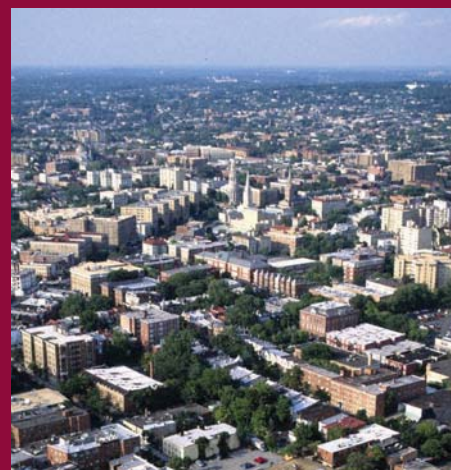


A I P L A

Annual Meeting



OCTOBER 27 - 29

**MARRIOTT WARDMAN PARK HOTEL
WASHINGTON, DC**

2005
AMERICAN INTELLECTUAL PROPERTY LAW ASSOCIATION

AIPLA PRESENTS...



Chuck Berry

Friday, October 28, 2005

8:00 – 10:00 pm

Dinner & Entertainment

Tickets Required, Black Tie Preferred

Entertainment sponsored in part by:

Howrey, LLP

Chuck Berry's music has transcended generations. He earns respect to this day because he is truly an entertainer. Berry gained success by watching the audience's reaction and playing accordingly, putting his listeners' amusement above all else. For this reason, tunes like "Johnny B. Goode," "Maybellene" and "Memphis" have become anthems to an integrated American youth and popular culture. Berry is a musical icon who established rock and roll as a musical form and brought us together in song.

In recognition of his stature in music history, he was inducted as part of the first class of the Rock and Roll Hall of Fame, which included such greats as Elvis Presley, Ray Charles and James Brown.

AIPLA would like to thank BMI for their help in securing Chuck Berry for this event.

AIPLA

Annual Meeting

October 27–29, 2005

Marriott Wardman Park Hotel

**Up to 18.9 CLE & 1.2 ETHICS CREDITS OFFERED
See page 36**

Program and Registration Information

James Pooley
Officer-in-Charge
Second Vice-President, AIPLA
Milbank Tweed Hadley & McCloy, LLP
Palo Alto, CA

Anthony M. Zupcic
Chair, AIPLA Professional Programs Committee
Fitzpatrick Cella Harper & Scinto
New York, NY

Kimberly S. Jordahl
Vice-Chair, AIPLA Professional Programs Committee
Kagan Binder, PLLC
Stillwater, MN

2005 Annual Meeting Program Coordinators

Mark J. Abate
Morgan & Finnegan
New York, NY

Gordon Arnold
Arnold & Ferrera, LLP
Houston, TX

Charles Berman
Greenberg Traurig, LLP
Santa Monica, CA

Brian W. Bockhop
Arnall Golden Gregory, LLP
Atlanta, GA

Mary Jo Boldingh
Kelley Drye & Warren, LLP
Chicago, IL

Kenneth Booth
Booth Udall, PLC
Mesa, AZ

Melissa Buss
3M Innovative Properties
Company
St. Paul, MN

Joseph S. Cianfrani
Knobbe Martens Olson
& Bear, LLP
Irvine, CA

Kirk Damman
Lewis Rice & Fingersh, LLC
St. Louis, MO

Raj Davé
Morrison & Foerster
McLean, VA

J. Michael Martinez de Andino
Hunton & Williams
Richmond, VA

Maria Eliseeva
Houston Eliseeva, LLP
Lexington, MA

R. Lewis Gable
Cowan Liebowitz & Latman, PC
New York, NY

Robert O. Lindefjeld
Jones Day
Pittsburgh, PA

Steve Malin
Sidley Austin Brown & Wood, LLP
Dallas, TX

Evelyn H. McConathy
Drinker Biddle & Reath, LLP
Philadelphia, PA

Kenneth Nigon
RatnerPrestia, PC
Valley Forge, PA

Philip T. Petti
Fitch Even Tabin & Flannery
Chicago, IL

Edward Reines
Weil Gotshal & Manges, LLP
Redwood Shores, CA

David P. Ruschke
Medtronic, Inc.
Minneapolis, MN

Douglas Sharrott
Fitzpatrick Cella Harper & Scinto
New York, NY

Robert H. Sloss
Farella Braun & Martel, LLP
San Francisco, CA

Neil A. Smith
Sheppard Mullin Richter &
Hampton, LLP
San Francisco, CA

J. Allison Strickland
Fross Zelnick Lehrman
& Zissu, PC
New York, NY

Kevin Tottis
Law Offices of Kevin Tottis
Chicago, IL

Amalia M. Trister
Goodmans, LLP
Toronto, Ontario, Canada

Raymond Van Dyke
Nixon Peabody, LLP
Washington, DC

Laura Zeman
Snell & Wilmer, LLP
Phoenix, AZ

TABLE OF contents

1	inside title page
2	2005 annual meeting program coordinators
4-5	schedule of events
6-7	quick reference to committee meetings
8	registration, hospitality, exhibitor, cyber café, spouse/guest hospitality & technology center schedules
9	important information on papers, slides & presentations
10-11	sponsors
12	wednesday program schedule
12-23	thursday program schedule
12-20-21-22-24-31-32-33	committee meetings
24-33	friday program schedule
34-35	saturday program schedule
36	important dates
36	cle information
37	Marriott Wardman Park Hotel Information
38	Partnering in Patents Schedule
39	Partnering in Patents Registration Form
40-41	spouse/guest activities and tours
42	friday dinner table reservation form
43	registration information
44	registration and cancellation policy
45	new member/first-time attendee reception
46	application for membership
47	registration form
48	AIPLA Officers and Board of Directors
49	airline & car rental travel discount information

s c h e d u l e

october 26 – wednesday

1:00 – 5:00 PM COTILLION BALLROOM
BOARD OF DIRECTORS'/COMMITTEE CHAIRS' BUSINESS MEETING

4:00 – 7:00 PM EXHIBIT HALL A
PRE-REGISTRATION

october 27 – thursday

8:00 – 9:00 AM
COMMITTEE MEETINGS (SEE QUICK REFERENCE PAGE 6)

8:00 – 9:30 AM EXHIBIT HALL A
CONTINENTAL BREAKFAST

8:00 AM – 6:00 PM EXHIBIT HALL A
REGISTRATION

8:00 AM – 6:00 PM EXHIBIT HALL A
EXHIBITS & CYBER CAFÉ

8:00 AM – 6:00 PM EXHIBIT HALL A
TECHNOLOGY CENTER

9:00 AM – 3:00 PM MEET IN LOBBY AT 8:45 AM
SPOUSE/GUEST TOUR: "HISTORIC ANNAPOLIS"
(ADVANCED RESERVATIONS REQUIRED)

COTILLION BALLROOM
MEZZANINE LEVEL
9:00 AM – 12:00 NOON
CONCURRENT TRACK 1—CLAIM CONSTRUCTION: HOW CLAIM CONSTRUCTION IS DETERMINED IN A PATENT CASE AT A TRIAL COURT LEVEL

MARRIOTT BALLROOM SALON 3
LOBBY LEVEL
9:00 AM – 12:00 NOON
CONCURRENT TRACK 2—PROSECUTION TIPS FROM AROUND THE WORLD FOR US PRACTITIONERS

MARYLAND, LOBBY LEVEL
9:00 AM – 12:00 NOON
CONCURRENT TRACK 3—INTELLECTUAL PROPERTY CRIMES & MISDEMEANORS: ADVENTURES IN ANTI-PIRACY AND ANTI-COUNTERFEITING

10:15 – 11:15 AM EXHIBIT HALL A
BEVERAGE BREAK

12:00 NOON – 12:30 PM EXHIBIT HALL A
LUNCHEON RECEPTION (ALL REGISTRANTS INVITED)

12:30 – 2:00 PM WASHINGTON ROOMS
LUNCHEON—FRANCIS GURRY, DEPUTY DIRECTOR GENERAL, WIPO (TICKETS REQUIRED)

oct 27 – thursday (continued)

2:00 – 3:30 PM DELAWARE AB
BOARD OF DIRECTORS' MEETING

COTILLION BALLROOM
MEZZANINE LEVEL
2:00 – 3:30 PM
CONCURRENT TRACK 1—THE ROLE OF TODAY'S SUPREME COURT AND PTO SOLICITOR IN THE DEVELOPMENT OF PATENT LAW; THE ROLE OF ECONOMIC ANALYSIS IN FEDERAL CIRCUIT DECISION MAKING; CRITICISM OF THE FEDERAL CIRCUIT: FAIR OR FOUL?; AND KNORR-BREMSE & PHILLIPS: HAVE THEY ADEQUATELY CLARIFIED THE LAW?

MARRIOTT BALLROOM SALON 3
LOBBY LEVEL
2:00 – 3:30 PM
CONCURRENT TRACK 2—BEING CREATIVE WITH THE CREATE ACT

MARYLAND, LOBBY LEVEL
2:00 – 3:30 PM
CONCURRENT TRACK 3—SEIZE THE DAY: HEARING AN EX PARTE SEIZURE ORDER FOR COPYRIGHT AND TRADEMARK COUNTERFEITING

3:00 – 4:00 PM EXHIBIT HALL A
BEVERAGE BREAK

3:30 – 5:30 PM
COMMITTEE MEETINGS (SEE QUICK REFERENCE PAGE 6)

DELAWARE AB
5:30 – 6:30 PM
NEW MEMBER/FIRST-TIME ATTENDEE RECEPTION

EXHIBIT HALL C
7:00 – 9:00 PM
OPENING NIGHT RECEPTION (TICKETS REQUIRED)

WASHINGTON ROOMS
9:00 – 11:00 PM
DESSERT RECEPTION (ALL REGISTRANTS INVITED)

october 28 – friday

7:15 – 9:00 AM
COMMITTEE MEETINGS (SEE QUICK REFERENCE PAGE 6)

EXHIBIT HALL A
7:45 – 9:30 AM
CONTINENTAL BREAKFAST

EXHIBIT HALL A
7:45 AM – 6:00 PM
REGISTRATION

EXHIBIT HALL A
7:45 AM – 6:00 PM
EXHIBITS & CYBER CAFÉ

EXHIBIT HALL A
7:45 AM – 6:00 PM
TECHNOLOGY CENTER

o f e v e n t s

oct 28 – friday (continued)

9:00 AM – 12:00 NOON MEET IN LOBBY AT 8:45 AM
SPOUSE/GUEST TOUR: “A MORNING OF EMBASSIES”
 (ADVANCED RESERVATIONS REQUIRED)

8:45 – 11:45 AM COTILLION BALLROOM
 MEZZANINE LEVEL
CONCURRENT TRACK 1—HOW COMPANIES CAN CONTROL COSTS WHILE PROTECTING AND ENFORCING IP

8:45 – 11:45 AM MARRIOTT BALLROOM SALON 3
 LOBBY LEVEL
CONCURRENT TRACK 2—INTERNATIONAL LITIGATION HOW TO

8:45 – 11:45 AM MARYLAND, LOBBY LEVEL
CONCURRENT TRACK 3—MAKING GOOD USE OF “USE IN COMMERCE”

10:15 – 11:15 AM EXHIBIT HALL A
BEVERAGE BREAK

11:45 AM – 12:15 PM EXHIBIT HALL A
LUNCHEON RECEPTION (ALL REGISTRANTS INVITED)

12:15 – 1:45 PM WASHINGTON ROOMS
LUNCHEON—HONORABLE PAUL R. MICHEL, CHIEF JUDGE, UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT (TICKETS REQUIRED)

1:45 – 2:00 PM WASHINGTON ROOMS
ANNUAL ASSOCIATION BUSINESS MEETING

2:00 – 3:30 PM MARYLAND, LOBBY LEVEL
CONCURRENT TRACK 1—EFFECTIVE AMICUS PARTICIPATION

2:00 – 3:30 PM COTILLION BALLROOM
 MEZZANINE LEVEL
CONCURRENT TRACK 2—WHAT EFFECT WILL THE PROPOSED NEW INTERIM PTO GUIDELINES HAVE ON SECTION 101 DETERMINATIONS OF PATENTABLE SUBJECT MATTER?

