

ZOL IPORNNURL TEL MEETING

SEPTEMBER 22-24, 2024 HYATT REGENCY | CHICAGO, IL



FERTURED SPERKERS



Kathi VidalDirector, US Patent and Trademark Office



Daniela CombeVice President, Emerging
Technology Advocacy, IBM, Corp.



PROGRAM AT A GLANCE

Time (CT)	Sunday	, Sept. 22	Monday, Sept. 23		Tuesday, Sept. 24		
6:00 a.m.	·	-		• •		-	
6:30 a.m.				Fun Run/Walk			
7:00 a.m.							
7:30 a.m.			D 14 . "2 =				
8:00 a.m.			Breakfast/IP Expo			Chief IP Counsel	
8:30 a.m.			Openino	Session Presentation by	Breakfast/IP Expo	Breakfast	
9:00 a.m.				ela Combe, IBM, Corp.			
9:15 a.m.			Concurrent Sessions - LLMs as a Prior Art - Al as a Designer Coffee Break/IP Expo Concurrent Sessions - Patent Law Update - FTC Green Guides		Concurrent Sessions - Brand Protection Strategies - Al Blind Spots in Your Licensing Agreements - Patent Continuation Practice		
9:30 a.m.							
10:00 a.m.	IPO Board						
10:15 a.m.	Meeting (Breakfast				Coffee Break/IP Expo		
10:30 a.m.	served at				Collee Dieawir Expo		
11:00 a.m.	8:30 am)				Concurrent Sessions - Enforcement of Design Rights - The Future of		
11:30 a.m.				- Design Law Update	Clean Energy – Trade Secret Protection	IPOEF Board Meeting	
12:00 p.m.		1					
12:30 p.m.		1 5			Lunch/IP Expo		
12:45 p.m.		Making Room for Diversity		Workshops			
1:00 p.m.		Program/Lunch	Lunch/IP Expo - USPTO Exa - 2024 Corpora	 USPTO Examiner Interviews 2024 Corporate IP Management Benchmarking Survey 	Concurrent Sessions - Developments at the PTAB - Social Media Best Practices - Patenting and Registering Copyrights with Al-Generated Material		
1:30 p.m.				– USPTO's Federal Trademark Search System			
1:45 p.m.							
2:00 p.m.							
2:15 p.m.		Committee Business		oncurrent Sessions	Coffee Break/IP Expo		
2:30 p.m.				anding, and the Blame Game			
2:45 p.m.	Meetings		 Impacts of AI for Patent Searching & Analytics Talking Trade Secrets w/ Business Clients 		Concurrent Sessions		
3:00 p.m.					– Licensing Term		
3:15 p.m.					– Right to Repair – Patent Term Adjustment		
3:30 p.m.			С	offee Break/IP Expo	– Fatent Term Adjustment		
3:45 p.m.	Committee Business Meetings						
4:00 p.m.					Coffee Break/IP Expo		
4:15 p.m.			Concurrent Sessions				
4:30 p.m.			 Sports Implications of IP Complex AI Innovations in Pharma/MedTech 				
4:45 p.m.		e Session	 Patent Prosecution Before the USPTO 		Ethics Se	ssion	
5:00 p.m.	IPO Awards Conversation with USPTO						
5:30 p.m.		Kathi Vidal					
6:00 p.m.							
6:30 p.m.	Welcome				CIPA Reception		
7:00 p.m.	Reception	Board/Speaker Dinner	D:	oner Recention at the			
7:30 p.m.			Dinner Reception at the Field Museum Buses begin departing at 6:15 and will leave every 15 minutes until 7:15				
8:00 p.m.							
8:30 p.m.							
9:00 p.m.							





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Sunday, September 22

TIME FUNCTION

9:00AM IPO Board of Directors Meeting
12:00PM IPO Board Members and Alternates Only
Breakfast begins at 8:30am

11:30AM Making Room for Diversity: Program and Lunch
2:00PM Sponsored in part by Holland & Hart LLP and RNA Law

Organizing Committees: Diversity, Equity & Inclusion and Women in IP Law in collaboration with ADAPT (Advancing Diversity Across Patent Teams)

This program will begin with statistics regarding a shrinking IP profession which has led to some firms having trouble hiring. The data will also show that diversity efforts, while improved, have become stagnant, particularly when it comes to career progression. With an increasing pushback on DEI efforts in the wake of the recent Supreme Court decision on affirmative action and in light of the continuing discussions on the role of AI in our profession, the need for a renewed commitment to diversity, equity, and inclusion within the IP profession has never been more critical. This program will include a networking lunch and interactive table discussions where attendees will come together to explore and commit to actionable strategies for enhancing both the profession and DEI efforts. Space is limited. Advance registration is required.

11:30AM - Networking Lunch

12:00PM - Introduction: Serena Farquharson-Torres, Bristol Myers Squibb Company and Rachael Rodman, UB Greensfelder LLP

12:10PM – An Introduction to ADAPT and A Data Analyst's Perspective of the IP Profession (by ADAPT): Co-founders Steve Gong and Gail Su, Google and Judy Yee, Avanci, and ADAPT partner Elaine Spector, Harrity & Harrity

12:30PM - Commitment to Diversity: IPO President Krish Gupta, Dell Technologies

12:35PM - How to Prioritize and Promote DEI in the Workplace: Jeremiah Chan, Meta

12:45PM - Collaborative Table Workshops

2:15PM 3:15PM

Committee Business Meetings (Open to all registrants)

- AI, Data & New Emerging Technologies
- Asian Practice (note: this committee meeting is scheduled from 2:15pm-4:15pm)
 Guest Speakers: TBA, Japan Patent Attorney Association and TBA, Korea Patent Attorney Association
- Canadian Practice
- Corporate IP Management & Operations
- Diversity, Equity & Inclusion
- International Trademark Law & Practice
 - Guest Speaker: Debbie Roenning, World Intellectual Property Organization
- Latin American Practice
- Software Related Inventions
- US Patent Law & Litigation
- US Trademark Office Practice

3:30PM 4:30PM

Committee Business Meetings (Open to all registrants)

