS
	Coffee Break Sponsored by Leydig, Voit & Mayer, Ltd.
	Print Centers Sponsored by Baker & McKenzie, LLP

4:00pm - 5:30pm .... BREAKOU

#### BREAKOUT SESSIONS (Concurrent)

#### patent

#### PATENT PROSECUTION

An update on recent USPTO changes and current plans, including new obviousness guidelines, Board of Patent Appeals and Interferences rules and practice, multi-track patent prosecution, patent prosecution highway, and 112 practice in view of the U.S. Supreme Court decision in *Bilski*.

Moderator: William F. Smith, Woodcock Washburn, LLP, North Augusta, SC

Andrew Faile, U.S. Patent and Trademark Office, Alexandria, VA Manny Schecter, IBM Corp., Armonk, NY (invited) Cheryl J. Tubach, J.M. Huber Corporation,

Atlanta, GA

#### TRADEMARK

## ICANN gTLDs: IMMINENT REALITY AND IMPLICATIONS FOR IP OWNERS

The range of generic Top-Level Domains (gTLD) is about to open up dramatically to encompass whatever a qualified applicant can successfully pursue through ICANN's evaluation process. With the release of the 4th Draft Applicant Guidebook, the launch of the program is imminent, despite concerns raised by IP owners.

Moderator: **Paula Guibault,** The Coca-Cola Co., Atlanta, GA

Kathleen McCarthy, King & Spalding, New York, NY Rick McMurtry, Turner Broadcasting System, Inc. Atlanta, GA Kristina Rosette, Covington & Burling LLP, Washington, DC

#### 7:00PM - 9:30PM ..... RECEPTION & DINNER AT GEORGIA AQUARIUM

Reception & Dinner Cosponsored by Brinks Hofer Gilson & Lione; and Finnegan, Henderson, Farabow, Garrett & Dunner, LLP. Transportation Sponsored by Kilpatrick Stockton LLP

Enjoy cocktails and hors d'oeuvres while strolling through the world's largest aquarium. Dine in the Oceans Ballroom, with views of the beluga whales, manta rays, whale sharks and more.



## ATLANTA 2010

### TUESDAY, SEPTEMBER 14

7:00am - 8:00am	. REGISTRATION 🔳 CONTINENTAL BREAKFAST 🔳 IP EXPO 🔳 INTERNET CAFÉ 🔳 PRINT CENTERS
	Continental Breakfast Sponsored by Sughrue Mion, PLLC
	Print Centers Sponsored by Baker & McKenzie, LLP

- 8:00AM 11:00AM . . . . IPO EDUCATION FOUNDATION BOARD OF DIRECTORS MEETING (Board Members and Alternates)
- 8:00AM 9:30AM . . . . . BREAKOUT SESSIONS (Concurrent)

#### patent

#### ALTERNATIVES TO DISTRICT COURT LITIGATION

Other options are available for both the patent owner and the accused infringer. Filings of §337 actions in the ITC are up substantially. What are the benefits and how can the proceedings be best utilized? Is Reexam a better option today for the accused infringer? What are reasons to proceed with an *ex parte* or *inter partes* filing?

Moderator: **Pamela R. Crocker**, Eastman Kodak Co., Rochester, NY

Kenneth R. Adamo, Jones Day, Cleveland, OH Ruffin B. Cordell, Fish & Richardson PC, Washington, DC Steven I. Weisburd, Dickstein Shapiro LLP, New York, NY

#### TRADEMARK

## STOPPING COUNTERFEITING AROUND THE WORLD: A "HOW TO" SESSION

Companies usually have no problem identifying counterfeit goods but once the counterfeits have been identified what should you do? Learn about civil and criminal options available for pursuing counterfeiters, including insights into how to get the government interested in your case and how other companies are effectively handling counterfeiters.