2:00 – 3:30 PM MARRIOTT BALLROOM SALON 3
 LOBBY LEVEL
CONCURRENT TRACK 3—THE INTERNET AS A VEHICLE FOR ENTERTAINMENT: LAW, POLICY AND REALITY

3:00 – 4:00 PM EXHIBIT HALL A
BEVERAGE BREAK

3:30 – 5:30 PM
COMMITTEE MEETINGS (SEE QUICK REFERENCE PAGE 6)

7:00 – 8:00 PM MARRIOTT BALLROOM SALON 1
PRE-DINNER RECEPTION (ALL REGISTRANTS INVITED)

oct 28 – friday (continued)

8:00 – 10:00 PM MARRIOTT BALLROOM SALONS 2–3
DINNER & ENTERTAINMENT (TICKETS REQUIRED)

10:00 PM – 12:00 MIDNIGHT COTILLION BALLROOM
DESSERT RECEPTION (ALL REGISTRANTS INVITED)

october 29 – saturday

7:00 – 8:30 AM EXHIBIT HALL A
CONTINENTAL BREAKFAST

7:00 AM – 12:00 NOON EXHIBIT HALL A
REGISTRATION

7:00 AM – 12:00 NOON EXHIBIT HALL A
EXHIBITS & CYBER CAFÉ

7:00 AM – 12:00 NOON EXHIBIT HALL A
TECHNOLOGY CENTER

8:00 AM – 12:00 NOON MARRIOTT BALLROOM SALON 3
 LOBBY LEVEL
PLENARY SESSION—THE YEAR IN REVIEW/ETHICS

9:30 – 11:00 AM EXHIBIT HALL A
BEVERAGE BREAK

10:00 AM – 12:00 NOON MARYLAND C
2006 MID-WINTER INSTITUTE PLANNING COMMITTEE MEETING (COMMITTEE MEMBERS ONLY)

12:00 NOON – 2:00 PM MARYLAND AB
BUFFET LUNCHEON (CASH BAR) (TICKETS REQUIRED)

12:00 NOON – 4:00 PM DELAWARE AB
BOARD OF DIRECTORS’ MEETING



2005 AIPLA STUDENT/JUNIOR MEMBER JOB FAIR (FOR INDIVIDUALS WITH CONFIRMED INTERVIEWS ONLY)

10:00 AM – 4:00 PM WASHINGTON ROOM 2
JOB FAIR OFFICE

11:00 AM – 4:00 PM WASHINGTON ROOMS 4–6
AIPLA JOB FAIR

4:00 – 6:00 PM WASHINGTON ROOM 3
JOB FAIR RECEPTION

quick reference to

ALTERNATIVE DISPUTE RESOLUTION

4:30 – 5:30 pm, Friday
Harding, Mezzanine Level

AMICUS (COMMITTEE MEMBERS ONLY)

7:45 – 8:45 am, Friday
Marriott Balcony A, Mezzanine Level

AMERICAN INTELLECTUAL PROPERTY LAW EDUCATION FOUNDATION (AIPLEF) (COMMITTEE MEMBERS ONLY)

3:30 – 4:30 pm, Thursday
Marriott Balcony D, Mezzanine Level

ANTITRUST LAW (JOINT MEETING WITH PATENT LITIGATION)

3:30 – 5:30 pm, Thursday
Wilson B, Mezzanine Level

BIOTECHNOLOGY (JOINT MEETING WITH CHEMICAL PRACTICE)

3:30 – 5:30 pm, Thursday
Cotillion Ballroom, Mezzanine Level

CHEMICAL PRACTICE (JOINT MEETING WITH BIOTECHNOLOGY)

3:30 – 5:30 pm, Thursday
Cotillion Ballroom, Mezzanine Level

COPYRIGHT LAW

3:30 – 4:30 pm, Thursday
Taft, Mezzanine Level

CORPORATE PRACTICE (JOINT MEETING WITH ELECTRONIC AND COMPUTER LAW) (CLE REQUESTED)

3:30 – 5:30 pm, Thursday
Maryland, Lobby Level

DIVERSITY IN IP LAW

4:30 – 5:30 pm, Thursday
Marriott Balcony A, Mezzanine Level

EDUCATION (JOINT MEETING WITH LAW STUDENTS AND YOUNG LAWYERS)

3:30 – 5:30 pm, Friday
Wilson A, Mezzanine Level

ELECTRONIC AND COMPUTER LAW (JOINT WITH CORPORATE PRACTICE) (CLE REQUESTED)

3:30 – 5:30 pm, Thursday
Maryland, Lobby Level

ELECTRONIC BUSINESS, AUTOMATION AND HARMONIZATION OF STANDARDS (JOINT MEETING WITH TRADEMARK INTERNET/CYBERSPACE) (CLE REQUESTED)

3:30 – 5:30 pm, Thursday
Wilson A, Mezzanine Level

EMERGING TECHNOLOGIES/INTERNET

3:30 – 4:30 pm, Friday
Taft, Mezzanine Level

EPO LIAISON COUNCIL (COUNCIL MEMBERS ONLY)

Will Not Meet

FELLOWS (COMMITTEE MEMBERS ONLY)

4:30 – 5:30 pm, Friday
Marriott Balcony B, Mezzanine Level

INDUSTRIAL DESIGNS (CLE REQUESTED)

3:30 – 5:30 pm, Thursday
Truman, Mezzanine Level

INDUSTRIAL DESIGNS (JOINT MEETING WITH INTERNATIONAL & FOREIGN LAW, IP PRACTICE IN EUROPE AND IP PRACTICE IN THE FAR EAST)

3:30 – 5:30 pm, Friday
Coolidge, Mezzanine Level

INTERFERENCE

4:30 – 5:30 pm, Thursday
Wilson C, Mezzanine Level

INTERNATIONAL EDUCATION

4:30 – 5:30 pm, Thursday
Roosevelt, Mezzanine Level

INTERNATIONAL & FOREIGN LAW (JOINT MEETING IP PRACTICE IN EUROPE, IP PRACTICE IN THE FAR EAST, INDUSTRIAL DESIGNS)

3:30 – 5:30 pm, Friday
Coolidge, Mezzanine Level

INVENTOR ISSUES

7:45 – 8:45 am, Friday
Johnson, Mezzanine Level

IP LAW ASSOCIATIONS (COMMITTEE MEMBERS ONLY)

8:00 – 9:00 am, Thursday
Marriott Balcony B, Mezzanine Level

IP PRACTICE IN EUROPE (JOINT MEETING INDUSTRIAL DESIGNS, INTERNATIONAL & FOREIGN LAW AND IP PRACTICE IN THE FAR EAST)

3:30 – 5:30 pm, Friday
Coolidge, Mezzanine Level

IP PRACTICE IN THE FAR EAST (JOINT MEETING WITH INDUSTRIAL DESIGNS, INTERNATIONAL & FOREIGN LAW AND IP PRACTICE IN EUROPE)

3:30 – 5:30 pm, Friday
Coolidge, Mezzanine Level

IP PRACTICE IN THE FAR EAST

3:30 – 4:30 pm, Thursday
Coolidge, Mezzanine Level

IP PRACTICE IN JAPAN

4:30 – 5:30 pm, Friday
Roosevelt, Mezzanine Level

IP PRACTICE IN LATIN AMERICA

3:30 – 4:30 pm, Friday
Roosevelt, Mezzanine Level

committee meetings

LAW PRACTICE MANAGEMENT

3:30 – 4:30 pm, Thursday
Marriott Balcony B, Mezzanine Level

LAW STUDENTS (JOINT WITH EDUCATION AND YOUNG LAWYERS)

3:30 – 5:30 pm, Friday
Wilson A, Mezzanine

LICENSING (JOINT WITH MANAGEMENT OF IP ASSETS) (CLE REQUESTED)

3:30 – 5:30 pm, Friday
Cotillion Ballroom, Mezzanine Level

MANAGEMENT OF IP ASSETS (JOINT WITH LICENSING) (CLE REQUESTED)

3:30 – 5:30 pm, Friday
Cotillion Ballroom, Mezzanine Level

MEMBERSHIP (JOINT MEETING WITH MENTORING)

8:00 – 9:00 am, Thursday
Marriott Balcony A, Mezzanine Level

MENTORING (JOINT MEETING WITH MEMBERSHIP)

8:00 – 9:00 am, Thursday
Marriott Balcony A, Mezzanine Level

MENTORING (JOINT BREAKFAST MEETING WITH WOMEN IN IP LAW)

7:15 – 8:45 am, Friday
Delaware AB, Lobby Level

ONLINE PROGRAMS

4:30 – 5:30 pm, Thursday
Taft, Mezzanine Level

PATENT COOPERATION TREATY ISSUES

4:30 – 5:30 pm, Thursday
Harding, Mezzanine Level

PATENT LAW

3:30 – 4:30 pm, Friday
Harding, Mezzanine Level

PATENT LITIGATION (JOINT MEETING WITH ANTITRUST LAW)

3:30 – 5:30 pm, Thursday
Wilson B, Mezzanine Level

PATENT-RELATIONS WITH THE USPTO: USPTO QUALITY AND PENDENCY INITIATIVES

3:30 – 4:30 pm, Friday
Maryland, Lobby Level

PROFESSIONALISM AND ETHICS (COMMITTEE MEMBERS ONLY)

8:00 – 9:00 am, Thursday
Johnson, Mezzanine Level

PROFESSIONAL PROGRAMS

7:45 – 8:45 am, Friday
Truman, Mezzanine Level

PUBLIC APPOINTMENTS (COMMITTEE MEMBERS ONLY)

Will Not Meet

TRADE SECRET LAW

3:30 – 4:30 pm, Thursday
Roosevelt, Mezzanine Level

TRADEMARK INTERNET/CYBERSPACE

(JOINT MEETING WITH ELECTRONIC BUSINESS, AUTOMATION AND HARMONIZATION OF STANDARDS) (CLE REQUESTED)

3:30 – 5:30 pm, Thursday
Wilson A, Mezzanine Level

TRADEMARK LAW

(JOINT MEETING WITH TRADEMARK LEGISLATION, TRADEMARK LITIGATION, TRADEMARK-RELATIONS WITH THE USPTO AND TRADEMARK TREATIES & INTERNATIONAL LAW)

3:30 – 5:30 pm, Friday
Wilson B, Mezzanine Level

TRADEMARK LEGISLATION

(JOINT MEETING WITH TRADEMARK LAW, TRADEMARK LITIGATION, TRADEMARK-RELATIONS WITH THE USPTO AND TRADEMARK TREATIES & INTERNATIONAL LAW)

3:30 – 5:30 pm, Friday
Wilson B, Mezzanine Level

TRADEMARK LITIGATION (JOINT MEETING WITH TRADEMARK LAW, TRADEMARK LEGISLATION, TRADEMARK-RELATIONS WITH THE USPTO AND TRADEMARK TREATIES & INTERNATIONAL LAW)

3:30 – 5:30 pm, Friday
Wilson B, Mezzanine Level

TRADEMARK-RELATIONS WITH THE USPTO (JOINT MEETING WITH TRADEMARK LAW, TRADEMARK LEGISLATION, TRADEMARK LITIGATION AND TRADEMARK TREATIES & INTERNATIONAL LAW)

3:30 – 5:30 pm, Friday
Wilson B, Mezzanine Level

TRADEMARK TREATIES & INTERNATIONAL LAW (JOINT MEETING WITH TRADEMARK LAW, TRADEMARK LEGISLATION, TRADEMARK LITIGATION AND TRADEMARK-RELATIONS WITH THE USPTO)

3:30 – 5:30 pm, Friday
Wilson B, Mezzanine Level

US BAR JAPAN LIAISON COUNCIL (COUNCIL MEMBERS ONLY)

8:00 – 9:00 am, Thursday
Harding, Mezzanine Level

WOMEN IN IP LAW (JOINT BREAKFAST MEETING WITH MENTORING)

7:15 – 8:45 am, Friday
Delaware AB, Lobby Level

YOUNG LAWYERS (JOINT MEETING WITH EDUCATION AND LAW STUDENTS)

3:30 – 5:30 pm, Friday
Wilson A, Mezzanine Level

overview...