- Copyright & Related Rights
- European Practice
- Green IP
- Industrial Designs

Guest Speaker: Grégoire Bisson, World Intellectual Property Organization

- International Patent Law & Trade Guest Speaker: Matt Bryan & Hannah Kang, World Intellectual Property Organization
- IP Licensing & Related Issues

- LeadershIP Development
- Patent Agents
- Patent Search
- Pharmaceutical & Biotechnology Issues
- Trade Secrets
- U.S. Patent Office Practice
- U.S. Post-Grant Patent Office Practice
- U.S. Trademark Law & Litigation
- Women in IP Law





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Sunday, September 22 (continued)

FUNCTION <u>TIME</u>

4:30PM Opening Sesson: IPO Awards & Dialogue with Kathi Vidal, Under Secretary of Commerce for Intellectual 6:00PM

Property and Director of the US Patent and Trademark Office

Kathi Vidal serves as the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (USPTO). As the chief executive of the USPTO, she leads one of the largest intellectual property offices in the world. She is the principal IP advisor to the President and the Administration, through the Secretary of Commerce, and is focused on incentivizing and protecting U.S. innovation, entrepreneurship, and creativity. She leads an agency whose mission is to help American workers and businesses compete and collaborate, especially in ground-breaking technologies and across all demographics.

6:00PM Welcome Reception 8:00PM

7:00PM IPO Board of Directors and Special Guests Dinner 8:30PM By invitation only; Location: Hyatt Regency Hotel

Sponsored by McDonnell Boehnen Hulbert & Berghoff LLP





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Monday, September 23

TIME FUNCTION

6:15AM IPO Fun Run/Walk

7:30AM Sponsored by Banner & Witcoff, Ltd.

Note: Grab and go breakfast will be provided; Location: Hyatt Regency Hotel

7:30AM Breakfast & IP Expo

8:30AM Breakfast sponsored by Leydig, Voit & Mayer, Ltd.

8:30AM Welcome & Featured Presentation by Daniela Combe, IBM Corp. 9:10AM

Daniela Combe is Vice President, Emerging Technology Advocacy at IBM Corp. In this role, she helps develop and advocate for IBM's policy positions in emerging technologies, such as Artificial Intelligence and Quantum computing. Immediately prior this role she served as VP & Assistant General Counsel, IP Law, where she led a global team of lawyers & IP professionals with the primary mission of assisting in the development, protection, and optimization of IBM's IP, including patents, copyrights, trademarks, & trade secrets.

9:15AM 10:15AM

Concurrent Sessions

Large Language Models (LLMs) as a Prior Art for Patents and Patent Applications

Organizing Committees: AI, Data, & New Emerging Technologies and Software Related Inventions
AI is transforming various industries, including the patent industry. LLMs have gained significant attention in recent years across a variety of industries due to their remarkable ability to process and generate human-like text. Some applications include language translation, content generation, creative writing, etc. Their utility is now expanding into the patent field. LLMs have been used in the patent process to identify prior art and conduct patent searches. However, the application of LLMs in the patent process raises an intriguing question of whether the LLM may generate prior art. Additionally, will a publicly available LLM qualify as prior art against later inventions and under what circumstances? This session will provide an overview of the current state of LLMs and IP. Speakers will highlight some of the key legal questions that need to be addressed when considering whether LLMs can be used as prior art, as well as discuss best practices and future considerations.

Speakers:

Thomas Burton, Siemens Corp.
K. Nicole Clouse, Generate: Biomedicines
Sumon Dasgupta, Jordan IP Law
Shankar Krithivasan, Qualcomm Incorporated

Design Law Hot Topics: Al as a Designer Organizing Committee: Industrial Designs

Al can be a powerful tool for a designer in streamlining and enhancing the design process, including brainstorming, fostering collaboration, research, and prototyping. But when does use of these tools cross the line to Al becoming the designer? This session will address the global status of Al as an inventor and what impact Al has or will have on design rights worldwide.

Moderator: Dunstan Barnes, McAndrews, Held & Malloy, Ltd.

Speakers:

Elizabeth Ferrill, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP Sabine Kossak, Olbricht Patantanwalte Rotimi Solola, SO DSGN LLC

10:15AM Break & IP Expo

11:00AM Break sponsored by Leydig, Voit & Mayer, Ltd.

10:30AM IP Hub Presentation: Revolutionize Patent Prosecution: Real-time Assistance and Suggestions
10:45AM Patent attorneys are entering a new era where they are assisted by Al tools reducing prosecution time

Patent attorneys are entering a new era where they are assisted by Al tools reducing prosecution time by assisting with draft, case law, office actions, and prior art search. This new class of tools allows attorneys to rapidly find prompts and serves as an easily navigable knowledge base. Learn about Questel's brand-new preparation & prosecution copilots designed for patent professionals, integrating Q&A chatbot, and workflow automation.

Speaker: Eric Moran, Product Experts Director, Questel





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Monday, September 23 (continued)

TIME FUNCTION

11:00AM 12:00PM

Concurrent Sessions

US Patent Case Law Update

Organizing Committees: U.S. Patent Law & Litigation and Amicus Brief

The US Supreme Court, the US Court of Appeals for the Federal Circuit, district courts and the US Patent Office render important decisions on patent law. This session will provide an update on the latest developments, including the Federal Circuit's In re Cellect decision wherein the Court held that patents subject to statutory patent term adjustment (PTA) could be invalidated based upon obviousness-type double patenting by earlier-expiring patent family members with no or less PTA and the Court's LKQ Corp. decision, wherein the Court held that the obviousness standard for design patents should align with that for utility patents. Speakers will provide key takeaways, compare and contrast these decisions to important cases from other jurisdictions, and comment on cases to watch.