Moderator: Leigh Ann Lindquist, Sughrue Mion, PLLC, Washington, DC

Brian Brokate, Gibney Anthony & Flaherty, New York, NY Paul Kunze, U.S. Immigration and Customs Enforcement, Minneapolis, MN (invited) Brian Pearce, U.S. Attorney's Office, Northern District of Georgia, Atlanta, GA

9:30AM – 10:15AM . . . . . COFFEE BREAK IP EXPO INTERNET CAFE PRINT CENTERS Coffee Break Sponsored by Sughrue Mion, PLLC Print Centers Sponsored by Baker & McKenzie, LLP

10:15AM - 11:45AM . . . . BREAKOUT SESSIONS (Concurrent)

#### PATENT

#### ESTABLISHING AN OBJECTIVE VALUE OF IP

A review of the means and methods used by companies to value their IP for the purposes of conducting business. This session will attempt to place specific emphasis on methods used by consultants and IP intermediaries to establish an objective value for patents and/or portfolios that is most likely to match the actual market value for those IP assets.

John Cronin, ipCapital Group, Inc., Williston, VT James E. Malackowski, Ocean Tomo, Chicago, IL Jonathan D. Putnam, Charles River Associates, Boston, MA

**Chelton D. Tanger,** PriceWaterhouseCoopers, Atlanta, GA

#### TRADEMARK

#### RIGHT OF PUBLICITY: WHAT'S THE RIGHT BALANCE OF RIGHTS?

From sports players to celebrities, everyone is seeking to control the commercial use of their identity. But what is "commercial"? What is "identity"? How long does this right last? A failure to understand these boundaries can be an expensive mistake; this panel will provide an overview of where the court decisions and statutory amendments are headed.

**Ronald S. Katz,** Manatt, Phelps & Phillips, LLP, Palo Alto, CA

Elizabeth McNamara, Davis Wright Tremaine, LLP, New York, NY

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

Optional event;

separate registration

required (see p. 17).

### TUESDAY, SEPTEMBER 14 > continued

#### 12:00NN - 1:30PM .... LUNCHEON

Cosponsored by Buchanan Ingersoll & Rooney PC and DLA Piper LLP

Address by: Kevin Kennedy, President & CEO, Avaya, Inc.

Kevin Kennedy is the President and Chief Executive Officer of Avaya. Avaya is a leading global provider of business communications applications, systems and services. Prior to joining the company in January 2009, Mr. Kennedy served as President and CEO of JDS Uniphase Corporation. Before joining JDSU, Mr. Kennedy served as Chief Operating Officer of Openwave Systems, Inc. Prior to joining Openwave Systems, he spent close to eight years at Cisco Systems, Inc., most recently as Senior Vice President of the Service Provider Line of Business and Software Technologies Division. Earlier in his career, he spent 17 years with AT&T Bell Laboratories. Mr. Kennedy holds a B.S. in engineering from Lehigh University in Pennsylvania, and M.S. and Ph.D. degrees in engineering from Rutgers University.

#### 1:45PM – 3:15PM.... BREAKOUT SESSIONS (Concurrent)

#### PATENT

#### PRACTICAL TIPS FOR POLICING IP PORTFOLIOS AROUND THE WORLD

Many IP owners spend millions of dollars to protect their inventions and are strategic and sophisticated in their approach; but what strategies, processes and funding do they have for offensively searching for infringing companies? Some of the US leaders in proactive policing and enforcing of their IP portfolios share their secrets of success.

Introduction: **Richard Plansky**, Kroll Associate Inc., New York, NY

Panel:

Edward Blocker, Koninklijke Philips Electronics N.V., Briarcliff Manor, NY (invited) Scott M. Frank, AT&T, Atlanta, GA Steven W. Miller, Procter & Gamble Co., Cincinnati, OH

#### TRADEMARK

#### **INTERNET SURVEYS AND DILUTION SURVEYS**

With the explosion in internet marketing and social media has come the challenge of how to measure likelihood of confusion when the usual "mall intercept" survey just doesn't capture the experience of the ordinary consumer. In addition, trademark practitioners and survey experts alike continue to wrestle with whether and how a survey might be used to evaluate the extent of trademark dilution.

Moderator: Hildy Bowbeer, 3M Innovative Properties Co., St. Paul, MN

**Bruce R. Ewing**, Dorsey & Whitney, LLP, New York, NY

Gerald L. Ford, Ford Bubala & Associates, Huntington Beach, CA Manny D. Pokotilow, Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd., Philadelphia, PA

3:15рм – 4:00рм	COFFEE BREAK I IP EXPO I INTERNET CAFÉ PRINT CENTERS
	Coffee Break Sponsored by Sughrue Mion, PLLC
	Print Centers Sponsored by Baker & McKenzie, LLP

4:00pm - 5:30pm.... ETHICS SESSION

Top ten causes of malpractice claims in the practice of intellectual property law. In addition, a discussion of lawyer's ethical obligations in the supervision of lawyers and non-lawyers with whom they work, including outsourcing of legal services.