Marriott Wardman Park Hotel Washington, DC

BADGES ARE REQUIRED TO ATTEND ALL ANNUAL MEETING PROGRAMS AND EVENTS.

Hours of Operation and Location for:

AIPLA Pre-Registration—Exhibit Hall A, Exhibition Level

Wednesday, October 26

The Registration Desk will be open from 4:00 – 7:00 PM for attendees who have *pre-registered* and wish to pick up their packets early.

AIPLA Registration—Exhibit Hall A, Exhibition Level

Exhibits & Cyber Café—Exhibit Hall A, Exhibition Level

Technology Center—Exhibit Hall A, Exhibition Level

Spouse/Guest Hospitality—Wardman Tower Suite #6340

Thursday, October 27

8:00 AM – 6:00 PM

Friday, October 28

7:45 AM – 6:00 PM

Saturday, October 29

7:00 AM – 12:00 NOON

Technology Center Sponsored by:

Semiconductor Insights

Cyber Café Sponsored by:

Paul Hastings Janofsky & Walker, LLP

Hospitality Schedule – Exhibit Hall A, Exhibition Level

Continental Breakfast

Thursday, October 27

8:00 – 9:30 AM

Friday, October 28

7:45 – 9:30 AM

Saturday, October 29

7:00 – 8:30 AM

Beverage Breaks

Thursday, October 27

10:15 – 11:15 AM; 3:00 – 4:00 PM

Friday, October 28

10:15 – 11:15 AM; 3:00 – 4:00 PM

Saturday, October 29

9:30 – 11:00 AM

Thursday Morning's Break Sponsored by:

Greenberg Traurig

Friday Morning's Break Sponsored by:

Oblon Spivak McClelland Maier & Neustadt, PC

meeting papers and materials



Important Information about the Papers, Slides and Presentations for the 2005 Annual Meeting.

WHERE ARE THEY?

Before the meeting, all materials submitted in advance are posted on the AIPLA Website. The link is available on the Meeting homepage. (www.aipla.org).

At the meeting, they are available to download or print in the Technology Center, in addition to being available online.



HOW DO I ACCESS THEM?

1. Register for the meeting.
2. As a registrant, once the papers are available, you will receive an email notification from AIPLA.
3. Go to AIPLA's website at www.aipla.org and log-in.
4. Go to the 2005 Annual Meeting Home Page.
5. Click on the "Meeting Papers" link. Because these materials are for registered participants only, this will only work if you are logged in to the website and are registered for the meeting.



WHERE'S MY CD-ROM?

Because we now post the papers online, we no longer produce a CD-ROM in advance of the program.

On-site, we gather all of the updated and previously unsubmitted papers and presentations and include them in a comprehensive POST-meeting CD-ROM. When the POST-meeting CD-ROM is compiled, it will be sent to every meeting registrant.

No more waiting for CD-ROMs or bulky binders full of paper! Get the presentations now! You can take what you need with you for notes and keep the rest on disk for later. It's that simple!

Post Meeting CD-ROM Sponsored by:
Thomson/West

Meeting Signage Sponsored by:
Merchant & Gould, PC

sponsors

AIPLA would like to recognize and thank the following

Platinum



*Sponsor:
Friday Night Dessert Reception*



*Sponsor:
Thursday Night Dessert Reception*



*Sponsor in part:
Friday Dinner Entertainment*

Silver



*Sponsor in part:
Opening Night Reception*



*Sponsor in part:
Friday Pre-Dinner Reception*



*Sponsor:
Post-Meeting CD-ROM*

Bronze



*Sponsor in part:
Attendee Gift*



*Sponsor:
Thursday Lunch Reception*

sponsors for making this event an experience for all...

Bronze (continued)



Sponsor:
Women in IP Law/Mentoring Breakfast



Sponsor:
Thursday Morning Break



Sponsor:
New Member/First-Time Attendee Reception



Sponsor:
Friday Lunch Reception



Sponsor:
Friday Morning Break



Sponsor:
Cyber Café



Sponsor in part:
Friday Pre-Dinner Reception



Sponsor in part:
Attendee Gift

Crystal



Sponsor:
Technology Center



Sponsor:
Meeting Signage

Pearl



Sponsor:
Job Fair Hospitality Room

2005 annual meeting sponsors

october 26

wednesday

y

1:00 – 5:00 PM

COTILLION BALLROOM, MEZZANINE LEVEL

BOARD OF DIRECTORS’/COMMITTEE CHAIRS’ BUSINESS MEETING

a

4:00 – 7:00 PM

EXHIBIT HALL A, EXHIBITION LEVEL

PRE-REGISTRATION

For attendees who have pre-registered and wish to pick up their packets early. **Please Note: On-site registration will open at 8:00 am, Thursday, October 27.**

d

october 27

thursday

s

8:00 – 9:00 AM

MARRIOTT BALCONY B, MEZZANINE LEVEL

IP LAW ASSOCIATIONS (COMMITTEE MEMBERS ONLY)

e

8:00 – 9:00 AM

MARRIOTT BALCONY A, MEZZANINE LEVEL

MEMBERSHIP/MENTORING (JOINT MEETING)

This joint breakfast meeting will focus on the Target-Substantive Committee (“TSC”) Liaison and Mentoring programs administered by the Membership and Mentoring Committees. We encourage all committee chairs, committee co-chairs, current TSC liaisons and those interested in becoming TSC liaisons to attend this meeting to connect to their respective liaisons or committee representatives, share their experiences, and discuss how to encourage further development of the program and the Mentoring program. The TSC liaison program is intended to work the Mentoring program to provide liaisons with mentors who are actively involved in AIPLA. In addition, TSC liaisons are encouraged to serve as mentors to new AIPLA members. Those interested in becoming mentors or mentees are also invited to join this breakfast meeting focused on how to become meaningfully involved in AIPLA and its committees.

d

8:00 – 9:00 AM

JOHNSON, MEZZANINE LEVEL

PROFESSIONALISM AND ETHICS (COMMITTEE MEMBERS ONLY)

e

8:00 – 9:00 AM

HARDING, MEZZANINE LEVEL

US BAR JAPAN LIAISON COUNCIL (COUNCIL MEMBERS ONLY)

w

8:00 – 9:30 AM

EXHIBIT HALL A, EXHIBITION LEVEL

CONTINENTAL BREAKFAST

9:00 AM – 3:00 PM

MEET AT 24TH STREET ENTRANCE AT 8:45 AM

SPOUSE/GUEST TOUR (TICKETS REQUIRED)

“Historic Annapolis”

ADVANCED RESERVATIONS REQUIRED/SPACE IS LIMITED. SEE PAGE 40 FOR MORE DETAILS.

october 27

thursday

CONCURRENT TRACK 1 (9:00 AM – 12:00 NOON)

COTILLION BALLROOM, MEZZANINE LEVEL

CLAIM CONSTRUCTION: HOW CLAIM CONSTRUCTION IS DETERMINED IN A PATENT CASE AT A TRIAL COURT LEVEL

Moderators: **Michael J. Madison**
University of Pittsburgh School of Law
Pittsburgh, PA

Raj Davé
Morrison & Foerster
McLean, VA

Speakers: **Honorable Randall R. Rader** (serves as judge)
United States Court of Appeals for the Federal Circuit
Washington, DC

Robert C. Kahrl (counsel no. 1)
Jones Day
Cleveland, OH

Steven Comer (counsel no. 2)
Morrison & Foerster
Irvine, CA

David M. Simon (counsel no. 3)
Intel Corporation
Santa Clara, CA

J. Jeffrey Hawley (counsel no. 4)
Eastman Kodak Co.
Rochester, NY

CONCURRENT TRACK 2 (9:00 AM – 12:00 NOON)

MARRIOTT BALLROOM SALON 3, LOBBY LEVEL

PROSECUTION TIPS FROM AROUND THE WORLD FOR US PRACTITIONERS

9:00 – 9:05 AM

Introduction

Moderator: **Kenneth Nigon**
RatnerPrestia, PC
Valley Forge, PA

9:05 – 9:30 AM

Tips for Drafting European Patent Applications: Computer Software and Business Methods

Christian Rupp
Mitscherlich & Partner
Munich, Germany

y
a
d
s
r
u
h
t

october 27

thursday

9:30 – 9:55 AM

Tips for Drafting European Patent Applications: Pharmaceutical

Gavin Bogle
Wyeth Patent Law Department
Cambridge, MA

9:55 – 10:20 AM

Tips for Drafting Foreign Electronic Applications

Peter Emanuel
GE Licensing
Princeton, NJ

10:20 – 10:45 AM

Tips for Drafting Japanese Patent Applications

Daisuke Nagano
Matsushita Electric Industrial Co., Ltd.
Tokyo, Japan

10:45 – 11:10 AM

Tips for Drafting Patent Applications in PRC

Heather Lin
NTD Patent & Trademark Agency Limited
Beijing, China

11:10 – 11:35 AM

Drafting Worldwide Applications with a View Toward Licensing

Robert S. Bramson
Bramson & Pressman
Conshohocken, PA

11:35 AM – 12:00 NOON

Drafting Worldwide Applications with a View Toward Litigation

Nick Beckett
CMS Cameron McKenna
London, United Kingdom

CONCURRENT TRACK 3 (9:00 AM – 12:00 NOON)

MARYLAND, LOBBY LEVEL

INTELLECTUAL PROPERTY CRIMES & MISDEMEANORS: ADVENTURES IN ANTI-PIRACY AND ANTI-COUNTERFEITING

9:00 – 9:10 AM

Introduction

Moderator: **Jeffrey H. Kaufman**
Oblon Spivak McClelland Maier & Neustadt, PC
Alexandria, VA

october 27

thursday

Governmental Perspectives on IP Crimes

9:10 – 9:20 AM IPR Enforcement at the FBI

Leslie Bryant
Federal Bureau of Investigations
Washington, DC

9:20 – 9:30 AM Customs Enforcement

Paul Pizeck
International Trade Compliance
US Customs and Border Protection
Department of Homeland Security
Washington, DC