Moderator: Paul Berghoff, McDonnell Boehnen Hulbert & Berghoff LLP

Speakers:

Corey Salsberg, Novartis Laura Sheridan, Google

Eley Thompson, Foley & Lardner LLP

Worldwide Design Law Update

Organizing Committees: Industrial Designs; Asian Practice; and European Practice

It has been a busy year for design practitioners worldwide. The USPTO has been busy with proposed rulemaking and other jurisdictions have been providing and implementing updates to their own regulations and practice processes. This session will provide an update on what's new in the US, including the design patent bar and GUI/icons guidelines, what's new in Europe, including recent design law changes and what's new in Asia, including how implementation of the new patent laws in China, particularly examination of partial designs, is progressing.

Moderator: Pina Campagna, Carter, DeLuca, & Farrell, LLP

Speakers

Ashwani Balayan, ALG India Law Offices LLP Daniel Gajewski, Sterne, Kessler, Goldstein & Fox, PLLC Frank Gao, Ladas & Parry LLP Tom Turner, Abel & Imray

Greenwashing and Navigating the FTC's Green Guides

Organizing Committees: U.S. Trademark Law & Litigation and Green IP

This year the FTC is releasing an update to its Green Guides. The Green Guides provide marketers with guidance on environmental marketing claims, including how consumers are likely to interpret particular claims and how marketers can substantiate these claims to avoid deceiving consumers. In advance of updating the Green Guides, the FTC received nearly 60,000 responses to questions it posed about frequently used environmental claims, ranging from "low carbon" to "net zero" to claims concerning the recyclability, sustainability and compostability of products. As consumers have focused their purchasing on environmentally friendly products, brands have expanded their marketing and advertising to include a variety of claims touting their products as safe for the environment. The FTC and courts have also become more focused on ensuring that marketers' "green" claims are truthful and accurate. This session will discuss the FTC's Green Guides, recent FTC actions to enforce those guides, and trends in consumer class actions and other litigation around green claims.

Moderator: Kimberly Maynard, Frankfurt Kurnit Klein & Selz

Speakers

Eric Ball, Fenwick & West Mary Engle, BBB National Programs Kirby Lee, Ecolab

12:00PM 2:00PM

Lunch & IP Expo

Lunch will be provided in the IP Expo Hall during this two-hour time frame. There are several activities during this time frame for attendees to choose from (listed below). Note: space is limited. Attendees may also use this extended time to network with colleagues or catch up on work.



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Monday, September 23 (continued)

FUNCTION TIME

12:00PM Lunch & IP Expo

2:00PM Lunch will be provided in the IP Expo Hall during this two-hour time frame. There are several activities during this time frame for

attendees to choose from (listed below). Note: space is limited. Attendees may also use this extended time to network with

colleagues or catch up on work.

12:45PM Concurrent Workshop: Getting the Most Out of a USPTO Examiner Interview: Interview Best Practices and Tips 1:45PM

Organizing Committee: Patent Agents and US Patent Office Practice

There are numerous strategic advantages to conducting examiner interviews during prosecution in front of the USPTO, but getting practical experience with interview practice can be daunting. This session will provide tips and best practices for when, how, and what are the best interview strategies. Speakers include practitioners with robust interview practice as well as current and former examiners who can discuss what makes for a good interview and how to be helpful in advancing prosecution.

Moderator: Joseph Kallie, Howard & Howard Attorneys

Courtenay Brinckerhoff, Foley & Lardner LLP Derrick Ferris, U.S. Patent and Trademark Office Erica Navar, McAndrews, Held & Malloy, Ltd. Noah Tilton, Marshall, Gerstein & Borun LLP

12:45PM Concurrent Workshop: Insights from the 2024 IPO Corporate IP Management Benchmarking Survey 1:45PM

Organizing Committee: Corporate IP Management & Operations

Results from the 2024 Corporate IP Management Benchmarking Survey will be presented and discussed during this workshop. Topics include managing IP budgets; how legal teams collaborate with external counsel to achieve IP goals; inventor recognition programs, use of IP vendors; patent preparation and prosecution best practices; and emerging trends and challenges.

Speakers:

Steve Akerley, InterDigital Arvie Anderson, Eli Lilly and Co. Andrea Evensen, Danaher Diagnostics Platform/Leica Biosystems Peter Mattei, Tenneco Thomas Marlow, Black Hills Laura Zager, Thermo Fisher Scientific

12:45PM Concurrent Workshop: Using the USPTO's Federal Trademark Search System

1:45PM Organizing Committee: U.S. Trademark Office Practice

> Effectively searching the USPTO's trademark database is an important tool in US trademark practice. The USPTO's free searching tool is not only frequently used by seasoned trademark practitioners, but also by first-time trademark filers and any other parties interested in US federal trademark records. However, recent updates to the USPTO's searching tool have resulted in questions among practitioners about how to effectively use the new system and the ongoing improvements and changes being made by the USPTO. This session will provide tips and tricks for more efficient searching, how to translate your Trademark Electronic Search System (TESS) searching knowledge to the new syntax, and a live demonstration of how to navigate the search interface.

Speakers:

Christina Calloway, US Patent and Trademark Office

Katie Eissenstat, Haynes and Boone, LLP

IP Hub Presentation: Promoting Innovation by Japan's Patent System

As an international innovation hub, JPO offers fast and reliable patent examination with competitive fees. Discover Japan's significance for global innovators and learn about the advantages of filing patent applications through the JPO.

Speaker: Atsushi Hiruta, Chief Director IP Division & IP Attaché of Japan Patent Office, JETRO



1:00PM

1:15PM



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Monday, September 23 (continued)

TIME FUNCTION

1:30PM 1:45PM

IP Hub Presentation: Recent Trends in Al-related Patent Applications and Examinations in Japan

Japan is seeing a rise in the number of patent applications related to Al. Al applies to a diverse range of technical fields, and in recent years, the percentage of patent grants for these applications has exceeded 80%. Examination practices regarding Al-related inventions are somewhat different from other jurisdictions, such as the US and Europe. Learn about recent trends in Al-related patent applications and examinations in Japan, including issues of patent eligibility, support requirements, and inventive step judgments.