Moderator: Lynn Alstadt, Buchanan Ingersoll & Rooney, PC, Pittsburgh, PA

Prof. David Hricik, Mercer University School of Law, Macon, GA Frank E. Quirk, University of Akron School of Law, Akron, OH (invited)

5:30pm.....ADJOURNMENT

#### **MONDAY, SEPT. 13** 7:00pm – 9:30pm



The exterior of Georgia Aquarium was designed to resemble a giant ship breaking through a wave.

#### Reception & Dinner cosponsored by

Brinks Hofer Gilson & Lione

Finnegan, Henderson, Farabow, Garrett & Dunner, LLP

Transportation to the reception sponsored by **Kilpatrick Stockton LLP** 

## Reception & Dinner at Georgia Aquarium

n November 2005, Georgia Aquarium officially opened its doors to the public. As the world's largest aquarium, Georgia Aquarium features more animals than any other in more than eight million gallons of water. This world-class attraction features more than 100,000 animals from over 500 species. Through a path of more than sixty exhibits, the Aquarium tells a global water story, with features modeled after the greatest zoos and aquariums in the world. Each majestic exhibit is designed to inspire, entertain and educate.

Registered guests will be led by "a wall of fish" into Georgia Aquarium's Atrium, where cocktails and hors d'oeuvres will be served. During the reception, guests can explore the Aquarium's fascinating exhibits.

The **River Scout Gallery** showcases river fauna. Here, you will discover a wide diversity of animals found in the rivers of Africa, South America, Asia and right here in Georgia, USA. The **Tropical Diver** exhibit features sparkling living corals and thousands of colorful reef fishes presented in a faithful recreation of a tropical Pacific coral reef, complete with an overhead crashing wave. **Cold Water Quest** is home to the Aquarium's beloved beluga whales, California sea lions, sea otters, and African black-footed penguins. The **Ocean Voyager** exhibit features the second largest viewing window in the world at 23 ft. tall by 61 ft. wide. It is here that visitors can view the whale sharks, Trixie, Alice, Yushan and Taroko.

After the reception, guests will be led to the Ocean Ballroom for dinner. The room features two private viewing windows of the breathtaking aquatic environments. One window offers views of the whale sharks, manta rays and more. The other viewing window looks into the home of the beluga whales.



Transportation will be provided between Georgia Aquarium and the Hyatt Regency Hotel. Buses will depart promptly at 6:50PM. Please meet at the corner of Baker and Peachtree Streets, located outside the main lobby entrance of the hotel, at 6:40PM. The Aquarium is four blocks away. Guests may choose to walk to the event. For guests arriving on their own, please use the Baker Street Entrance. Please note that buses returning to the hotel from the Aquarium will be departing from the Ballroom exit, located on Ivan Allen Jr. Boulevard.



or see registration form on page

## Guest Pass

#### GUESTS OF ANNUAL MEETING REGISTRANTS MAY PURCHASE A GUEST PASS FOR \$150 PER PERSON.

The pass allows your guest or spouse to accompany you to the Sunday evening reception, continental breakfasts on Monday and Tuesday, the Reception & Dinner at Georgia Aquarium on Monday evening, and access to a free shuttle to **Stone Mountain Park** or **Virginia Highlands** neighborhood on Monday.

**Stone Mountain Park** is a 3,200 acre world where excitement is carved in stone. Stone Mountain was formed approximately 300 million years ago. The giant granite rock rises 1,683 feet above sea level and covers 583 acres of rolling plateau. The largest bas-relief sculpture in the world, the Confederate Memorial Carving, depicts three heroes of the U.S. Civil War —Confederate President Jefferson Davis and Generals Robert E. Lee and Thomas J. "Stonewall" Jackson. The three-acre carved surface is larger than a soccer field! Other park attractions



include Summit Skyride, a cable car that provides a stunning view of the Confederate Memorial Carving as it takes guests to the top of the mountain. Note: Tickets to enter Stone Mountain Park are not included and must be purchased separately either in advance or at the entrance to the park.