9:30 – 9:40 AM Computer Crimes

Michael Dubose
US Department of Justice
Washington, DC

9:40 – 9:50 AM

Panel Discussion
Questions & Answers



In-House Perspectives from Various Industries

9:50 – 10:05 AM The Movie Industry

John G. Malcolm
Motion Picture Association of America
Encino, CA

10:05 – 10:20 AM The Recording Industry

Steven Marks
Recording Industry Association of America
Washington, DC

10:20 – 10:35 AM The Pharmaceutical Industry

Teresa Hechmer Anzalone
GlaxoSmithKline
King of Prussia, PA

10:35 – 10:50 AM The Consumer Products Industry

Gerard P. Devine
GE Consumer and Industrial
Plainville, CT

10:50 – 11:05 AM Panel Discussion

Questions & Answers

Thursday

october 27

thursday

Litigation Perspectives: How to Protect Your Client's Brand

11:05 – 11:15 AM The Use of US Customs to Enforce the Client's IP Rights

Jeffrey H. Kaufman
Oblon Spivak McClelland Maier & Neustadt, PC
Alexandria, VA

11:15 – 11:30 AM Representing the Enthusiast

Frank Janoski
Lewis Rice and Fingersh
St. Louis, MO

11:30 – 11:45 AM The View from Europe on Enforcing IP Rights in the EU

Raimondo Coletti
Ing. Barzano & Zanardo Milano, SPA
Milano, Italy

11:45 AM – 12:00 NOON

Dealing with Counterfeit Goods Being Produced in China – A View from the Frontlines

B. Gary Zhang
China Sinda Intellectual Property
Beijing, China

12:00 NOON – 12:30 PM

LUNCHEON RECEPTION (ALL REGISTRANTS INVITED)

EXHIBIT HALL A, EXHIBITION LEVEL

Sponsored by:

DLA Piper Rudnick Gray Cary US, LLP

12:30 – 2:00 PM

WASHINGTON ROOMS, EXHIBITION LEVEL

LUNCHEON (TICKETS REQUIRED)

CURRENT DEVELOPMENTS AND FUTURE PLANS OF WIPO

Francis Gurry
Deputy Director General
World Intellectual Property Organization
Geneva, Switzerland



2:00 – 3:30 PM

BOARD OF DIRECTORS' MEETING

DELAWARE AB, LOBBY LEVEL

october 27

thursday

CONCURRENT TRACK 1 (2:00 – 3:30 PM)

COTILLION BALLROOM, MEZZANINE LEVEL

THE ROLE OF TODAY'S SUPREME COURT AND PTO SOLICITOR IN THE DEVELOPMENT OF PATENT LAW; THE ROLE OF ECONOMIC ANALYSIS IN FEDERAL CIRCUIT DECISION MAKING; CRITICISM OF THE FEDERAL CIRCUIT: FAIR OR FOUL?; AND *KNORR-BREMSE & PHILLIPS*: HAVE THEY ADEQUATELY CLARIFIED THE LAW?

Moderator: **Donald R. Dunner**
Finnegan Henderson Farabow Garrett & Dunner, LLP
Washington, DC

Speakers: **Honorable Richard Linn**
United States Court of Appeals for the Federal Circuit
Washington, DC

Honorable Timothy B. Dyk
United States Court of Appeals for the Federal Circuit
Washington, DC

Honorable T. John Ward
United States District Court, Eastern District of Texas
Marshall, TX

USPTO Official (Invited)
US Patent and Trademark Office
Alexandria, VA

Robert L. Baechtold
Fitzpatrick Cella Harper & Scinto
New York, NY

David J. Kappos
IBM Corporation
Armonk, NY

Nancy J. Linck
IP Consulting & Litigation Support
Alexandria, VA

Panel Discussion

Questions & Answers

y
a
d
s
r
u
n
h
t

october 27

thursday

CONCURRENT TRACK 2 (2:00 – 3:30 PM)

MARRIOTT BALLROOM SALON 3, LOBBY LEVEL

BEING CREATIVE WITH THE CREATE ACT

Moderator: **David P. Ruschke**
Medtronic, Inc.
Minneapolis, MN

2:00 – 2:30 PM

The CREATE Act: Its Creation and Content

George Wheeler
McAndrews Held & Malloy, Ltd.
Chicago, IL

2:30 – 3:20 PM

Being Creative When Prosecuting Patents and Writing Agreements

Kevin E. Flynn
The Eclipse Group
Durham, NC

K. Shannon Mrksich
Brinks Hofer Gilson & Lione
Chicago, IL

3:20 – 3:30 PM

Questions & Answers

CONCURRENT TRACK 3 (2:00 – 3:30 PM)

MARYLAND, LOBBY LEVEL

SEIZE THE DAY: HEARING AN EX PARTE SEIZURE ORDER FOR COPYRIGHT AND TRADEMARK COUNTERFEITING

Moderator: **Jeanne M. Gills**
Foley & Lardner, LLP
Chicago, IL

M. Kelly Tillery
Pepper Hamilton, LLP
Philadelphia, PA

Neil A. Smith
Sheppard Mullin Richter & Hampton, LLP
San Francisco, CA

Honorable Petrese B. Tucker
United States District Court, Eastern District of Pennsylvania
Philadelphia, PA

october 27

thursday

COMMITTEE EDUCATIONAL SESSIONS (3:30 – 5:30 PM)

3:30 – 5:30 PM

MARYLAND, LOBBY LEVEL

ELECTRONIC AND COMPUTER LAW/CORPORATE PRACTICE (JOINT SESSION) (100 MINUTES OF CLE REQUESTED)

**Patents for the Insurance and Financial Services Industries:
Industry Trends and Practice Tips**

Patents in the Insurance Industry: “A Battle of Enlightenment”

Robert F. Weir
The Hartford
Hartford, CT

The Financial Services Industry: “Uphill Patenting”

Raymond Millien
American Express Co.
New York, NY

Drafting Patents in the Financial Services and Insurance Industry

Lisa Norton
DLA Piper Rudnick Gray Cary US, LLP
Washington, DC

Dealing with Rejection

Brad Forrest
Schwegman Lundberg Woessner & Kluth, PA
Minneapolis, MN

3:30 – 5:30 PM

WILSON A, MEZZANINE LEVEL

ELECTRONIC BUSINESS, AUTOMATION AND HARMONIZATION OF STANDARDS/TRADEMARK INTERNET-CYBERSPACE (JOINT SESSION) (90 MINUTES OF CLE REQUESTED)

On July 18, 2005, the PTO reduced trademark filing fees under certain circumstances when an applicant uses “TEAS Plus” to file a trademark application. Learn how to know whether your trademark application is eligible for TEAS Plus. Learn what subsequent events will destroy TEAS Plus status. Learn how to deal with client-relation and foreign-associate-relation issues arising out of TEAS Plus.

Carl Oppedahl
Oppedahl & Larson, LLP
Dillon, CO

Lisa London
Finnegan Henderson Farabow Garrett & Dunner, LLP
Washington, DC

3:30 – 5:30 PM

TRUMAN, MEZZANINE LEVEL

INDUSTRIAL DESIGNS (60 MINUTES OF CLE REQUESTED)

- I. Welcome and Introductions
- II. Update on US Patent & Trademark Office Design Group
- III. Update on the Hague Agreement and draft AIPLA Resolution
- IV. CLE Program:

y
a
d
s
r
u
h
t

october 27

thursday

The Application of *Markman* to Design Patent Litigation

Christopher V. Carani
McAndrews Held and Malloy
Chicago, IL

Perry J. Saidman
Saidman DesignLaw Group
Silver Spring, MD

COMMITTEE MEETINGS (3:30 – 5:30 PM)

3:30 – 4:30 PM

MARRIOTT BALCONY D, MEZZANINE LEVEL

**AMERICAN INTELLECTUAL PROPERTY LAW EDUCATION FOUNDATION (AIPLEF)
(COMMITTEE MEMBERS ONLY)**

3:30 – 5:30 PM

WILSON B, MEZZANINE LEVEL

ANTITRUST LAW/PATENT LITIGATION (JOINT MEETING)—LITIGATING THE PATENT-ANTITRUST CASE:

Antitrust claims alleging improper use or enforcement of patents are on the rise, with class actions brought by third parties and state attorneys general becoming more common. Recent developments have significant implications for the way patent cases are tried. The defense of patent-antitrust cases also raises unique problems. The Patent Litigation and Antitrust Law Committees will present a joint program to explore these developments and to provide practical lessons in the trial and management of both the patent case and the follow-on antitrust case. Speakers will include Jeffrey Brennan, Deputy Director of the Federal Trade Commission; Philip S. Johnson, Chief Patent Counsel, Johnson & Johnson; George G. Gordon, Dechert LLP; and Kenneth Frankel, Finnegan Henderson Farrabow Garrett & Dunner, LLP.

3:30 – 5:30 PM

COTILLION BALLROOM, MEZZANINE LEVEL

BIOTECHNOLOGY/CHEMICAL PRACTICE (JOINT MEETING)

The committees will discuss recent court decisions which may significantly impact biotechnology, chemical and pharmaceutical practices. A panel of experts will present summaries of the following recent court decisions and their impact on our practice: 1) *Merck v. Integra*. The panel will discuss the implications of the holding in this case on the 271(e)(1) exception to infringement and whether this case will have any impact on the so-called "research tool patents". 2) *Schering-Plough Corp. v. F.T.C.* The panel will discuss whether "reverse payment" settlement of ANDA litigation to maintain a patentee's exclusive marketing position may be an antitrust violation. The panel will also discuss whether the holding of this case conflicts with a similar case from the Sixth Circuit and whether a *certiorari* petition will be granted to resolve the apparent circuit split. 3) *Laboratory Corp. of America Holdings v. Metabolite Laboratories, Inc.* The panel will discuss the status and possible implications of this case in which the Supreme Court sua sponte drafted the question of whether a particular "patent [is] invalid because one cannot patent 'laws of nature, natural phenomena, and abstract ideas'?" for consideration for review and has asked the Solicitor General for the opinion of the United States whether *certiorari* should be granted. 4) *In re Fisher*. A decision from the Federal Circuit is expected in this case 2005. The panel will discuss whether a claim to a gene fragment having minimal utility disclosure satisfies the utility requirement of 35 USC § 101. 5) *Rasmusson v. SmithKline Beecham Corp.* The panel will examine whether this Federal Circuit decision imposed a different enablement standard for certain chemical and biotechnology inventions from other types of inventions. Subcommittee presentations will follow the panel presentations.

3:30 – 4:30 PM

TAFT, MEZZANINE LEVEL

COPYRIGHT LAW

Orphan Works - A panel of representatives from the Copyright Office and various interested parties will offer insights into the forthcoming legislative proposal regarding "orphan works," i.e., copyrighted works whose owners cannot readily be identified or located. The public is often denied access to these works because

october 27

thursday

publishers, archives, and others are unwilling to risk distributing or developing works that cannot be cleared. After reviewing extensive written comments and holding roundtable discussions through the spring and summer, the Copyright Office will likely be making a legislative proposal to Congress on this issue by the end of 2005. This panel will identify areas of agreement and disagreement among the participants, and discuss what the coming legislation might look like.