Speaker: Osamu Yamanoto, Japan Patent Attorneys Association (JPAA) International Activities Center

2:15PM 3:15PM

Concurrent Sessions

Risky Business: AI, Branding, and the Blame Game Organizing Committee: International Trademark Law

Al tools are revolutionizing trademark offices and third-party services by enhancing registrability searches and branding/marketing strategies. Trademark offices are increasingly relying on Al while third-party branding providers leverage Al to craft branding campaigns. This session will look at how Al may impact searching and registrability of trademarks. Speakers will also discuss best practices when contractually engaging third-party branding service providers who use Al-generated output.

Moderator: Victoria Longshaw, Houlihan Intellectual Property

Speakers:

Peter Becker, Christensen O'Connor Johnson Kindness PLLC Carolyn Knecht, HP Inc.
Stefan-Gabriel Chitic, World Intellectual Property Organization

Are We There Yet? Impacts of AI for Patent Searching & Analytics

Organizing Committee: Patent Search

Patent searching and analytics are unique blends of skill and artistry that take years to master, yet even these intricate crafts are not impervious to the influence of Al. Discover how Al is revolutionizing patent searching and analytics during this thought-provoking session as speakers provide practical advice on effective ways of leveraging Al for enhanced decision-making and strategic planning. Speakers will delve into the profound impacts, strengths, weaknesses, and broader implications of Al on patent information, searching, and analyses, and explore the intersection of human expertise and cutting-edge technology.

Moderator: Martha Yates, Bayer Intellectual Property GmbH

Speakers:

Carey Jordan, Vorys, Sater, Seymour and Pease LLP Vipul Mendiratta, Caterpillar Jonathan Skovholt, Ensemble IP LLC Sharon Shofner-Meyer, DorothyAl

Talking Trade Secretes with Business Clients

Organizing Committee: Trade Secrets

This session will cover the important provisions of trade secret law under the 2016 Defend Trade Secrets Act and corresponding state law. Speakers will discuss how trade secret protection is distinct from other forms of IP and how it can serve an important role in a company's IP portfolio. They will also discuss best practices for educating business clients on trade secret law and the practical steps required for a robust program of trade secret protection. Additionally, speakers will address the practical effect of the FTC's noncompete ban and any court decisions affecting its enforcement.

Speakers:

Monica Baig-Silva, Thermo Fisher Scientific Inc. Gregory Bombard, Greenberg Traurig Kenneth Corsello, IBM Corp. Leland Gardner, Google Jeb Shookman, ABB, Inc.





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Monday, September 23 (continued)

TIME FUNCTION

3:15PM Break & IP Expo

4.00PM Break sponsored by Leydig, Voit & Mayer, Ltd.

3:20PM 3:35PM IP Hub Presentation: Modernizing IP Budget Allocation: Priorities, Challenges, and Best Practices

The presentation delves into modernizing IP budget allocation, beginning with contrasts of traditional IP budget models with a revised breakdown that includes new priorities and modern approaches like litigation insurance and defensive aggregation. Experts discuss challenges and future outlooks, followed by insights into best practices such as the use of AI, outsourcing, and hybrid models, providing attendees with actionable insights into optimizing IP budget allocation and management.

Speakers: Anant Kataria and Vaibhav Henry, Sagacious Advanced Research Center Inc.

4:00PM 5:00PM

Concurrent Sessions

Off the Court: Sports Implications of IP

Organizing Committees: U.S. Trademark Law & Litigation and Copyright & Related Rights

This session will dive into the implications on IP in today's evolving sports landscape, including discussions on Name, Image and Likeness (NIL), Right of Publicity, and Licensing. To stay in the game, it is critical to maintain possession of the information necessary to protect and enforce IP rights. Suit up and hear from stakeholders as we touch down on the most interesting and critical issues at the center court of IP and sports.

Moderator: Anne Naffziger, Leydig Voit & Mayer

Speakers

Prof. Nellie Drew, University of Buffalo Paul Mussell, Wells Fargo & Company Julie Sommer, Sommer Legal

IP Protection for Complex Al Innovations in Pharma & MedTech

Organizing Committees: Pharma & Biotech Issues; Software Related Inventions; and AI, Data, & New Emerging Technologies This session will cover issues in protecting complex Pharma and MedTech innovations that use AI-related technologies. Speakers will explore US Court of Appeals for the Federal Circuit and USPTO's Patent Trial and Appeal Board (PTAB) cases concerning the treatment of Pharma/MedTech AI inventions, particularly with respect to subject matter eligibility. Speakers will also discuss the challenges with protecting such complex technologies relating to discovery of drug compounds, analyzing clinical data results, diagnosing disease states and implementing AI in medical devices and healthcare workflows.

Moderator: Michael Fuller, Knobbe Martens

Speakers:

Carl Kukkonen, Jones Day Hugh Pasika, Thermo Fisher Scientific Ryan Phelan, Marshall, Gerstein & Borun LLP

Recent Developments in Patent Prosecution Before the USPTO

Organizing Committee: U.S. Patent Office Practice

Patent prosecution before the USPTO continues to develop and evolve. This session will focus on latest developments, including: March 2024 revision of Signature Requirements Related to Acceptance of Electronic Signatures for Patent Correspondence; February 2024 publication of Updated Guidance for Making a Proper Determination of Obviousness; March 2024 publication of Resources for Examining Means-Plus-Function and Step-Plus-Function Claim Limitations; March 2024 Proposed Rule: Practice and Procedures in Trial Proceedings under the America Invents Act before the Patent Trial and Appeal Board; and significant cases on obviousness from the courts and/or the PTAB.

Moderator: Mary Till, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP

Speakers:

Aaron Barkoff, Eli Lilly & Co. Charles Kim, US Patent and Trademark Office Kevin Noonan, McDonnell Boehnen Hulbert & Berghoff LLP Jeffrey Woodworth, HP Inc.





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Monday, September 23 (continued)

TIME FUNCTION

6:30PM Special Event: Night at the Field Museum 9:00PM Sponsored by McAndrews, Held & Malloy, Ltd.



Annual Meeting attendees are invited to attend a dinner reception at the Field Museum. You will be able to explore cultures present and past, find the latest scientific discoveries, and travel the world. Exhibits feature dinosaurs, ancient objects, cultural insights, and groundbreaking science. Attendees will be able to network with peers, scroll through many exhibits, and grab food and drinks throughout the evening.