**Historic Virginia Highlands** is Atlanta's most popular neighborhood for shopping, dining and nightlife. Developed in the early 1900's, it consists of seven distinct commercial "villages" alternating with short, walkable blocks of charming bungalow homes. Its name derives from the intersection of Virginia and Highland Avenues. Virginia Highlands is acclaimed for its eclectic shopping. Trend-setting apparel, classic to kitschy antiques, folk and pop art, whimsical decorative accessories, natural linens, distinctive art books, gourmet kitchenwares, fine

woodworking and gardening tools, unusual fresh flowers, rare cigars, full-service day spas, fashionable salons, gelatos, contemporary, antique or traditional furniture – all are just a few of the extensive retail offerings.





#### 2010 IPO ANNUAL MEETING PROGRAM COMMITTEE

**Chair** Bernard J. Graves, Jr. Eastman Chemical Co., Kingsport, TN

Officer in Charge Richard F. Phillips, Exxon Mobil Corp., Houston, TX

#### **Committee Members**

**Lynn J. Alstadt** Buchanan Ingersoll & Rooney PC, Pittsburgh, PA

Ronald A. Bleeker Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC

Hildy Bowbeer 3M Innovative Properties Co., St. Paul, MN

**Theodore H. Davis, Jr.** Kilpatrick Stockton LLP, Atlanta, GA

Patryce Y. Denson Accenture, Chicago, IL

Michael L. Fuller, Knobbe Martens Olson & Bear, LLP, San Diego, CA Vice Chair – Patents Carl B. Horton General Electric Co., Fairfield, CT

Vice Chair – Trademarks Paula Guibault The Coca-Cola Co., Atlanta, GA

**Gary M. Hoffman** Dickstein Shapiro LLP, Washington, DC

Leigh Ann Lindquist Sughrue Mion, PLLC, Washington, DC

Kenneth L. Ng Illinois Tool Works Inc., Glenview, IL

Pete G. Pappas Sutherland Asbill & Brennan LLP, Atlanta, GA

Cheryl J. Tubach, J.M. Huber Corporation, Atlanta, GA

Brian H. Way Altera Corp., San Jose, CA

Jayna R. Whitt Apple Inc., Cupertino, CA

## 2010 ANNUAL MEETING **SPONSORS** AS OF JUNE 30, 2010



**REGISTER AT www.ipo.org/AM2010** or see registration form on page 17

## 2010 IP EXPO EXHIBITORS AS OF JUNE 30, 2010



### IPO Committees Cornerstone of the Association



Committees play an integral role in policy development at IPO by researching and providing analysis on current IP issues and producing recommendations for the Board of Directors. To learn more or to join an IPO committee, visit **www.ipo.org/committees**.

### **IPO STANDING IP COMMITTEES**

#### Antitrust & Competition Law Division

#### Antitrust & Competition Law

C: Maria C. Walsh, Exxon Mobil Corp. VC: Robert P. Taylor, Glovsky and Popeo, P.C.

#### Standards Setting

C: Michael Biber, Dolby Laboratories C: Amy A. Marasco, Microsoft Corp. VC: James J. Kulbaski, Oblon, Spivak, McClelland, Maier & Neustadt, LLP

#### **Business Issues Division**

#### Corporate IP Management

C: Frank Landgraff, General Electric Co. VC: David A. Gauntlett, Gauntlett & Associates VC: John K. Williamson, K&L Gates

#### Counterfeiting & Piracy

C: Leslie Skinner, Intel Corp. VC: Laurie C. Self, Covington & Burling LLP

#### IP Licensing

C: Kenneth M. Seddon, Numonyx B.V. C: Aaron Weiss, STMicroelectronics, Inc. VC: Ronald A. Bleeker, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP VC: Gary Dukarich, Christie, Parker & Hale, LLP

#### Open Source

C: Theodore C. McCullough, Hewlett-Packard Co. C: P. McCoy Smith, Intel Corp.

