

October 9, 2014

Important Membership Update and Annual Meeting notice:

[ANNUAL MEETING
TORONTO
DECEMBER TRIP
CONGRESS
TORONTO CONGRESS
THANKS](#)

[RECEPTION IN
CONFIDENTIALITY
MEMBERSHIP UPDATE](#)

[2015 RIO](#)

[AIPPI - CANADIAN SUPREME COURT](#)

[NOTE OF](#)

The Annual Meeting of the AIPPI-US Division will be held on Friday, October 24, 2014, beginning at 3:30 pm. The meeting is being held during AIPLA's Annual Meeting at the Marriott Wardman Park, in Washington, DC. The meeting will take place in the Washington Rooms 5-6 on the Exhibition Level. The complete agenda for the meeting will be distributed shortly, however there are a few notice items included in this message so please read carefully. During the business meeting, we will elect officers and steering committee members for the coming year, and vote on proposed changes to the Division's Operating Procedures.

- [Read the Nominations Letter to the Membership from AIPPI-US Secretary Kevin Tottis](#)
- [Review the proposed changes to the Division's Operating Procedures](#)

The changes are being proposed in order to bring the Operating Procedures into conformance with the automatic succession of the President-Elect of AIPPI-US Division by providing that the President-Elect, who will serve as President in the year following the election, make the nomination of the officers and Steering Committee members for that coming year. In addition to the business meeting, there will be a discussion of the results of the Toronto Congress, the Working Questions for the 2015 Rio Congress, and other plans of our Division for the coming year. **Please mark your calendar and plan to attend this important meeting, and please plan stay after the meeting to enjoy our cocktail reception, as well.**

AIPPI-US Division December Trip to AIPPI Japan and AIPPI Korea: Following up on our successful visit to Asia last year, our Asia Pacific Subcommittee is planning another trip this year to visit AIPPI Japan and AIPPI Korea. The current plan is to visit Japan on December 1 and Korea on December 2. A seminar will be held for the AIPPI national group in each of those countries. We welcome any members who would like to join this trip to contact the Asia Pacific subcommittee co-chair, Sunhee Lee, sxlee@sughrue.com. We are holding a series of planning calls for those wishing to participate in the trip.

TORONTO CONGRESS: The past month was an extremely busy one for our AIPPI-US Division with the completion of the AIPPI Toronto Congress, and other activities leading to our participation in the Congress. [A more complete summary of the Congress is posted on the AIPPI website at \[aippi.org\]\(http://aippi.org\).](#) Our Division had an extremely successful Congress, with nearly 140 members attending. This was one of the largest delegations of members from the US in recent

years. As a result of the hard work of our voting delegates and those who helped with our Working Question reports, the resolutions adopted at the Congress were all acceptable to our Division, which has not always been the case in the past. Copies of the resolutions adopted at the Congress are posted on our website. Special thanks are due to the following members who served as our voting delegates, and to the many others who stepped in to assist us throughout the Congress.

Wayne Sobon, President
Jeff Lewis
Dave Hill
Phil Swain
Peter Schechter
Dan Altman
Maria Scungio
Marc Richards
Kevin Tottis
Kelly Hyndman
Monica Barone

A number of our members also had important roles during the meeting, including chairing and co-chairing working committees, moderating plenary sessions, speaking at workshops, and serving in important roles on the AIPPI Bureau and AIPPI Committees. Our Division can be very proud of these efforts, and our active participation in the Congress was recognized by many in the AIPPI leadership hierarchy.

AIPPI-US Reception in Toronto: With the great help of our Vice-Chair, Phil Swain, our Division held a very successful reception in Toronto. The reception was very well attended and everyone enjoyed this opportunity to get together with the other US attendees.

Membership Update: I am pleased to report that our Division membership has continued to grow, and we now have surpassed 400 members. Thanks are due to all those who have assisted in our membership drive over the last year, and we look forward to continuing this growth in the coming year. In Toronto, our Division was singled out by the AIPPI Membership Committee as having the largest increase in membership (105%) of any national group during the past year. As a result of this membership growth, our Division now has two additional votes (12 total) in Executive Committee sessions for 2014-15. In addition, two of our members, John Osha and Larry Welch, also have a separate voting right in the Executive Committee as a result of their positions on the AIPPI Bureau and as Chair of the Programme Committee, respectively.

AIPPI Canadian Supreme Court Intervention: In late May, AIPPI requested feedback on whether the National Groups would agree with an attempt of AIPPI to intervene in the Canadian Supreme Court case of *Apotex v. Sanofi*, involving an important issue of utility. After consideration by the AIPPI-US Steering Committee, a decision was made to respond to the AIPPI Questionnaire, and a response was prepared and approved for submission. A copy of the response is posted on our Division's website at www.aippi-us.org. Based on the various National

Group submissions, AIPPI filed a Motion to Intervene in the Canadian case on June 23, 2014. After an unsuccessful attempt by Apotex to oppose the intervention by AIPPI, the final intervention papers were submitted to the Court on September 16, 2014. Our Division requested the opportunity to review the papers before they were submitted, and AIPPI allowed us to review and comment on the final draft.

Confidentiality in IP Practitioner Communications: Following up on the successful joint colloquium of AIPPI, AIPLA and FICPI in 2013 on this topic, the B+ countries of WIPO have been working on a draft international treaty that incorporates many of the ideas that resulted from the colloquium. A special meeting was held on September 23, 2014 in Geneva, Switzerland to continue the discussions on this topic, and AIPPI-US was asked to send a representative to help with a presentation to the B+ delegates. In addition, WIPO has asked AIPPI to make a presentation early next year to the Standing Committee on Patents focusing on this issue.

2015 AIPPI Rio Congress:

Now that the Toronto Congress is behind us, it is time to mark your calendars for the 2015 AIPPI Rio Congress from October 9-15, 2015. The Working Questions for that Congress have already been approved, and are as follows:

- Inventorship of Multinational Inventions
- Taking Unfair Advantage of Trademarks: Parasitism and Free Riding
- Exceptions to and Limitations of Copyright Protection for Libraries and Archives, and for Educational and Research Institutions
- Trade Secrets

Note of Thanks: This will be my last update for the current Division year, and I take this opportunity to thank all of the Officers, Steering Committee members, subcommittee leaders, AIPPI-US members who serve on AIPPI Committees, and our members for your great support of our Division during the past year. We have made significant progress in the past year, and I look forward to seeing the Division continue to grow and prosper in the coming year.

With best regards,

David W. Hill

Chair, AIPPI-US Division