Transportation provided between the Hyatt Regency Hotel and the Field Museum.





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Tuesday, September 24

TIME FUNCTION

8:00AM Chief IP Counsel Breakfast

9:00AM By invitation only

Guest Speaker: Prof. Dennis Crouch, University of Missouri School of Law

8:00AM Breakfast & IP Expo

9:15AM

9:15AM Concurrent Sessions 10:15AM

Mission Impossible: Brand Protection Strategies for the Digital Age

Organizing Committees: U.S. Trademark Law & Litigation and International Trademark Law

The Mission: To navigate the complex landscape of international trademark portfolios in the digital age. This session will provide actionable guidelines and checklists for best practices in securing, enforcing, and maintaining trademark protection globally. Topics include optimizing digital trademark use, filing and registration, leveraging current online investigation tools, dealing with trademark infringement on websites, social networks, and e-commerce platforms in key markets, and prioritizing resources on key aspects of international trademark portfolios in the current economic climate.

Moderator: Matthew Owen, Caterpillar

Speakers:

Jon Jekel, Pillsbury Winthrop Shaw Pittman LLP Jennifer Mikulina, McDermott Will & Emory LLP Emily Scott, Boult Wade Tennant LLP

Do You Have Al Blind Spots in Your Licensing Agreements? Revisiting the Past, Considering the Present, and Planning for the Future

Organizing Committees: IP Licensing & Related Issues and AI, Data, & New Emerging Technologies
With the meteoric rise of AI in most industries, companies may discover that their standard licensing agreements may not account

for all considerations raised by AI technology. This session will provide an overview of these potential licensing issues and how they may impact existing legacy agreements, actively negotiated agreements, and future strategy. Speakers will discuss how the significance of certain clauses and terms may change in the context of AI technology, as well as novel licensing issues presented by AI technology.

Speakers:

Brian Adams, Qualcomm Incorporated
Jennifer Carnahan, Dow Chemical Co.
Andrew Gross, Foley & Lardner LLP
Jonathan Osha, Osha Bergman Watanabe & Burton LLP

US Patent Continuation Practice: A Look at Recent Efforts to Limit

Organizing Committees: Software Related Inventions, U.S. Patent Law, and U.S. Patent Office Practice

This session will explore recent judicial and administrative efforts to limit a patent applicant's ability to file continuations. From the district court judge's decision in *Sonos v. Google* to the USPTO's recent notices of proposed rulemaking to increase various patent fees and impose new constraints on terminal disclaimers, a patent holder's right to mine a patent application for additional claims appears to be impacted. Speakers will discuss the historical basis for continuing applications, debate how these recent actions will impact patent drafting and prosecution, and provide practice tips to consider in view of this potentially changing landscape.

Moderator: Christopher George, Shareholder at Hanley Flight & Zimmerman, LLC

Speakers:

Prof. Dennis Crouch, University of Missouri School of Law David Kappos, Cravath Swain & Moore Sherry Knowles, Knowles Intellectual Property Strategies, LLC Alex Moss, Public Interest Patent Law Institute





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Tuesday, September 24 (continued)

TIME FUNCTION

10:15AM 11:00AM Break & IP Expo

10:20AM 10:35AM IP Hub Presentation: The Hybrid Approach - PatSeer's Combinational AI for Superior Patent Research

EV or Hybrid - Which one is better? A parallel exists in Patent Research with Al-only and Combinational Al. This presentation will showcase how PatSeer is leading the charge in patent research and analysis with a unique combinational Al approach that seamlessly integrates Al and expert search capabilities into a single, powerful platform, enabling companies to save time, reduce efforts needed, and achieve higher quality results. Learn more about PatSeer's new Al search v2 engine, which boasts a 33% improvement in search accuracy from the previous version. Attendees will also gain insights into new and upcoming capabilities in PatSeer that are designed to deliver greater efficiencies across your IP workflows.

Speaker: Manish Sinha, Chief Technology Officer, PatSeer

10:40AM 10:55AM

IP Hub Presentation: It Starts With YOU - Bring IP Education to Your Community

Join IPOEF in shaping the next generation of IP aware students! Students show remarkable creativity and innovation, yet many young innovators lack crucial education on the importance of IP, particularly in underserved communities where this knowledge could transform futures. IPOEF wants to give you, the IP expert, the materials to share your knowledge and empower students! IPO Education Foundation's "IP Education for Next Gen Innovators (Grades 6-12)" toolkit equips experts with the tools they need to deliver essential IP concepts. Join the Educate Committee at the IP Hub to master effective presentation methods plus learn strategies and best practices for finding classrooms or student programs to connect with in your community.

Speakers: Tamara Head, Dinsmore & Shohl LLP; Nathan Mutter, Holland & Hart LLP; and Ramya Possett, Bluefoot

11:00AM 12:00PM

Concurrent Sessions

Enforcement of Design Rights Across Multiple Venues

Organizing Committee: Industrial Designs

So... you have a registered design? Now, how do you stop the copycats? Speakers will present a hypothetical case study that explores what avenues are available for design right enforcement including: customs/border measures (some major jurisdictions like the EU, Japan, China are available to enforce designs but other major jurisdictions like the US, Canada, Australia do not offer it); ITC (US); and platform takedowns (Shopify, Amazon, etc).

Moderator: Kerith Kanaber, Dorsey & Whitney, LLP

Speakers:

Frédéric Glaize, Plasseraud IP Brad Hattenbach, Rep Fitness Anthony Prenol, CPST Intellectual Property Chenyan Wu, Beijing Elite IP Law Office

The Future of Clean Energy Driven by IP

Organizing Committee: Green IP

This session will explore recent developments for a clean energy future through the lens of patents and related IP initiatives. The panel shares a collective focus on improving the generation, distribution, storage, and usage of clean energy to power our nation forward. Speakers will discuss federal funding and its impact on companies developing IP and implementing innovations in clean energy. They will also explore the impact that standards, patents, and IP policies may have on advancing clean energy technologies. Recent challenges, such as in the EV industry, will be discussed and possible solutions explored with a focus on patents and IP.