VC: Chris Dervishian, RaterPrestia

#### Trade Secrets\*

C: Christopher M. Turoski, Cargill, Incorporated VC: Kurt Calia, Covington & Burling LLP

#### **Copyright Division**

#### Copyright Law & Practice

C: Michael Marchant, Accenture VC: Neil A. Smith, Sheppard, Mullin, Richter & Hampton, LLP

#### Design Rights

C: Damian Porcari, Ford Global Technologies LLC VC: Susan E. Farley, Heslin & Rothenberg, Farley & Mesiti PC VC: Edward W. Tracy, Jr., Oblon, Spivak, McClelland, Maier & Neustadt, LLP

#### International IP Law & Practice Division

#### Asian Practice\*

C: Edward Blocker, Koninklijke Philips Electronics N.V. VC: Christopher E. Chalsen, Milbank, Tweed, Hadley & McCloy, LLP VC: Eugene Chang, Willkie Farr & Gallagher, LLP

VC: Kevin Luo, Microsoft Corp.

#### European Practice\*

C: Filip De Corte, Cargill, Incorporated VC: Hans Prins, Bird & Bird

### Genetic Resources & Traditional Knowledge

C: Steven Callistein, Pioneer Hi-Bred International, Inc. C: Manisha A. Desai, Eli Lilly and Co. VC: Ana Cristina Almeida Müller, BM&A Properiedade Intelectual

#### Green Technology Innovation

C: Alan W. Hammond, Life Technologies Corporation VC: Valerie K. Friedrich, Baker & McKenzie, LLP

#### International Agreements & Trade C: Paul Coletti, Johnson & Johnson

VC: Jon Santamauro, Sidley Austin LLP

#### Patent Law & Practice (Int'l)

C: Lawrence T. Welch, Eli Lilly and Co. VC: Samson Helfgott, Katten Muchin Rosenman LLP

#### Trademark Law & Practice (Int'l)

C: Thomas R. Kingsbury, Bridgestone Americas Holding, Inc. VC: Elizabeth E. Houlihan, Houlihan2 Patent & Trade Mark Attorneys

#### Litigation & Dispute Resolution Division

#### Amicus Brief

C: Kevin H. Rhodes, 3M Innovative Properties Co. VC: Paul H. Berghoff, McDonnell Boehnen Hulbert & Berghoff LLP VC: Meg Boulware, Baker & McKenzie, LLP

#### Arbitration & Mediation

C: Hildy Bowbeer, 3M Innovative Properties Co. VC: Patrick D. Lane, Dinsmore & Shohl, LLP

#### Damages & Injunctions

C: Joseph Shirtz, Johnson & Johnson VC: Scott Miller, Connolly Bove Lodge & Hutz LLP

#### Discovery\*

C: Jayna R. Whitt, Apple Inc. VC: Paul D. Ackerman, Dorsey & Whitney, LLP

#### International Trade Commission

C: David Kelley, Ford Global Technologies LLC VC: Jamie Beaber, Steptoe & Johnson, LLP VC: Jamie D. Underwood, Adduci Mastriani & Schaumberg LLP

#### Litigation\*

C: Joseph C. Kirincich, Pitney Bowes Inc. VC: David W. Long, Howrey LLP VC: Scott J. Pivnick, Pillsbury Winthrop Shaw Pittman, LLP

Many of IPO's Standing IP Committees will be holding business meetings on **Sunday**, **September 12**, 5:00PM–6:00PM, preceding the annual meeting opening reception.

#### The following committees will be holding business meetings on Sunday:

Asian Practice

#### Corporate IP

- Management Counterfeiting & Piracy
- Design Rights
- Discovery

- Green Technology Innovation
- Int'l Trade Commission
- Litigation
- Patent Law & Practice (Int'l)
- Patent Office Practice (US)
- Pharmaceutical Issues
- Software & Business Methods
- Standards Setting
- Trade Secrets
- Trademark Law (US)

C: Chair VC: Vice-Chair

#### **Patent Division**

#### Patent Law (U.S.)

C: Ken K. Patel, Procter & Gamble Co. VC: Michael L. Fuller, Knobbe Martens Olson & Bear, LLP VC: Stephen G. Kunin, Oblon, Spivak, McClelland, Maier & Neustadt, PC

#### Patent Office Inter Partes Proceedings (U.S.)

C: Michael J. Blake, Eastman Chemical Co. C: Matthew Rainey, Intellectual Ventures, LLC VC: Herbert D. Hart, III, McAndrews, Held & Malloy, Ltd.