4:30 – 5:30 PM
DIVERSITY IN IP LAW

MARRIOTT BALCONY A, MEZZANINE LEVEL

4:30 – 5:30 PM
INTERFERENCE

WILSON C, MEZZANINE LEVEL

We've invite several representatives from the USPTO to present a report about the status of cases pending and decided at the Board as well as report as to recent news from the Board and provide information as to the news from the inter partes section of the Board. Also the invited USPTO representative will provide a short presentation as to his role in trying to expedite the declaration of interferences at the Technical Center / examiner level.

4:30 – 5:30 PM
INTERNATIONAL EDUCATION

ROOSEVELT, MEZZANINE LEVEL

The committee will hold a business meeting to discuss its plans for the upcoming committee year, and outline its activities and proposed educational seminars for 2005-2006.

3:30 – 4:30 PM
IP PRACTICE IN THE FAR EAST

COOLIDGE, MEZZANINE LEVEL

The committee will spend most of the time in the meeting hearing several talks by members of the Korean Patent Attorneys Association on developments in Korea. The committee will also discuss briefly the planned reciprocal visit to China, on May 10-19, 2006, to discuss IP practice with courts, administrative agencies and local attorneys. Visits to Hong Kong, Shanghai and Beijing are planned.

3:30 – 4:30 PM
LAW PRACTICE MANAGEMENT

MARRIOTT BALCONY B, MEZZANINE LEVEL

The committee will hold a business meeting including discussion on the topics of feedback from the 2005 AIPLA Economic Survey; a survey among the committee regarding topics of interest in Law Practice Management; and committee goals for 2006.

4:30 – 5:30 PM
ONLINE PROGRAMS

TAFT, MEZZANINE LEVEL

Coming off of a very busy summer with three successful programs on patents, trademarks, and opinions, the Online Programs Committee will be regrouping to work on finalizing its December Ethics program and to work on continued development of its next 3 or 4 online programs, scheduled to occur by mid 2006, through its live online vendor KRM. The committee will also work through responses from other committee chairs as to their needs for online program support. The committee will also continue to research and review current and potential vendors for delivery of content at different levels and pricing. Focus will be made on selecting and developing content from available sources (such as the substantive committees, the road shows, the Education Committee, and the like) for migration to an online programming format for new offerings to the membership. This should include both high end delivery of live and prerecorded content with full bells and whistles and at least one lower cost option for a more informal and inexpensive lunchtime conference approach.

4:30 – 5:30 PM
PATENT COOPERATION TREATY ISSUES

HARDING, MEZZANINE LEVEL

The committee will meet to discuss its current role within AIPLA: (a) serving AIPLA staff in preparation for PCT Reform meetings at the World Intellectual Property Organization in Geneva, Switzerland; (b) serving fellow committees of AIPLA in providing program content and assistance as requested; and (c) serving

october 27

thursday

members and the public with PCT seminars. Review of the Advanced PCT Seminar programs in July will be discussed, with emphasis on how the committee can reach both advanced and novice users of the PCT. It is likely that a person from WIPO will be present at the meeting to address results of the PCT Assembly meeting which will have been held a few weeks earlier concerning several aspects of PCT Reform.

3:30 – 4:30 PM

ROOSEVELT, MEZZANINE LEVEL

TRADE SECRET LAW

Every day, workers across the country change jobs. Many find new employment with their old employer's competitor, working in the same field and often coming in contact with many of the same clients and customers. While workers are entitled to earn a living and employ their general skills and knowledge at their new jobs, they are not permitted to use or misappropriate the trade secrets and proprietary information of their former employers. Moreover, many workers may be subject to non-competition agreements that may, for a time limit what they can do for a new employer. Unless the former and new employers can reach a voluntary accommodation, they are likely to find themselves in litigation, contesting the inevitability of trade secret misappropriation and the permissible scope of the worker's new job. Reaching such an accommodation can be a daunting task. The Trade Secrets Committee is pleased to devote part of its business meeting to an address by Jean E. Shimotake a partner at White & Case on the subject of resolving the migrating worker problem, striking a balance between protecting the former employer and permitting the worker to provide meaningful services for the new employer. Please join the committee and contribute your thoughts and ideas.

Thursday



photos by: Washington, DC Convention and Tourism Corporation (WCTC)

october 27

thursday

THURSDAY EVENING EVENTS

5:30 – 6:30 PM

DELAWARE AB, LOBBY LEVEL

NEW MEMBER/FIRST-TIME ATTENDEE RECEPTION (See page 45 for details)

Sponsored by:

McAndrews Held & Malloy, Ltd.

7:00 – 9:00 PM

EXHIBIT HALL C, EXHIBITION LEVEL

OPENING NIGHT RECEPTION (TICKETS REQUIRED)

“Sample the City – Washington, DC”

Sponsored in part by:

Connolly Bove Lodge & Hutz, LLP

9:00 – 11:00 PM

WASHINGTON ROOMS, EXHIBITION LEVEL

DESSERT RECEPTION (ALL REGISTRANTS INVITED)

Sponsored by:

Hogan & Hartson, LLP

Attendee Gift Sponsored in part by:

*Dickstein Shapiro Morin & Oshinsky, LLP
&
Thomson Scientific*

y
a
d
s
r
u
h
t

october 28

friday

7:15 – 8:45 AM

DELAWARE AB, LOBBY LEVEL

WOMEN IN IP LAW/MENTORING (JOINT BREAKFAST MEETING)

*Sponsored by: **Foley Hoag, LLP***

TEAM WORK: MENTOR-MENTEE TEAMS AND HOW THEY HELP EACH OTHER

The Mentoring Committee and the Women in IP Law Committee jointly present this breakfast that highlights successful teams of mentors and mentees. Mentees and individuals who mentor others have been teaming up for years. Panelists of mentors and mentees will address how they identified each other, learned from each other, grew as their own practices evolved, given back to each other, and what leads to successful teams of mentors and mentored.

7:45 – 8:45 AM

MARRIOTT BALCONY A, MEZZANINE LEVEL

AMICUS (COMMITTEE MEMBERS ONLY)

7:45 – 8:45 AM

JOHNSON, MEZZANINE LEVEL

INVENTOR ISSUES

The Committee will discuss development of inventor awareness programs for various localities and regions in order to reach the independent inventor community and protect the independent inventor from unscrupulous invention promotion firms. We will also review some litigated issues of concern to inventors, and discuss ways to help inventors to work within the patent system and avoid unauthorized practitioners.

7:45 – 8:45 AM

TRUMAN, MEZZANINE LEVEL

PROFESSIONAL PROGRAMS

The committee will begin work on the 2006 Spring Meeting, which will be held in Chicago. Topics for the program will be discussed and coordinators will be selected. The meeting is open to all AIPLA members. Representatives from each substantive committee are encouraged to participate.

7:45 – 9:30 AM

EXHIBIT HALL A, EXHIBITION LEVEL

CONTINENTAL BREAKFAST

9:00 AM – 12:00 NOON

MEET AT 24TH STREET ENTRANCE AT 8:45 AM

SPOUSE/GUEST TOUR (TICKETS REQUIRED)

“A Morning of Embassies”

ADVANCED RESERVATIONS REQUIRED/SPACE IS LIMITED. SEE PAGE 41 FOR MORE DETAILS.

CONCURRENT TRACK 1 (8:45 – 11:45 AM)

COTILLION BALLROOM, MEZZANINE LEVEL

HOW COMPANIES CAN CONTROL COSTS WHILE PROTECTING AND ENFORCING IP

Moderator: **Evelyn H. McConathy**
Drinker Biddle & Reath, LLP
Philadelphia, PA

8:45 – 10:30 AM

The Corporate View on Managing Costs While Protecting and Enforcing IP

James J. Trussell
3M Innovative Properties Company
Shanghai, China

october 28

friday

Steven P. Caltrider
Eli Lilly
Indianapolis, IN

Joseph F. Shirtz
Johnson & Johnson Corporation
New Brunswick, NJ

Mark Chadurjian
IBM Corporation
Essex Junction, VT

10:30 – 10:45 AM

Questions & Answers

10:45 – 11:10 AM

Getting the Most for Your Money – Managing Outside Counsel

Liza K. Toth
Matrix Semiconductors
Santa Clara, CA

11:10 – 11:35 AM

Partnering with Outside Counsel – The Law Firm Perspective

Gregory J. Lavorgna
Drinker Biddle & Reath, LLP
Philadelphia, PA

11:35 – 11:45 AM

Questions & Answers

CONCURRENT TRACK 2 (8:45 – 11:45 AM)

MARRIOTT BALLROOM SALON 3, LOBBY LEVEL

INTERNATIONAL LITIGATION HOW TO

Moderator: **Maria Eliseeva**
Houston Eliseeva, LLP
Lexington, MA

Foreign IP Litigation Overview and Practical Issues of IP Enforcement Abroad

8:45 – 9:05 AM

**What an IP Professional Should Know About
Enforcement Options in China**

Kan Zu
Unitalen Attorneys At Law
Beijing, China

friday

october 28

friday

9:05 – 9:25 AM

What an IP Professional Should Know About Enforcement Options in Russia

Alexander Christophoroff
Zhigachev & Christophoroff
Moscow, Russia

9:25 – 9:45 AM

What an IP Professional Should Know About Enforcement Options in India

Calab Gabriel
K&S Partners
New Delhi, India



United States Discovery Against Foreign Companies: Imperialism or Truth Seeking?

9:45 – 10:15 AM

Explaining the Inexplicable: Representing Foreign Clients served with Broad US Discovery Requests

Hilary Pearson
Bird & Bird
London, United Kingdom

10:15 – 10:45 AM

The Attack Upon the Citadel: Obtaining Meaningful Discovery from Foreign Parties and Non-Parties

David E. Killough
Vinson & Elkins, LLP
Austin, TX



Foreign IP Litigation From the In-House Counsel's Viewpoint

Moderator: **Philip T. Petti**
Fitch Even Tabin & Flannery
Chicago, IL

10:45 – 11:15 AM

Litigating in Foreign Lands: Are You Ready to Rumble?

Lena Vinitskaya
Guidant West Coast Legal
Santa Clara, CA

friday

october 28

friday

11:15 – 11:45 AM

Practical Considerations in Coordinating IP Litigation Abroad

Donald L. Corneglio
Eli Lilly and Company
Indianapolis, IN

CONCURRENT TRACK 3 (8:45 – 11:45 AM)

MARYLAND, LOBBY LEVEL

MAKING GOOD USE OF “USE IN COMMERCE”

8:45 – 8:50 AM

Introduction

Moderator: **Allison McDade**
Dell Inc.
Round Rock, TX

8:50 – 9:15 AM

Setting the Stage: Why the US Requires Use in Commerce – A Historical and International Overview

Graeme Dinwoodie
Chicago–Kent College of Law
Chicago, IL

9:15 – 9:40 AM

Section 10 Restriction on Assignment of ITUs – Help or Hindrance?