Moderator: Justin Philpott, Banner & Witcoff, Ltd.

Speakers:

Jennifer Mahalingappa, U.S. Department of Energy Karl Reichenberger, Johnson Controls Di Zhang, HiTHIUM





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Tuesday, September 24 (continued)

FUNCTION TIME

11:00AM 12:00PM Concurrent Sessions (continued)

Global Trade Secret Protection with AI & Data Protection Trends

Organizing Committees: AI, Data, & New Emerging Technologies and International Patent Law & Trade This session will provide a comprehensive update around the intersections of IP law, and particularly trade secret protection, with

trends in data protection, transparency requirements, and regulatory disclosure obligations. Speakers will cover a range of laws and regulations around cybersecurity, data security, national security, privacy, and more, from (at least) the USA, EU, and China. With a special emphasis on the EU Data Act and EU AI Act, the session will provide a regulatory synopsis and then practical guidance around handling disclosure obligations, such as involving the right to repair, together with protection of data sets.

Moderator: Dean Harts, 3M Innovative Properties Co.

Speakers:

Tina Dorr, Barnes & Thornburg Steve Hanley, Caterpillar, Inc. Christopher Suarez, Steptoe & Johnson LLP Jerry Xia, GEN Law Firm

IPO Education Foundation Board of Directors Meeting 11:00AM 1:00PM

Board members only; lunch will be provided

12:00PM Lunch & IP Expo 1:00PM

1:00PM 2:00PM

Concurrent Sessions

Recent Developments at the PTAB Organizing Committee: U.S. Post-Grant Patent Office Practice

The AIA has been in effect for over a decade, but PTAB post-grant practice continues to evolve. This session will review trends and major developments within the last year that have had a significant impact on practice before the PTAB. Developments to be reviewed include application of PTAB estoppel, precedential Board decisions, rulemakings relating to the PTAB, and pending PTABrelated legislation.

Moderator: David Roadcap, Amgen

Speakers:

John Pienkos, Amundsen Davis, LLC Roshan Mansinghani, Unified Patents, LLC

Eldora Ellison, Sterne, Kessler, Goldstein & Fox, PLLC

Social Media Pitfalls and Best Practices

Organizing Committee: U.S. Trademark Law & Litigation

This session will address trademark, copyright, and advertising best practices and pitfalls, with a focus on company participation on social media and attendant opportunities and risks. Topics will include trademark "do's and don'ts," copyright risks and best practices, "ambush" marketing, FTC social media guidelines, social media influencer-specific risks, right of publicity pitfalls, and reputation management.

Speakers:

Joshua Jarvis, Foley Hoag Chris Ott, Capital One

Michelle Zimmermann, Leydig, Voit & Mayer





as of 9.12.24

Tuesday, September 24 (continued)

TIME FUNCTION

1:00PM 2:00PM Concurrent Sessions (continued)

Guidance for Patenting Al-Related Inventions and Registering Copyrighted Works Incorporating Al-Generated Material Organizing Committees: U.S. Patent Law & Litigation; Copyright & Related Rights; Al, Data and New Emerging Technologies, U.S. Patent Office Practice; and Software Related Inventions

Courts in the U.S. and other countries have ruled that works of authorship and inventions generated solely by AI are not copyrightable or patentable – human authorship or inventorship is required for IP rights. It is crucial for design and development teams, which often create both works of authorship and inventions, to understand the differing standards of human contribution required for copyright and patent protection. This session will help companies navigate these issues by first discussing guidance from the Copyright Office on its standard of human contribution and requirements for registering copyrights for works containing AI-generated material. Speakers will also review how the Copyright Office has registered claims excluding AI-generated material, and any court decisions on these topics. Speakers will also discuss best practices for patent practitioners to protect inventions developed in part through use of AI, including updates on US, UK and EPO court decisions and their patent offices' regulations, rules and guidance on patenting AI-assisted inventions, and will offer related practice tips for patenting AI related inventions as highlighted from the "AI Patenting Handbook" published by the IPO in early 2024. Finally, speakers will discuss the USPTO's planned AI based Examiner Assignment System for Patent Applications and issued guidance.

Moderator: David Easwaran, K&L Gates, LLP

Speakers:

Anna Chauvet, Finnegan, Henderson, Farabow, Garrett & Dunner, LLP Laura Donnelly, FMC Corporation Mike Jennings, AA Thornton

2:00PM 2:45PM Break & IP Expo

2:45PM 3:45PM

Concurrent Sessions

Assessing Licensing Terms and Rates Considering Comparability

Organizing Committee: IP Licensing & Related Issues

This session will delve into how the analysis of license comparability can impact licensing strategy and the determination of reasonable royalties. Speakers will discuss how license terms can affect rate comparability in licensing negotiations, litigation and corporate strategy. Speakers will provide different perspectives including licensing, litigation, and IP valuation/damages.

Moderator: Laura Arneson, Beckman Coulter Inc.

Speakers:

Tom Brown, Dell Technologies Christopher Smith, Brooks Kushman P.C. Christopher Logan, Dow Chemical Co. William Tinker, Caterpillar Inc. David Yurkerwich, Ankura

Right to Repair

Organizing Committees: Industrial Designs; Asian Practice; and European Practice

Right to repair legislation is directed towards allowing consumers to repair their own products instead of relying on the original manufacturer. But current and proposed state and federal laws focus on different aspects of the right to repair and whether there should be any "right" at all. This session will provide an overview of US state and federal laws including the SMART Act and recent petitions filed with the FTC, what is happening with the "must match" laws in Europe, as well as laws/proposals in other jurisdictions.