#### Patent Office Practice (U.S.)

C: Brett Alten, Apple Inc. C: Aaron Brodsky, Oracle USA, Inc. VC: Gary C. Ganzi, Siemens Corp. VC: William F. Smith, Woodcock Washburn LLP

#### Patent Search

C: **Michele Crecca**, IBM Corp. VC: **Ford Khorsandian**, Technology & Patent Research International, Inc.

#### Pharmaceutical Issues\*

C: **J. Eric Thies,** Merck & Co., Inc. VC: **Jack Griem,** Milbank, Tweed, Hadley & McCloy, LLP

#### Software & Business Methods

C: Michael B. Chernoff, Accenture VC: Erika Arner, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP VC: Patrick A. Lujin, Shook, Hardy & Bacon, LLP

#### **Trademark Division**

 Trademark Law (U.S.)\*
 C: Dee Ann Weldon-Wilson, Exxon Mobil Corporation
 VC: Julia Huston, Foley Hoag LLP

■ Trademark Office Practice (U.S.) C: Scott Ouellette, EMC Corporation VC: Brian M. Davis, VLP

(\*) Thank you to the Standing IP Committees that are organizing CLE sessions on **Monday, September 13,** 1:45PM-3:15PM. See pages 4–5 for detais on these sessions.

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Paul D. Yasger Abbott Laboratories

Herbert C. Wamsley Executive Director Intellectual Property Owners Association

## Annual Meeting Information



#### HOTEL INFORMATION

#### Hyatt Regency Atlanta

265 Peachtree St, NE Atlanta, GA 30303 Toll Free Reservations: 1-800-233-1234 International: (+1) 404-577-1234

**IPO Group Rate:** \$189 single/double per night plus current sales taxes and fees.

IPO has reserved a block of rooms at the Hyatt Regency Atlanta. To be assured of a room at the group rate, you must make your reservation directly with the hotel and reference "IPO Annual Meeting". This rate is available until the room block is sold out, or until **August 11, 2010,** whichever comes first. Reserve early — availability is limited.

#### **CLE CREDIT**

Continuing Legal Education (CLE) credit is being requested in every state in which attendees are licensed to practice that has a mandatory CLE requirement. The number of credit hours will vary depending on the requirements of the individual state. IPO's Hardship Policy is available upon request. IPO expects most states will award 10 to 14 credit hours, including 1–2 hours for ethics.

#### ATTENDEE LIST

In order to be listed on the Attendee List, you must be registered as of **Friday, September 3, 2010.** Anyone who registers after this time will be listed on the Final Attendee List, which will be available on our conference website after the meeting.



### WEATHER AND DRESS

The average temperature for Atlanta in September is 75°F during the day and 60°F in the evenings. Please check the weather conditions before you depart to help you pack for the meeting. The preferred dress for all conference and networking functions is **business attire.** As meeting room temperatures and personal comfort zones vary widely, it is recommended that you bring a sweater or jacket to the sessions.

#### ANNUAL MEETING REGISTRATION FEES

- IPO Member.....\$950
- IPO Inventor/Author Member . . . . . . . . \$500
- Contact IPO for Student and Government rates

The Annual Meeting registration fee includes the Sunday Welcome Reception; Monday breakfast and Reception & Dinner at Georgia Aquarium; Tuesday breakfast; and conference materials on CD-ROM.

Monday & Tuesday Luncheons: In order to attend the Monday and/or Tuesday Luncheons, separate tickets can be purchased for \$50/day. Space is limited.

Annual Meeting Guest Pass: Guests of Annual Meeting Registrants may purchase a guest pass for \$150 per person. The pass allows your guest or spouse to accompany you to the Sunday evening reception, continental breakfasts on Monday and Tuesday, the Reception & Dinner at Georgia Aquarium on Monday evening, and access to a free shuttle to Stone Mountain Park or Virginia Highlands Neighborhood on Monday.

