CORPORATE PATENT COUNSEL

I. PATENT ATTORNEYS

(A) AGENTS

(B) PRIVATE PRACTICE

(C) CORPORATE

II. RESPONSIBLE FOR PROPRIETARY ASSETS OF CORPORATION

- WHAT ARE PROPRIETARY ASSETS?
- WHAT CAN YOU DO WITH THEM?

(A.) PATENTS

(B.) TRADE SECRETS AND KNOW-HOW

(C.) TRADEMARKS

(D.) TRADE NAMES

(E.) COPYRIGHTS

(A.) PATENTS

1. BASIS - U.S. CONSTITUTION

   ARTICLE I SECTION 8 - POWERS OF CONGRESS

   COLLECT TAXES, COMMERCE CLAUSE, COIN MONEY, DECLARE WAR

   PROVIDE ARMY & NAVY, SET UP D.C., ETC.

   #8 "TO PROMOTE THE PROGRESS OF SCIENCE AND USEFUL ARTS BY SECURING FOR LIMITED TIMES TO AUTHORS AND INVENTORS THE EXCLUSIVE RIGHTS TO THEIR RESPECTIVE WRITINGS AND DISCOVERIES"

2. INVENTION -- SOMETHING THAT WAS NOT THERE BEFORE

3. RIGHT TO EXCLUDE OTHERS
   NO RIGHT TO DO ANYTHING
   NOT MONOPOLY
   BELL TELEPHONE EXAMPLE
   EUROPEAN COPIER COMPANY EXAMPLE
4. U.S. AND FOREIGN -- NO EXTRATERRITORIAL RIGHTS
5. PATENT APPLICATION -- NO RIGHTS UNTIL ISSUED
6. PATENTS DISCLOSE INFORMATION AVAILABLE AT TIME OF FILING PATENT APPLICATION
   ISSUED PATENT USUALLY DOES NOT INCLUDE ACTUAL COMMERCIAL DETAILS WHICH ARE NEARLY ALWAYS DEVELOPED AFTER PATENT APPLICATION IS FILED AS PATENT APPLICATION SHOULD BE FILED IN U.S. PATENT AND TRADEMARK OFFICE AT AN EARLY STAGE OF DEVELOPMENT.
7. WHAT PATENTS COVER
   EDISON PATENT -- CARBON FILAMENT
   FERMI & SZILARD ATOMIC REACTOR PATENT
8. LIFE OF PATENT
   U.S. -- 17 YEARS
   FOREIGN -- MAINTENANCE TAXES
9. COSTS
10. WHY PATENTS?
    A. SECRECY VS. DISCLOSURE
    B. SOME PROTECTION OF R&D EXPENDITURES
    C. HELP SMALL COMPANY VS. BIG COMPANY.
       POLAROID
    D. USEFUL IN LICENSING AND JOINT VENTURE BUSINESS ARRANGEME

III. EMPLOYER RIGHTS IN EMPLOYEE INVENTIONS - EMPLOYEE AGREEMENTS

IV. HOW DO WE FIND INVENTIONS MADE BY EMPLOYEE INVENTORS?

1. DISCLOSURE FORMS
2. TALKS AND INFORMATION BY PATENT ATTORNEYS
3. PATENT ATTORNEYS CONTACT WITH INVENTORS
4. REVIEW ALL NEW PRODUCTS
5. REVIEW ALL PAPERS AND PUBLICATIONS
6. INVENTION AWARDS

V. WHAT HAPPENS TO INVENTION DISCLOSURE WHEN SUBMITTED BY INVENTORS?

1. PATENT DEPARTMENT
2. PATENT COMMITTEE - U. S. FILING CRITERIA
3. PATENT SEARCH
4. PATENT APPLICATION PREPARATION
5. REVIEW BY INVENTOR.
6. SUBMISSION TO U. S. PATENT OFFICE
7. SUBJECT MATTER CLASSIFICATION BY EMPLOYER AND MAINTENANCE OF CLASSIFICATION FILES