Moderator: Bart Fisher, Caterpillar

Speakers:

Jeremy Kriegel, Marshall, Gerstein & Borun LLP Paolo Lazzarino, ADVANT Essenese Obhan, Obhan & Associates





as of 9.12.24

Tuesday, September 24 (continued)

TIME FUNCTION

2:45PM 3:45PM Concurrent Sessions (continued)

Patent Term Adjustment

Organizing Committees: Canadian Practice, International Patent Law & Trade, Latin American Practice, and Asian Practice Patent Term Adjustment (PTA) extends the term of a patent for unreasonable prosecution delays by a patent office. PTA was first introduced into the United States patent prosecution process by the American Inventors Protection Act of 1999. Under the United States-Mexico-Canada Trade Agreement, Canada and Mexico are obligated to introduce PTA into its patent prosecution system by January 1, 2025. Mexico's new IP law that entered in force on November 05, 2020, contemplates PTA but not PTE and applies for all applications filed in Mexico from November 05, 2020, and onwards. China implemented PTA as part of the Fourth Amendment to the Chinese Patent Law, which came into effect on June 1, 2021. A decision from the Brazilian Supreme Court in November 2021, seems to have introduced the possibility of PTA for patent owners which demonstrate an unreasonable, unjustified, and exceptional delay of the Brazilian Patent and Trademark Office in granting the patent application. Speakers will compare PTAs in the different jurisdictions, including determining which patents are eligible for PTA, request PTA, calculate PTA, challenge PTA assessment, and define its relationship with Patent Term Restoration.

Speakers:
Santosh Chari, CPST Intellectual Property
Ricardo Dutra Nunes, Lefosse
Toby Mak, Tee & Howe Intellectual Property Attorneys
Mauricio Sámano, Olivares
Brian Walsh, Attovia Therapeutics, Inc.

3:45PM 4:30PM Break & IP Expo

4:30PM

IP Ethics: Avoiding Ethical Missteps in IP Practice, including Al Challenges

5:30PM

This session will cover the hot button ethics issues that IP attorneys confront on a regular basis. Topics will include new rules and key opinions; confidentiality and privilege in IP cases, including issues arising from protective order violations; duties related to candor to the USPTO and courts; and USPTO OED rule changes and disciplinary decisions. Model Rules 1.1 and 1.6 each refer to understanding the "benefits and risks associated with relevant technology." What are the ethics of using generative AI?

Speaker: Michelle Galloway, Cooley LLP

6:00PM 8:00PM

Reception hosted by The Chartered Institute of Patent Attorneys (CIPA)

The Chartered Institute of Patent Attorneys is hosting a networking reception at the Hyatt Regency Hotel. IPO Annual Meeting attendees are invited. There is no charge to attend this reception.



CIPA Drinks Reception at IPO Annual Meeting 2024

Join the Chartered Institute of Patent Attorneys for a networking drinks reception at the Plaza Ballroom following the conclusion of the annual meeting



Tuesday 24th September 6:00pm-8:00pm

Plaza Ballroom, Hyatt Regency Chicago 151 E Wacker Dr, Chicago, IL 60601

Book your place here:







NETWORKING EVENTS

Networking events are an important part of what makes the IPO Annual Meeting so special. By participating in the following networking events, you will create new connections and build relationships that last.

Making Room for Diversity: Program and Networking Lunch

hosted by the Diversity, Equity & Inclusion and Women in IP Law Committees in collaboration with ADAPT (Advancing Diversity Across Patent Teams)

Sunday, September 22, 11:30am-2:00pm CT

This program will begin with statistics regarding a shrinking IP profession which has led to some firms having trouble hiring. The data will also show that diversity efforts, while improved, have become stagnant, particularly when it comes to career progression. With an increasing pushback on DEI efforts in the wake of the recent Supreme Court decision on affirmative action and in light of the continuing discussions on the role of AI in our profession, the need for a renewed commitment to diversity, equity, and inclusion within the IP profession has never been more critical. This program will include a networking lunch and interactive table discussions where attendees will come together to explore and commit to actionable strategies for enhancing both the profession and DEI efforts. Advance registration is required. Space is limited.

Sponsored in part by: Holland & Hart LLP and RNA Law

Welcome Reception

Sunday, September 22, 6:00pm-8:00pm CT

Renew acquaintances and make new friends by attending the Welcome Reception immediately following the opening session. Open to all registered attendees.

Fun Run/Walk

Monday, September 23, 6:15-7:30am CT

Join colleagues for a guided 5K fun run or 3K walk around downtown Chicago. All skill levels welcome. This is not a race. IPO will provide a grab-and-go breakfast. Advance registration required. Space is limited.

Sponsored by: Banner & Witcoff

IP Expo Hall

Monday-Tuesday, September 23-24

The IP Expo Hall is your go-to destination to discover innovative solutions to your needs. Breakfast, coffee breaks, and lunches will be served in the IP Expo Hall on Monday and Tuesday.

IP Hub

Monday-Tuesday, September 23-24

The IP Hub, located in the IP Expo Hall, will feature short presentations during breaks for attendees to learn more about hot topics, products and resources. Presentations will be listed in the program.

Breakfast & Breaks

Monday-Tuesday, September 23-24

Breakfast and coffee breaks will be held in the IP Expo during the meeting. The IP Expo is open to all registered attendees to greet one another, exchange ideas, relax, and grab food and drinks.

Monday Breakfast and Breaks Sponsored by: Leydig, Voit & Mayer, Ltd.

Lunches

Monday-Tuesday, September 23-24

Lunch will be served a la carte in the IP Expo Hall. Attendees can join colleagues to network and exchange ideas or grab lunch and head to their room for a quick conference call. Lunch is open to all registered attendees.





NETWORKING EVENTS

Special Event: Night at the Field Museum

Monday, September 23, 6:30pm-9:00pm CT

Annual Meeting attendees are invited to attend a dinner reception at the Field Museum. You will be able to explore cultures present and past, find the latest scientific discoveries, and travel the world. Exhibits feature dinosaurs, ancient objects, cultural insights, and groundbreaking science. Attendees will be able to network with peers, scroll through many exhibits, and grab food and drinks throughout the evening.

Transportation provided between the Hyatt Regency Hotel and the Field Museum. Buses will begin departing the hotel at 6:15pm from the main lobby of the East Tower. The last bus will return to the hotel by 9:30pm.

Sponsored by: McAndrews, Held & Malloy, Ltd.