#### THREE EASY WAYS TO REGISTER

Advance registration is required. Registrations will be accepted online, via fax or mail. Registrations will not be processed until full payment is received.

**Online:** www.ipo.org/AM2010

- **Fax:** 202-507-4501
- Mail: 1501 M Street NW Suite 1150 Washington, DC 20005 USA

Please register early. Space is limited. All registrations will be confirmed by e-mail. IPO recommends bringing a copy of your confirmation to the meeting. The program is subject to change. Please visit **www.ipo.org/AM2010** for updates and additional details.

Any employee of a company, university, or law firm is entitled to register at the IPO member rate if the employer belongs to IPO. A person is not entitled to the member rate, however, merely because she or he is employed in the same organization as an IPO individual member.

#### DISCOUNTS

All Annual Meeting registrations received or postmarked by **July 31, 2010**, with accompanying payment, will receive an early registration discount of **\$100 off the conference fee.** All registrations received or postmarked after July 31 are subject to the standard fee.

#### ONE TIME ONLY:

IPO and Georgia State's Corporate IP Institute are offering a discount to those who attend BOTH meetings. Register for IPO's Annual Meeting and receive 50% off your registration fee to attend **GSU's** 



#### Corporate IP Institute

on November 4–5, 2010 — a value of up to **\$497.50 off the conference fee.** 

#### **MEETING CANCELLATION POLICY**

Any cancellation received by **August 27, 2010** will be subject to a \$100 processing fee. No refunds will be given for cancellations received on or after August 27. These deadlines for cancellation apply to all registrants. Course materials on CD-ROM will be sent to those unable to attend, but who cancel on or after August 27. If a registrant is unable to attend, another person may substitute upon written request. Please note that fees are not transferable to another IPO meeting.

#### IPO ANNUAL MEETING SCHOLARSHIPS

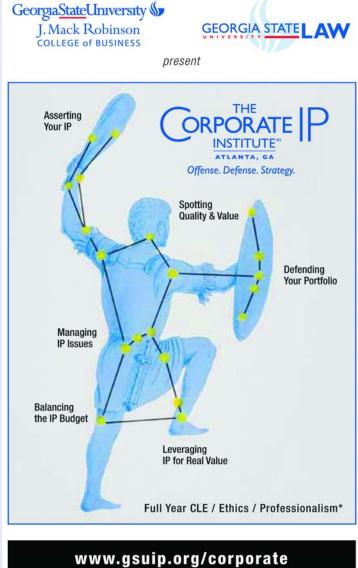
IPO is proud to provide eligible students with the opportunity to interact with corporate and private practice attorneys, academics and other attendees during the 2010 IPO Annual Meeting. A limited number of scholarships are available for law students to attend this event. For more information please contact **meetings@ipo.org.** 

### GSU Corporate IP Institute NOVEMBER 4–5, 2010 • ATLANTA, GA

#### www.gsuip.org/corporate

The Corporate IP Institute is about corporate people speaking to other corporate people, outside counsel and consultants about their wants and needs, as well as their successes and failures. Intellectual Property Owners Association (IPO) will be presenting a panel at GSU Corporate IP Institute with top intellectual property experts from corporate America.

A special discount is being offered this year: **Receive 50% off the** registration fee to attend GSU Corporate IP Institute if you are already registered to attend IPO's 2010 Annual Meeting.



NOVEMBER 4-5, 2010



## SAVE THE DATES



### Mark your calendar now for future IPO and IPO Education Foundation meetings!

#### NOVEMBER 16, 2010

IPO Corporate IP Management Roundtable Four Seasons Hotel Philadelphia, PA

#### FALL, 2010

IPO Corporate IP Management Roundtable Houston, TX

#### **DECEMBER 6, 2010**

IPO Foundation PTO Day Ronald Reagan Building Washington, DC

#### MAY 23-25, 2011

IPO Foundation 6th International Judges Conference Hotel le Plaza Brussels, Belgium