Brian E. Banner
Banner & Witcoff
Washington, DC

9:40 – 10:05 AM

Fraud on the USPTO – Recent TTAB Decisions Every Practitioner Must Know

Linda McLeod
Finnegan Henderson Farabow Garrett & Dunner, LLP
Washington, DC

10:05 – 10:20 AM

Questions & Answers

10:20 – 10:45 AM

Alternatives to Use – The Paris Convention and Famous Marks

Jane Shay Wald
Irell & Manella
Los Angeles, CA

10:45 – 11:10 AM

october 28

friday

Alternatives to Use – Geographic Indications and the 2005 WTO Decision

USPTO Official (Invited)
US Patent and Trademark Office
Alexandria, VA

11:10 – 11:35 AM

Use it or Lose it! – Abandonment and Genericide

Carla Calcagno
Rothwell Figg Ernst & Manbeck
Washington, DC

11:35 – 11:45 AM

Questions & Answers

11:45 AM – 12:15 PM

LUNCHEON RECEPTION (ALL REGISTRANTS INVITED)

EXHIBIT HALL A, EXHIBITION LEVEL

Sponsored by:

Milbank Tweed Hadley & McCloy, LLP

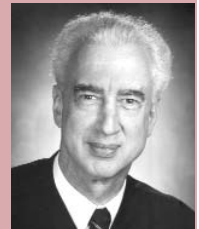
12:15 – 1:45 PM

WASHINGTON ROOMS, EXHIBITION LEVEL

LUNCHEON (TICKETS REQUIRED)

ENHANCING THE DIALOGUE BETWEEN BENCH AND BAR

Honorable Paul R. Michel
Chief Judge, United States Court of Appeals for the Federal Circuit
Washington, DC



1:45 – 2:00 PM

ANNUAL ASSOCIATION BUSINESS MEETING

WASHINGTON ROOMS, EXHIBITION LEVEL

CONCURRENT TRACK 1 (2:00 – 3:30 PM)

COTILLION BALLROOM, MEZZANINE LEVEL

EFFECTIVE AMICUS PARTICIPATION

Moderator: **Denise DeFranco**
Foley Hoag
Boston, MA

28 annual meeting program

y
a
d
i
r
f

october 28

friday

Honorable Paul R. Michel

Chief Judge, United States Court of Appeals for the Federal Circuit
Washington, DC

Honorable Arthur J. Gajarsa

United States Court of Appeals for the Federal Circuit
Washington, DC

Scott McIntosh

US Department of Justice
Washington, DC

Michael P. Dougherty

Morgan & Finnegan, LLP
New York, NY

CONCURRENT TRACK 2 (2:00 – 3:30 PM)

MARRIOTT BALLROOM SALON 3, LOBBY LEVEL

WHAT EFFECT WILL THE PROPOSED NEW INTERIM PTO GUIDELINES HAVE ON SECTION 101 DETERMINATIONS OF PATENTABLE SUBJECT MATTER?

2:00 – 2:05 PM

Introduction

Moderator: **USPTO Official (Invited)**
US Patent and Trademark Office
Alexandria, VA

2:05 – 2:25 PM

What is the Standard Proposed in the Interim PTO Guidelines to Make Section 101 Determinations of Patentable Subject Matter?

USPTO Official (Invited)
US Patent and Trademark Office
Alexandria, VA

2:25 – 2:40 PM

How to Draft and Prosecute Patents that will be Held to be Statutory Regardless of the Holding in *Oligopoly*

Bruce P. Sunstein
Bromberg & Sunstein, LLP
Boston, MA

2:40 – 3:00 PM

Patent Eligibility of Signal Claims

Stephen G. Kunin
Oblon Spivak McClelland Maier & Neustadt, PC
Alexandria, VA

y
a
d
i
r
f

october 28

friday

3:00 – 3:20 PM

How to Develop a Corporate Strategy of Dealing with a Changing Definition of Statutory Subject Matter?

Dean Alderucci
Walker Digital Management, LLC
Stamford, CT

3:20 – 3:30 PM

Panel Discussion

CONCURRENT TRACK 3 (2:00 – 3:30 PM)

MARYLAND, LOBBY LEVEL

THE INTERNET AS A VEHICLE FOR ENTERTAINMENT: LAW, POLICY AND REALITY

2:00 – 2:05 PM

Introduction

Moderator:

Bryan W. Bockhop

Arnall Golden Gregory, LLP
Atlanta, GA

2:05 – 2:25 PM

Current Trends in the Communications Decency Act, 47 U.S.C. Sec. 230

Eulonda Skyles

Yahoo! Inc.
Sunnyvale, CA

2:25 – 2:45 PM

Enforcement Issues for Unauthorized Downloaders: How the Entertainment Industry Deals with Illegal Downloading

David E. Green

NBC–Universal
Washington, DC

2:45 – 3:05 PM

Licensing Issues Relative to Legal Downloading

Richard Raysman

Brown Raysman Millstein Felder & Steiner, LLP
New York, NY

3:05 – 3:25 PM

Patents Covering the Downloading of Songs and Video – and Other Traps

Robert Sloss

Farella Braun & Martel, LLP
San Francisco, CA

3:25 – 3:30 PM

Questions & Answers

october 28

friday

COMMITTEE EDUCATIONAL SESSION (3:30 – 5:30 PM)

3:30 – 5:30 PM

COTILLION BALLROOM, MEZZANINE LEVEL

LICENSING/MANAGEMENT OF IP ASSETS (JOINT SESSION) (115 MINUTES OF CLE REQUESTED)

3:30 – 3:35 PM

Welcome Remarks

Paul Hunter, Licensing Committee Chair
Foley & Lardner, LLP
Madison, WI

3:35 – 5:00 PM

Emerging Trends in Licensing

• Eminent Domain Seizure of IP (How likely is it to become reality? What strategies are available? Pharmaceutical industry perspective?); • International Licensing (What are the implications of the extraterritorial reach of U.S. patents for large companies? Small companies? Non-software companies?); • Bankruptcy Reform (What new strategies are IP licensees and licensors using in response to the new bankruptcy laws?); • Government-Funded Research (What special issues are created by march-in rights? How can these issues be planned for?); • University (In what unique ways are universities adapting to licensing trends?); and • Other current issues (Open source licensing, collaborative research agreements)

Donald Corneglio

Eli Lilly
Indianapolis, IN

Steve Stein (Invited)

Thompson & Knight, LLP
Dallas, TX

Joel Wolfson (Invited)

Blank Rome, LLP
Washington, DC

Maurice Foxworth (Invited)

St. Louis University
St. Louis, MO

Keith Witek (Invited)

Advanced Micro Devices
Austin, TX

5:00 – 5:30 PM

Patent Education Interface

Web-based tool for discussing the patent process with clients; • Live selection of alternatives; • Framework for Discussion of Cost, Delay, and Risk; • Framework for Discussion of International, Foreign, and Regional Patenting; • Framework for Discussion of maintaining focus of all patenting decisions around a business strategy

Robert Groover (Invited)

Groover & Holmes
Dallas, TX

Thomas Isaacson (Invited)

The Law Office of Thomas M. Isaacson
Huntingtown, MD

COMMITTEE MEETINGS (3:30 – 5:30 PM)

4:30 – 5:30 PM

HARDING, MEZZANINE LEVEL

ALTERNATIVE DISPUTE RESOLUTION

The committee will have a panel discussion where AAA will present their changes and initiatives aimed at increasing the use of AAA arbitration/mediation in IP disputes. Invited speakers will react to the AAA initiatives and then we'll ask for comments and reactions from the audience.

3:30 – 5:30 PM

WILSON A, MEZZANINE LEVEL

EDUCATION/LAW STUDENTS/YOUNG LAWYERS (JOINT MEETING)

The Young Lawyers, Education and newly formed Law Student Committees will be co-hosting a meeting on time management. Meg Spencer Dixon of Spencer Consulting will help us explore this area, providing useful tips on how to juggle a busy career and still have time for family, extra curricular activities and, most importantly, yourself! Attendees are encouraged to share their own insight on time management during the

october 28

friday

meeting as well. We will follow Ms. Dixon's presentation with regular committee business. First time attendees and law students are strongly encouraged to attend. We look forward to seeing you!

3:30 – 4:30 PM

TAFT, MEZZANINE LEVEL

EMERGING TECHNOLOGIES/INTERNET

The Emerging Technologies/Internet Committee fosters communication and education in areas of Emerging Technologies and Intellectual Property Law. In the past, the Committee goals included developing and producing educational programs relating to Emerging Technologies. This year we intend to add to those goals by increasing our involvement in advising the board about new technological developments and how they impact the mission of the AIPLA. We are going to put an increased emphasis on providing members opportunities to become active in the AIPLA and providing more speaking opportunities for our members. At the annual meeting, we will introduce our new officers, have a survey presentation on new technologies that have come to our attention and hold an organizational session for the members to participate in planning for the activities of the committee during the rest of the year. The technologies discussed will include telematics, proteomics, pharmacogenomics, bioinformatics, cheminformatics, computational biology, VoIP, nanotechnology, and other technologies brought to our attention by the membership.

4:30 – 5:30 PM

MARRIOTT BALCONY B, MEZZANINE LEVEL

FELLOWS (COMMITTEE MEMBERS ONLY)

3:30 – 5:30 PM

MARYLAND, MEZZANINE LEVEL

INTERNATIONAL AND FOREIGN LAW/IP PRACTICE IN EUROPE/IP PRACTICE IN THE FAR EAST/INDUSTRIAL DESIGNS (JOINT MEETING)

The joint committee meeting will focus on the usefulness of Industrial Design protection in Europe and the Far East for the US. After a grounding in basics and a look at relevant statistics, a panel discussion will focus on specific countries. The panelists will compare and contrast how industrial designs can be utilized in each country. What subject matter is appropriate for protection by Industrial Design (as opposed to trademark, Utility Model, or patent for invention) will be considered. Finally, the perspective of a US company who utilizes such protection will be considered.

4:30 – 5:30 PM

ROOSEVELT, MEZZANINE LEVEL

IP PRACTICE IN JAPAN

3:30 – 4:30 PM

ROOSEVELT, MEZZANINE LEVEL

IP PRACTICE IN LATIN AMERICA

The committee will have an open meeting for committee members and at-large members. The agenda will be focused on presentations covering traditional knowledge and biodiversity, including the relationship between traditional and folkloric knowledge and Western patent systems. The committee will also present an update on developments on the Free Trade treaties in Latin America. A brief business meeting will follow the presentations. We welcome everyone's interest and participation. If you have any questions, please contact the Chair, Brian Batzli, at bbatzli@merchant-gould.com.

3:30 – 4:30 PM

HARDING, MEZZANINE LEVEL

PATENT LAW

The committee will meet to report on a number of initiatives that are under way. The Compulsory License Subcommittee, under the leadership of Don Corneglio, have expended considerable effort to brief the PLC on the constitutional and legislative issues that surround efforts by various states to exercise their eminent domain powers over patent rights. The PLC has taken a vote on the draft resolution and will have voted on a number of additional resolutions, including those tendered by the Case Review Subcommittee and the Plant Patents resolution prepared by Amy Hamilton. The PLC will report on the results of those votes as well as the current status of state efforts to exercise their eminent domain powers.

october 28

friday

3:30 – 4:30 PM

MARRIOTT BALCONY B, MEZZANINE LEVEL

PATENT-RELATIONS WITH THE USPTO

The committee has invited USPTO representatives to feature an update on USPTO operations and initiatives and an opportunity to discuss persistent patent prosecution problems.