VI. U. S. PATENT OFFICE PROCEDURES

1. REVIEW FOR FORMALITIES
2. CLASSIFICATION
3. ASSIGNMENT TO PATENT EXAMINER
4. SEARCH BY EXAMINER
5. OFFICE ACTION BY EXAMINER
6. RESPONSE BY PATENT ATTORNEY
7. INTERVIEW WITH PATENT EXAMINER
8. ALLOWANCE BY PATENT EXAMINER
9. ISSUANCE BY U. S. PATENT OFFICE

VII. PATENTS IN OTHER COUNTRIES

1. WHEN DECISION IS MADE
2. FILING CRITERIA IN OTHER COUNTRIES
3. TIMING OF FILING
4. NON-"PARIS CONVENTION" FILING

VIII. TRADE SECRETS AND KNOW-HOW

1. WHAT YOU KNOW THAT SOMEONE ELSE DOESN'T
   "HOW TO ... "
2. KODAK COATING SECRETS
3. COCA COLA

IX. TRADEMARKS

1. BRAND NAME OF PRODUCT
   LIKE PERSON'S FIRST NAME
   (LAST NAME -- GENERIC)
2. ORIGIN OR SOURCE OF PRODUCT
3. INDICATES QUALITY OF PRODUCT
4. VALUE
   COCA COLA -- TRADE SECRET
5. INDEFINITE LIFE
6. CONTINUOUS USE
7. PROPER USE -- ADJECTIVE, NOT NOUN
   COKE -- TAVERN SUITS
   ASPIRIN, KEROSENE, ESCALATOR, LINOLEUM
8. SANFORIZED -- PATENT AND TRADEMARK
9. PEPSI COLA -- USSR
10. FRANCHISING

X. TRADE NAME -- NAME OF COMPANY

XI. COPYRIGHTS

XII. BOOKS -- MUSIC

XIII. NOW YOU'VE MADE YOUR INVENTION, WHAT ARE YOU GOING TO DO WITH IT?

A. MAKE PRODUCT YOURSELF

B. LICENSE OR SELL INVENTION TO SOMEONE ELSE FOR THEM TO MAKE, USE OR SELL THUS RELY ON SOMEONE ELSE

XIV. TO LICENSE OR SELL -

1. HAVE TO CONVINCE SOMEONE ELSE THAT HE WILL MAKE MONEY BY MAKING AND SELLING THE PRODUCT
2. LICENSEE MUST MAKE INVESTMENT
   A. TO FINISH DEVELOPMENT OF PRODUCT
   B. TO MAKE PRODUCT (TOOLS, MOLDS, ETC.)
   C. TO SELL PRODUCT
3. YOU HAVE TO MARKET YOUR TECHNOLOGY AS IF IT WERE A PRODUCT

XV. WHAT ARE YOU LICENSING?

- LICENSEE -- LICENSOR
- PROPRIETARY ASSETS
  1. YOU WILL LET LICENSEE USE ONE OR MORE OF YOUR
     (A.) INVENTIONS
     (B.) KNOWLEDGE HOW TO ...
     (C.) PRODUCT NAME
  2. MAY INCLUDE TEACHING LICENSEE HOW TO USE INVENTIONS AND/OR YOUR KNOWLEDGE
  3. MAY BE ONE-SHOT OR CONTINUING

XVI. WHERE PATENT COUNSEL FIT IN CORPORATION

(A) LEGAL DEPARTMENT

(B) R & D

(C) OTHER

(D) CENTRALIZED

(E) DECENTRALIZED

XVII. LITIGATION

(A) INSIDE COUNSEL

(B) OUTSIDE COUNSEL

(C) PATENT

- FEDERAL COURT
- COURT OF APPEALS FOR THE FEDERAL CIRCUIT

(D) TRADEMARK

- STATE OR FEDERAL

(E) LICENSE

- STATE

XVIII. IMPORTANCE

(A) DEPENDS ON COMPANY

(B) DEPENDS ON PEOPLE

XIX. PATENT SYSTEM

(A) INNOVATION

XX. UNITED NATIONS

(A) DEVELOPING COUNTRIES