REGISTRATION FORM

Name	Title (i.e., Partner, VP)			
Organization				
Address				
City		State	ZIP	Country
Phone				-
List each of the states you're	requesting GLE credit for _			
Enter applicable rate and fe	rant		or 20, 2024	ofter September 20, 2024
IPO Member	by July 31, 2024 \$1,100	August 1 to September \$1,300	er 20, 2024	after September 20, 2024 \$1,500
Non-Member	\$2,200	\$2,600		\$3,000
Goverment/Academic/Emer No other discounts applies		\$750		\$750
IPO Member Group Discour	nt \$750	\$750		N/A
Guest Pass	\$250/person	\$250/persor	1	\$250/person
APPLICABLE RATE: IPO Member Non-Member Gov/Academic/Emeritus IPO Member Group Rate*	\$ \$ \$ \$	Guest Pass Guest(s) Name(s)	\$	
	e to IPO's Meeting Poli	icies.		
Wire (contact meetings@i	oo.org for wire information)			
Credit Card (Registrations	sent by fax or email MUST in	clude credit card account i	nformation)	
American Express	MasterCard	Visa	Discover	
Card #	Exp. Date		Security Code	
Cardholder Name (print)				Date
Signature Registration fees include: All education s	essions: CLF Credit to applicable stat	es networking luncheone brookfo	ets, and breaks of	n Monday and Tuesday (Sent. 22-24

Registration fees include: All education sessions; CLE Credit to applicable states; networking luncheons, breakfasts, and breaks on Monday and Tuesday (Sept. 23-24, 2024); Sunday Welcome Reception (Sept. 22, 2024); Monday Evening Reception (Sept. 23, 2024), and access to the IP Expo Hall. IPO does not provide a refund if an attendee chooses not to participate in any of the functions included with their registration fees.

*IPO Member Group Discount: Any IPO member organization that pays for five or more employees to attend the annual meeting will receive a rate of \$750 per registrant. No other discounts apply.

Return form to meetings@ipo.org

Payment must be received with a completed registration form. Forms received with payment will be processed within one business day. Once payment is processed, a confirmation email will be sent to the email provided above. Refer to the IPO Annual Meeting website for meeting and cancellation policies. By submitting this form, you agree that you have read IPO's meeting and cancellation policies as noted on our website.

Questions? Visit ipo.org or call +1 202-507-4500.





Select ONE of the registration options below for the group:



IPO Member Group Discount Form

Any IPO member organization sending 5 or more employees to attend the annual meeting will receive a rate of \$750 per registrant. Complimentary registrations do not count towards the 5 minimum required to receive this discount. No other discounts apply. The group discount is not transferable to another individual or organization not employed with the organization listed below.

	•
Organization contact will collect and provide a list See page 3 for Group Attendee Form. Only enter their materials below.	
Organization's employees will register themselves Contact will receive a group discount code to distribute to registrants is not met by September 20, 2024, then all the additional \$350 per person (a total of \$1,100 per person/IF	their organization. If the minimum of 5 paying organization's current attendees will be charged an
CONTACT NAME:	
TITLE:	
ORGANIZATION:	
ADDRESS:	
E-MAIL:	
PHONE:	
The contact named above agrees to register a min	
Method of Payment (Wire/EFT option available):	
Credit Card (Enter: AMEX, Discover, MasterCard, Visa):	
Credit Card #	
Exp. Date	Security Code:
Cardholder Name (print)	
Signature	Date

Registration Fees:

- **IPO Member**: \$1,100.00 by July 31; \$1,300 between Aug. 1 and Sept 20, and \$1,500 on-site in Chicago
- Non-member: \$2,200 by July 31; \$2,600 between Aug. 1 and Sept 20, and \$3,000 on-site in Chicago.
- **Government/Academic/Emeritus**: \$650.00 by July 31 and \$750 after July 31st. *No other discount applies*.
- **IPO Member Group Discount**: Any IPO member organization sending 5 or more employees to attend the annual meeting will receive a rate of \$750 per registrant. Complimentary registrations do not count towards the 5 minimum required to receive this discount. *No other discounts apply.*

Registration fees include all education sessions; CLE Credit to applicable states; networking luncheons, breakfasts, and breaks on Monday and Tuesday (Sept. 23-24); Sunday Welcome Reception (Sept. 22); Monday Evening Reception (Sept. 23), and access to the IP Expo Hall (Sept. 22-24). *IPO does not provide a refund if an attendee chooses not to participate in any of the functions included with their registration fees.*

RETURN FORM TO MEETINGS@ipo.org

Allow for 2 business day to receive a confirmation email. By submitting this form, you agree that you have read IPO's meeting and cancellation policies as noted on our website.

Group Attendee Registration Form

Each attendee must have a unique email so registrants can receive meeting information & access to materials.			
1. NAME			
TITLE (i.e. Partner, VP)			
FULL ADDRESS			
E-MAIL			
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)			
2. NAME			
TITLE (i.e. Partner, VP)			
FULL ADDRESS			
E-MAIL			
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)			
3. NAME			
TITLE (i.e. Partner, VP)			
FULL ADDRESS			
E-MAIL			
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)			
4. NAME			
TITLE (i.e. Partner, VP)			
FULL ADDRESS			
E-MAIL			
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)			

5. NAME
TITLE (i.e. Partner, VP)
FULL ADDRESS
E-MAIL
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)
6. NAME
TITLE (i.e. Partner, VP)
FULL ADDRESS
E-MAIL
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)
7. NAME
TITLE (i.e. Partner, VP)
FULL ADDRESS
E-MAIL
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)
8. NAME
TITLE (i.e. Partner, VP)
FULL ADDRESS
E-MAIL
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)

CONTINUE ON NEXT PAGE

9. NAME
TITLE (i.e. Partner, VP)
FULL ADDRESS
E-MAIL
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)
10. NAME
TITLE (i.e. Partner, VP)
FULL ADDRESS
E-MAIL
Will you request CLE Credit? If so, list the state(s) and your Bar Number(s)
By submitting this form, all registrants have agreed to IPO's meeting policies.