3:30 – 5:30 PM

WILSON B, MEZZANINE LEVEL

**TRADEMARK LAW/TRADEMARK LITIGATION/TRADEMARK-RELATIONS WITH THE USPTO/
TRADEMARK TREATIES AND INTERNATIONAL LAW (JOINT MEETING)**

A PTO Representative will address the joint committees on recent developments, including the launch of the TEAS Plus filing system. The Trademark Litigation Committee will present its Annual Case Summary Report, summarizing all reported trademark cases in the previous twelve months. The Committee will also launch its online “Interactive Circuit Map,” providing quick access to the legal standards for various routine trademark issues (likelihood of confusion factors, standard for grant of a preliminary injunction, etc.) on a circuit-by-circuit basis. The Trademark Legislation Committee will report on anti-counterfeiting initiatives and the status of the dilution bill that has been proposed to counteract the Supreme Court’s decision in the *Mosley v. Victoria’s Secret* case and will spearhead a general discussion about whether Section 10 should be amended. The Trademark Treaties and International Law Committee will report on potential changes to the Madrid system that were discussed at a Working Group meeting hosted by the World Intellectual Property Organization in July 2005, and on the Revised Trademark Law Treaty. The Committee will also spearhead a general discussion among attendees regarding the experience of attendees with the Madrid system following accession of the US in November 2003.

FRIDAY EVENING EVENTS

7:00 – 8:00 PM

MARRIOTT BALLROOM SALON 1, LOBBY LEVEL

PRE-DINNER RECEPTION (ALL REGISTRANTS INVITED)

Sponsored in part by:

***Morgan & Finnegan, LLP
&
Ropes & Gray LLP***

8:00 – 10:00 PM

MARRIOTT BALLROOM SALONS 2–3, LOBBY LEVEL

DINNER & ENTERTAINMENT (TICKETS REQUIRED/BLACK TIE PREFERRED)



Featuring: **Chuck Berry**

SEE TABLE RESERVATION FORM ON PAGE 42.

Entertainment Sponsored in part by:

Howrey, LLP

See Inside Front Cover for more information

10:00 PM – 12:00 MIDNIGHT

COTILLION BALLROOM, MEZZANINE LEVEL

DESSERT RECEPTION (ALL REGISTRANTS INVITED)

Sponsored by:

Finnegan Henderson Farabow Garrett & Dunner, LLP

annual meeting program 33

october 29

saturday

7:00 – 8:30 AM

CONTINENTAL BREAKFAST

EXHIBIT HALL A, EXHIBITION LEVEL

10:00 AM – 12:00 NOON

2006 MID-WINTER INSTITUTE PLANNING COMMITTEE MEETING
(COMMITTEE MEMBERS ONLY)

MARYLAND C, LOBBY LEVEL

PLENARY SESSION (8:00 AM – 12:00 NOON)

MARRIOTT BALLROOM SALON 3, LOBBY LEVEL

THE YEAR IN REVIEW/ETHICS

Moderator: **Mark T. Skoog**
Merchant & Gould
Minneapolis, MN

8:00 – 8:45 AM

Patents

Christopher A. Cotropia
Tulane Law School
New Orleans, LA

8:45 – 9:30 AM

Copyrights

Robert W. Clarida
Cowan Liebowitz & Latman, PC
New York, NY

9:30 – 10:15 AM

Trademarks

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

10:15 – 11:00 AM

Trade Secrets

Li Chen
Sidley Austin Brown & Wood, LLP
Dallas, TX

11:00 AM – 12:00 NOON

Ethical Issues Arising from Combining Litigation with Prosecution

David Hricik
Mercer University School of Law
Macon, GA

october 29

saturday

12:00 NOON – 2:00 PM
BUFFET LUNCHEON (TICKETS REQUIRED), CASH BAR

MARYLAND AB, LOBBY LEVEL

12:00 NOON – 4:00 PM
BOARD OF DIRECTORS' MEETING

DELAWARE AB, LOBBY LEVEL

AIPLA JOB FAIR

10:00 AM – 4:00 PM
JOB FAIR OFFICE (STOP BY TO RECEIVE YOUR INTERVIEW SCHEDULE)

WASHINGTON ROOM 2

10:00 AM – 4:00 PM
JOB FAIR HOSPITALITY ROOM

WASHINGTON ROOM 1

Sponsored by:

BAR/BRI Patent Bar Review

(RELAX AND ENJOY LIGHT REFRESHMENTS IN BETWEEN INTERVIEWS)

11:00 AM – 4:00 PM
ONLY FOR CANDIDATES WHO HAVE CONFIRMED INTERVIEWS. INTERVIEWS BEGIN AT 11:00 AM.

WASHINGTON ROOMS 4–6

4:00 – 6:00 PM
JOB FAIR RECEPTION

WASHINGTON ROOM 3

Sponsored by:

George Mason University School of Law

y
a
d
r
u
t
a
s

IMPORTANT DATES TO REMEMBER

Deadline for Hotel Reservations at Special AIPLA Group Rate September 24, 2005

Early Registration Discount DeadlineOctober 13, 2005

For Inclusion on Participation ListOctober 13, 2005

Confirmations Will Be Sent For Registrations

Received Up ToOctober 19, 2005

Cancellation Policy

Full Refund of Registration Fee and Function Ticketsby October 16, 2005

No Refund of Any Fee or CreditStarting October 17, 2005

CONTINUING LEGAL EDUCATION (CLE) INFORMATION

We are an approved provider by most states requiring CLE, and we have applied for credit for this meeting to all states requiring CLE.

Complete CLE information will be available on-site at the AIPLA information/CLE booth located in the Exhibitor Area. A full list of past meetings and approved CLE credits can be obtained from our website (www.aipla.org) and in each *Bulletin*.

The 2005 Annual Meeting has a total of 60 minutes of legal ethics credit for the Plenary Session on Saturday, October 29, 11:00 am – 12:00 noon.

The 2005 Annual Meeting has been approved for Minimum Continuing Legal Education credit by the State Bar of California in the amount of **15.75 hours** [of which **1.0 hours** will apply to **Legal Ethics**] and the New York State Bar in the amount of **18.9 hours** [of which **1.2 hours** will apply to **Legal Ethics**]. AIPLA certifies that this activity conforms to the standards for approved education activities prescribed by the rules and regulations of the State Bar of California and the New York State Bar governing minimum continuing legal education.

hotel information



AIPLA 2005 Annual Meeting The hotel's reservation deadline is September 24, 2005

Marriott Wardman Park Hotel
2660 Woodley Road, NW
Washington, DC

important instructions

Call in your reservation and ask for the AIPLA Annual Meeting Rate—\$223.00 (single/double) or go to the Annual Meeting page on AIPLA's website for more information (www.aipla.org).



reservations

1-800-228-9290 or (202) 328-2000

After September 24th, rooms will be available on a "space available" basis only, at the above rates.

Hotel Reservations sell out every year; sometimes even before the deadline, so call early.



**The United States Patent and Trademark Office Electrical
Groups
and
The AIPLA Electronic and Computer Law Committee**

Partnering in Patents XII

An Open Dialogue between the USPTO and the Bar

Opening Remarks

Michael P. Dunnam
Woodcock Washburn, LLP

Pre-Appeals Conference

Anton Fetting
Office of Patent Legal Administration

Lynne Browne
USPTO SPE TC 2100

Re-Exam Unit in USPTO

James Dwyer
Director TC2800

Claim Interpretation in View of *Phillips v. AWH*

John Whealan
Office of the Solicitor

Vincent Roccia
Woodcock Washburn, LLP

John McGlynn
Woodcock Washburn, LLP

US Patent Reform

Joseph Rolla
Deputy Commissioner of Patents

Pet Peeves

Jacques L. Etkowicz
RatnerPrestia

Stephen J. Weed
RatnerPrestia

Tim Callahan
USPTO SPE TC 2800

12:00 – 4:00 PM
Wednesday, October 26, 2005

Madison Auditorium
USPTO
600 Dulany St.
Alexandria, Virginia 22314

The Madison Auditorium is located on the Concourse level in the center of the complex. Paid parking is available on the street but is limited. From King Street Metro Station, it is a 5-10 minute walk.

There are two parking garages; East Garage on 551 John Carlyle Street and West Garage on 550 Elizabeth Lane. The cost is \$3.00 per hour and maximum of \$10.00.

Up to 4.5 hours of CLE credit available.
There is a \$100 administrative fee for CLE credit.

Advance Registration is required.
Registration form on reverse.

Partnering in Patents XII Registration Form

Advance Registration Required—No Fee to Attend.*

Fax/Mail this form to AIPLA, Attn: Heather Watts to reserve a space. Registration is on a first come, first reserve basis. Walk-ins are accepted on a space available basis.

Mail to: 2001 Jefferson Davis Highway, Suite 203, Arlington, VA 22202

Fax: 703-415-0786

(Please print or type this form or attach a business card.)

Name: _____
First Name Last Name Middle Initial

Firm/Company Name: _____

Address: _____

City, State, Zip: _____

Phone: _____ Fax: _____

E-mail: _____

UP TO 4.5 HOURS OF CLE CREDIT AVAILABLE

CLE INFORMATION— YOU MUST INCLUDE PAYMENT IF YOU REQUEST CLE CREDIT

CLE credit requested? Yes, I'm requesting CLE credit.*

No, I'm not requesting CLE credit.

Please indicate State(s) for CLE credit: _____

Bar No. _____

*There is a \$100 administration fee for CLE credit processing.

METHOD OF PAYMENT

Check Enclosed (Make checks payable to: AIPLA)

Credit Card (Please circle one—AMEX, MC, or VISA)

Card Number _____

Expiration Date _____ Signature _____

12:00 – 4:00 PM
Wednesday, October 26, 2005
Madison Auditorium at the USPTO
Alexandria, Virginia

◆ ◆ ◆ *spouse/guest*

thursday, october 27

A Tour of Historic Annapolis and Lunch at the Treaty of Paris Restaurant



All aboard for historic Annapolis, Maryland. This quaint waterfront community has welcomed travelers for over two hundred years. Originally the colonial capital, and currently Maryland's state capital and home of the U.S. Naval Academy, Annapolis offers visitors a unique blend of historical architecture and scenic maritime vistas.

Colonial costumed guides will meet you for a comprehensive walking tour, viewing the U.S. Naval Academy (the Chapel, John Paul Jones' tomb and Bancroft Hall), and the Maryland State House, which is the oldest state house still in use in the United States. You will also pass the many historic homes and gardens which line the quaint streets of this bustling waterfront town.

All will then enjoy a delicious buffet lunch at the Treaty of Paris period-style Restaurant, part of the eighteenth century Maryland Inn. The restaurant's name refers to the treaty that officially ended the American Revolutionary War, which was signed in Paris in 1783 and ratified in the Annapolis State House. After the ratification, the signatories—John Jay, John Adams, and Benjamin Franklin—came to this restaurant to celebrate the United States victory.

Following lunch, guests will have some time for shopping and browsing through the many interesting boutiques and shops, or just investigating the many historical attractions found in Annapolis before your scheduled boarding time for the return trip to Washington.

All Inclusive Fee: \$115 (Includes Lunch)

Coach Departure: 9:00 AM (Please meet at Marriott's 24th Street entrance, near Harry's Pub, at 8:45 AM)

Return: 3:00 PM

Note: A photo ID is required to enter the Naval Academy.



Photos Courtesy of Paul Pobiak



tours

◆ ◆ ◆ ◆ ◆ ◆ ◆ ◆ ◆ ◆
friday, october 28

A MORNING OF EMBASSIES ~ THE EMBASSY OF THE RUSSIAN FEDERATION AND LA MAISON FRANÇAISE

You will have the rare privilege of touring two of Washington's Embassies: The Embassy of the Russian Federation and The French Embassy (La Maison Française). (The embassies toured are subject to change depending on Ambassador approval.)