#### SEPTEMBER 11-13, 2011

IPO Annual Meeting JW Marriott – LA Live Los Angeles, CA

#### SEPTEMBER 9-11, 2012

IPO Annual Meeting JW Marriott Hill Country Resort & Spa San Antonio, TX

#### SEPTEMBER 15-17, 2013

IPO Annual Meeting Sheraton Boston Hotel Boston, MA

## For more details please visit www.ipo.org/calendar

## ONLINE EDUCATION: IPO's IP Chat Channel

- Weekly one-hour webinars, live and on-demand
- Current topics in IP
- Expert panelists including in-house counsel, law firm attorneys, judges, and government officials
- CLE credit available in several states for a majority of programs

IPO's newest educational resource is available at **www.ipo.org/ipchatchannel** • •



#### Recently featured on IP Chat Channel:

- New Developments in Open Source Software
- Winning Trade Secrets Litigation
- Recent Decisions in Licensing
- Standard Setting in China
- ITC Exclusion Orders
- Ariad v. Lilly
- What to do After Myriad
- Licensing Rates in Settlement Negotiations
- Bio-Similars
- The Pros & Cons of Utility Models
- The Implications of HP v. Acceleron

## Join the conversation!

#### PLEASE REGISTER EARLY. SPACE IS LIMITED.



Intellectual<sup>®</sup> Property Owners Association



IPO ANNUAL MEETING SEPTEMBER 12-14, 2010

## ATLANTA 2010

Hyatt Regency Atlanta 265 Peachtree Street, NE Atlanta, GA 30303

Name			
Title			
Organization			
Address			
City State	Zip	Country	
Phone Fax	E-mail		
List state(s) for CLE credit:			
Bar number(s) for each state:			
FEES			SUBTOTAL
<ul> <li>ANNUAL MEETING REGISTRANT — Fee covers the Weld at the Georgia Aquarium; breakfasts; and meeting materials.</li> <li>APPLICABLE RATE:</li> <li>IPO Member</li> <li>IPO Inventor/Author Member</li> <li>Non-member</li> <li>Non-member</li> <li>OPTIONAL MONDAY LUNCHEON – Address by Hon. Rance</li> <li>OPTIONAL TUESDAY LUNCHEON – Address by Kevin Kenre</li> <li>EARLY REGISTRATION DISCOUNT*</li> <li>CORPORATE MEMBER DISCOUNT*</li> <li>*To receive the early registration or the corporate member dispostmarked on or before July 31, 2010. Subtract discount fr</li> <li>GUEST(S) OF ANNUAL MEETING REGISTRANT</li> <li>Guest Name(s):</li> <li>ANNUAL MEETING GUEST PASS.</li> <li>Includes admission to the Sunday Welcome Reception; Co and Tuesday; and the Monday Reception &amp; Dinner at the Composition of the Co</li></ul>	Fee does not include	Iuncheons or Guest Pass.         50 per person         60 per person	
ANNUAL MEETING REGISTRANTS - PLEASE CHECK BELOW	ΤΟΤΑΙ	AMOUNT DUE: \$	
<b>IF YOU PLAN TO ATTEND THE FOLLOWING FUNCTIONS:</b> (Included in your registration fee; for planning purposes only)			
General Sessions (select one):  □ Patent □ Trademark		PAYMENT: (Check or Cred	•
Monday Committee CLE Sessions • 1:45PM-3:15PM (select one)		ble to Intellectual Property Owner.	
Asian Practice: Compulsory Licensing as an Emerging Global		Registrations sent by Fax or Email card account information)	il MUST
IP Issue Discovery and Litigation: Best Practices in Multi-Defendant			Visa
Litigation	⊖ Carte Bla	•	Discover
European Practice: Recent Trends in European Practice	Card #	Exp. [	Date
<ul> <li>Trade Secrets: Merging Privacy Compliance &amp; Protection of IP</li> <li>Trademark Law (U.S.): Use and Abuse of Trademarks on the Internet</li> </ul>	Signature		
Pharmaceutical Issues: The Biologics Price Competition and Innovation Act		<b>TRATION IS REQUIRED. Send re</b> etings@ipo.org • <b>Fax:</b> (202) 50	
Sunday Welcome Reception		ail to: Intellectual Property Own	
□ Monday Reception & Dinner at The Georgia Aquarium		NW, Suite 1150 • Washington	

Registrations will not be processed until full payment is received. All registrations will be confirmed by e-mail. IPO recommends bringing a copy of your confirmation to the meeting. **Questions?** Please call (202) 507-4500.



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