



May 29, 2013

Dear AIPPI-US Division Members,

An update from the Division Chair:

1. **AIPPI-US MEETING IN SEATTLE:** Our Division held a very successful meeting in Seattle on May 1, 2013 during the AIPLA Spring Meeting. A highlight of the meeting was the presence of the AIPPI Bureau members, who held their own business meetings at the same location as the AIPLA Spring Meeting. The President of AIPPI, John Bochnovic, as well as the Secretary General, Stephan Freischem, and the Reporter General, Thierry Calame, all spoke at our AIPPI-US Division meeting. In addition, John and Stephan were invited to address the AIPLA Board and Committee Chairs meeting on April 30, and the AIPPI Bureau was invited to join the reception of the AIPLA Board and Committee Chairs that evening. Following the reception, the AIPPI Bureau hosted a dinner for the AIPLA Executive Committee members, and the AIPPI-US Steering Committee members.

During the Division's meeting on May 1, presentations were given on all four of the AIPPI-US Division draft Working Question Reports. Copies of the four presentations are posted on our Division website at <http://www.aippi-us.org/meetings/2013SpringMtg.html>. Peter Schechter provided the update on Q233, Grace Period for Patents, Griff Price spoke on Q234, Relevant public for determining the degree of recognition of famous marks, well-known marks and marks with reputation, Rudy Hofmann provided an overview of the report on Q235, Term of Copyright Protection, and Ken Adamo finished the discussion by addressing the report on Q236, Remedies other than Injunction and Damages. We especially thank these members for their time and efforts in making these presentations, and for their great work in connection with the preparation and finalization of the reports.

2. **ASIA PACIFIC SUBCOMMITTEE TRIP - November 11-15, 2013:** Plans are proceeding for the AIPPI-US Division visits to the AIPPI Groups in Japan, S. Korea, and China in November. Those who may be interested in participating in this trip should contact our Asia Pacific subcommittee chair, John Carson at John.Carson@knobbe.com.

3. **WORKING QUESTION REPORTS:** Our AIPPI-US Division reports on the four working questions to be discussed in Helsinki have been completed, and they were discussed and approved by the AIPLA Board of Directors at their meeting in Seattle, subject to minor final edits. Thanks go especially to our authors of each of these reports for their hard work in researching, preparing, and revising the reports. We are fortunate to have such skilled members who are willing to devote their time to these important issues. The authors of the respective reports are listed below.

- Q233 Grace Period for Patents: Peter Schechter, Andrew Simpson, Tom Smegal, Kevin Tottis, Richard Beem, James Slattery, Marc Richards, Drew Meunier, and Damian Wasserbauer

- Q234 Term of Copyright Protection: Howard B. Miller, Rudolph P. Hofmann, James R.

- Q235 Relevant public for determining the degree of recognition of famous marks, well-known marks and marks with reputation: Seth I. Appel, Griff Price, Robert Sacoff, Maria A. Scungio, Elise Selinger, Philip T. Shannon, and David Weild III

- Q236 Relief in IP proceedings other than injunctions or damages: Ken Adamo, John Bird, Eugene Goryunov, John Johnson, Kristen McCallion, Alicia Shah, and Robert Wells

4. HELSINKI AIPPI FORUM AND EXCO - SEPTEMBER 5-11, 2013: REGISTER BY JUNE 3 and SAVE!!! The program has now been distributed, and you can sign up on the AIPPI website www.aippi.net . We hope that we will have a large turnout of members from our AIPPI-US Division in Helsinki, which promises to be an excellent meeting. Go to the following to view the program online: https://www.aippi.org/download/helsinki13/FINAL_scientific.pdf.

We will have representatives in Helsinki at each of the working committee meetings on the four working questions, and a full complement of voting delegates at each of the EXCO sessions to insure that our positions are considered in the drafting and approval of the resolutions being discussed. Our Steering Committee will be considering the potential people to be named as the official delegates shortly, so please let me know if you are planning to attend the meeting and are willing to serve as a delegate, if needed. We always need more people to sit in on EXCO sessions in addition to the named delegates, so your presence in Helsinki will be important to our Division's ability to staff each of the sessions. Visit <https://www.aippi.org> for more SIGN UP information.

5. PROPOSED WORKING QUESTIONS FOR 2014 TORONTO AIPPI CONGRESS: Our Division has been asked to approve the proposed working questions for the 2014 Toronto AIPPI Congress. The questions are as follows:

- Second Medical Use or Indication Claims
- The Basic Mark Requirement Under The Madrid System
- Exhaustion Issues In Copyright Law
- IP Licensing And Insolvency

If you have any questions or concerns about approving these four working questions for discussion at the Toronto Congress, please respond by email with your written comments.

6. PROGRAM SUBCOMMITTEE: We have established a Program Subcommittee to assist the AIPPI-US Division in planning and carrying out its meetings and programs, and Kevin Tottis has been appointed as Chair of this subcommittee. Kevin is looking for additional volunteers to help organize and develop our meetings in the future. Please contact Kevin if you are willing to help. KTottis@tottislaw.com

7. AIPPI COMMITTEES WITH NO US MEMBER: There are a large number of committees of AIPPI that currently have no committee member from the United States. We would like to recommend to AIPPI the names of members of AIPPI-US who would be suitable appointees to these committees in the future, should a vacancy on the committee arise. Please let me know whether you would have an interest in serving on any of the following committees of AIPPI International:

- Q227 - Designs
- Q222 - Standards and Patents
- Q207 - Development and Intellectual Property
- Q206 - In-House Counsel
- Q184 - Free Trade Agreements

8. BNA BOOK PROJECT - IP ISSUES IN INTERNATIONAL JURISDICTIONS: BNA has expressed interest in cooperating with AIPPI-US in the publication of materials in the general topic area of "IP issues in International Jurisdictions." Please let me know if you would like to assist in developing this project further.

9. MEMBERSHIP DRIVE ASSISTANCE: We have seen a steady increase in membership over the past year, but our Division still needs to work to find and attract more new members. Please talk to your colleagues and friends about the benefits of AIPPI-US Division and AIPPI membership, and help us to identify new members in the coming months. We know that each current member can find one or more others in their law firms or companies who would enjoy being members of this great organization. Joining is easy on our website at www.AIPPI-US.org. Thanks for helping to strengthen our membership in the coming year.

Sincerely,
David W. Hill
Chair, AIPPI-US Division

Other meetings of AIPPI. . .

- 26-28 June 2013 L AIPPI, AIPLA, FICPI Privilege Colloquium in Paris. Register now - few places left. Speakers include Circuit Judge Timothy B. Dyk of the US Court of Appeals for the Federal Circuit; Professor John Cross of the University of Louisville; governmental representatives from Australia, Germany, Japan, Switzerland, and the USA; and Kevin Mooney, Chair of the Drafting Committee of the UPC Rules of Procedure. [Click here for more information.](#)
- ABPI XXXIII International Congress on Intellectual Property, Rio de Janeiro, Brazil, August 18-20, 2013. Go to: <http://www.abpi.org.br/congresso/defaulteng.asp> for more information.



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