The first stop of the day will be The Russian Embassy. Between 1969 and 1972, the governments of the Soviet Union and the United States agreed to swap plots of land in Moscow and Washington, DC respectively to build their Embassies. Construction in Washington on the Soviet Embassy began in 1977 after the Soviet government acquired a plot of land called "Mount Alto" near the National Cathedral on Wisconsin Avenue, NW. Construction was completed in 1985 at a total cost of \$62 million, but the embassy stood unoccupied for years due to a dispute between the Soviet Union and the United States government. During the official visit of Russian President Boris Yeltsin to the USA in June 1992, the two countries agreed to put into operation their new Embassies in Moscow and in Washington, and the Russian Embassy officially opened in September 1994.

You will have the opportunity to learn more about the Embassy's history and Russian culture as well as explore the available reception rooms consisting of the grand ballroom, four anterooms, an auditorium and a state dining room. Each room is elegantly appointed with colored silk wall coverings reminiscent of the Italianate building exterior one sees in historic St. Petersburg. A dramatic marble staircase, inlaid wooden floors, spectacular chandeliers and a turquoise tinted mural depicting Russian Orthodox churches add to the breathtaking beauty of the Embassy. The state dining room features beautiful contemporary Russian tapestries and a reproduction tile "stove" similar to those in the splendid Summer Palace outside St. Petersburg.

Following an interesting, informative look behind the iron gates of the Embassy of the Russian Federation, you will enjoy a short trip into Georgetown to La Maison Française. The Embassy of France in Washington, DC is the largest French diplomatic mission in the world. A staff of about 400 persons, divided in 15 offices engaged in a wide variety of activities, works under the direction of the Ambassador. The Embassy is at its current location since 1984. The building comprises four interconnected parts. There are three levels of garage parking and the total surface area is approximately 350,000 square feet, including 131,000 square feet of office space.

In accordance with French legislation, one percent of the Embassy's construction budget was allocated for commissioning three works of art: a tapestry by Manessier, a painting by Olivier Debré and a sculpture by Ipousteguy. Other works displayed at the Embassy are part of the French National Fund for Contemporary Arts. This is a collection of works by French artists purchased by the government and lent to museums and public buildings worldwide. You will have the opportunity to view these magnificent works of abstract art first



hand and learn more about how an Embassy of this magnitude functions from day-to-day, as well as explore the building's beautifully light filled reception space, with its 20-foot-high ceilings and glass walls overlooking the landscaped grounds.

Following the Embassy tours, you will board the luxury motorcoach and travel along Embassy Row. Washington's grandest boulevard features impressive turn-of-the-century residences in the city, many designed in the French Beaux-Arts style and now house embassies and consulates. In addition to viewing sumptuous architecture, you'll hear stories about the families who once resided in these stately palaces. Fabulous wealth, extravagant parties, scandals—even "the curse of the Hope Diamond" are mixed with a glimpse of the life led by Washington's diplomatic community today. Your riding tour will continue down to LaFayette Square, named in 1824 after General Lafayette of France. This seven-acre park houses Clark Mills' famous equestrian statue of President Andrew Jackson as well as in its four corners the statues of Revolutionary War heroes. The final tour highlight, just south of Lafayette Square, is Washington's most famous address—1600 Pennsylvania Avenue.

All Inclusive Fee: \$55

Coach Departure: 9:00 AM (Please meet at Marriott's 24th Street entrance, near Harry's Pub, at 8:45 AM)

Return: 12:00 Noon

Note: A photo ID is required. Passports are required for non-U.S. citizens.

French Embassy photo courtesy of: Florence Thomas

table reservation form



DINNER and ENTERTAINMENT

Chuck Berry

Friday, October 28, 2005

8:00 – 10:00 pm

Entertainment sponsored in part by:

Howrey, LLP

A reserved table in a premier location for this event may be purchased for \$2,000, which **includes 10 dinner tickets**. (Note: The premier seating reservation fee is in lieu of the previous table reservation fee). Tables will be assigned on a first-come, first-served basis, so sign up early for the best location!

IMPORTANT:

- ◆ The cost of the premier dinner tables includes a reserved table that features your firm's name, and **includes 10 dinner tickets**. (*Your dinner table guests must have a ticket to gain entry to the event.*)
- ◆ Use this form to buy your table. All 10 tickets will be placed in your registration packet unless you request that tickets be sent to you in advance. To receive your tickets in advance, you must place your order before Tuesday, April 26, 2005.
- ◆ To purchase a table on-site, please visit the on-site registration desk.
- ◆ Fax to 703-415-0786 or mail this form **with payment** back to **AIPLA**, 2001 Jefferson Davis Highway, Suite 203, Arlington, Virginia 22202 no later than **Thursday, October 13, 2005**. AIPLA will send a confirmation. *If you do not receive a confirmation, please call Heather Watts at 703-415-0780.*

(Please type or print)

First Name: _____ Last Name: _____

Firm/Corporation: _____

Address: _____

Phone: _____ Fax: _____

E-mail: _____

METHOD OF PAYMENT

Check Credit Card (Please circle one—AMEX, MC, or VISA)

Credit Card Number: _____ Exp. Date: _____


Name on Card: _____

Signature: _____ Amount: \$ _____

Please indicate your preference for receiving your tickets:

- Yes, I would like to have my tickets mailed to me in advance (You must reply by **October 13, 2005** to choose this option.) **OR**
- Please place my tickets in my registration packet.

registration information

- 
1. **Important:** The cutoff date for making reservations at the hotel is **September 24, 2005!** The actual dates of the meeting are Thursday, October 27 – Saturday, October 29; our special rates are in effect three days prior to and three days after the meeting. It is important to make your hotel reservations early at the Marriott Wardman Park Hotel. Call in your reservation 1-800-228-9290 or 202-328-2000 today and include your credit card information to guarantee your room.
 2. Registrations received by **October 13, 2005** will receive a \$100 early bird discount. Members—\$495, Non-Members—\$750. **After October 13 as follows:** Members—\$595, Non-Members—\$850. **All registrations must be accompanied by payment. See registration and cancellation policies on the next page.**
 3. In order to be on the participation list, your registration form and fees must be **received** by **October 13, 2005**. All pre-registrants receive on-site: pre-printed name badge, tickets, and a program. The benefit to registering early—NO WAITING! All registrants who register by October 19, 2005 will receive advanced access to the meeting papers containing speaker papers. Confirmation will be sent to all who register by October 19, 2005.

PLEASE NOTE: Due to the size of the Annual Meeting, the Headquarters staff must begin physically assembling and shipping the registration packets to the hotel for set-up on Thursday, October 20, 2005. Accordingly, if we do not receive your registration form and fees by October 19, 2005, *YOU RUN THE RISK OF HAVING TO REGISTER AGAIN ON-SITE, INCLUDING PAYMENT OF ALL FEES.* AIPLA will refund any duplicate payments after the meeting.
 4. On-site registrants purchase tickets on an “as available” basis. **Tickets will be collected at all food functions and the spouse/guest tours.** Event tickets are nonrefundable after October 16.
 5. Spouses or guests accompanying a registrant to social functions are not required to pay a registration fee. Spouses/guests **do pay for food functions and the tours.**
 6. On-site registrants should be prepared to pay with a check, cash, or credit card. **We DO NOT invoice for any fees.**
 7. Members must register for the meeting if they wish to register for or attend social events. Badges are required at all meetings and social events.
 8. If you have any questions, please call AIPLA Headquarters at 703-415-0780.

registration & cancellation policy

ALL REGISTRATIONS ARE PROCESSED BY THE BANK FIRST. Please mail registrations early to avoid delays. **All items must be received at the bank by October 13, 2005, to ensure your name is on the participation list.** Confirmations will be sent for all registrations received by October 19, 2005.

note: All mailed or faxed registrations to AIPLA are not processed at headquarters but are forwarded immediately to the bank for processing. **You will speed up the registration process by mailing your information to the bank first.**

important: Faxes will be accepted for credit card payment only. Faxed registrations must contain credit card information, signature of the cardholder, and expiration date.

CAUTION: DO NOT SEND FAXED REGISTRATION TO AIPLA AND MAIL A COPY TO THE BANK. IT WILL BE PROCESSED TWICE AND YOU WILL BE BILLED TWICE. If you duplicate your registration with AIPLA it is your responsibility to notify AIPLA in writing after the meeting and request a refund. No refunds will be given at the meeting site. *AIPLA Fax Number: 703-415-1072 (for registrations only).* Faxed registrations cannot be accepted after October 19, 2005.

Please mail registrations to the following address:

regular mail:

Wachovia
Lockbox 759062
AIPLA
P.O. Box 759062
Baltimore MD 21275-9062

overnight mail:

Wachovia
Lockbox 759062
AIPLA
7175 Columbia Gateway Dr.
Columbia, MD 21046

regular registration fees will apply to all registrations received by the bank on/after October 14, 2005. Be sure to register by October 13, 2005 to take the \$100 early bird discount. Walk-in registrants will pay the regular registration fee.

foreign registrants: If you fax your registration with a credit card number, do not send a “confirmation copy” by mail and/or fax as the bank will process it twice and you will be billed twice (see important caution note above). If you are paying by check please mail your registration with check to the bank. Payment for Meeting Registration must be in US currency. You may fax (703-415-1072) a copy of your check and registration to AIPLA (attn: Accounting Department) to account for possible foreign mail delay.

notice

Due to the high costs associated with processing checks returned for insufficient funds submitted as payment for meeting registration, publications, and dues, there will be a \$35 minimum fee charged for each instance. Additionally, a large amount of staff time and expense is spent on processing incorrect or incomplete credit card information including omitted signature, omitted expiration date, wrong number sequences, etc. Accordingly, a \$35 minimum fee will be assessed for each submission of incorrect or incomplete credit card information as well.

cancellation policy

Cancellations must be made in writing by **October 16, 2005** to receive a full refund of registration fee and function tickets. **No refunds of any fee or credit** will be issued for cancellations starting on **October 17, 2005**. Please mail or fax (703-415-0786) cancellation in writing to AIPLA, 2001 Jefferson Highway, Suite 203, Arlington, VA 22202. Refunds will be processed after the meeting.

membership application

AMERICAN INTELLECTUAL PROPERTY LAW ASSOCIATION
APPLICATION FOR MEMBERSHIP—2005 Annual Meeting: Special Offer in Effect Until October 29, 2005

Date: _____ 20____

PLEASE TYPE OR PRINT THIS FORM

1. Name (Mr./Ms.) First Name _____ Last Name _____
2. Mailing Address _____
3. Office Telephone Number _____
Office Fax Number _____
E-Mail Address _____
4. Name of Firm or Corporation _____
5. **REGULAR AND JUNIOR MEMBERSHIP** (Must be completed)
**Bar Membership(s) (state(s) and month(s)/ year(s) of admission) _____
6. **PATENT AGENT MEMBERSHIP:** USPTO Bar Reg. # _____ Bar Date: _____
7. Have you ever been reprimanded by or refused admission to practice, disbarred or suspended from practice before any court or administrative agency? _____
8. If the answer to question 7 is in the affirmative in any respect, give complete details on separate sheets affixed to this application.
9. **FOREIGN AFFILIATE MEMBERSHIP**
Name of Law School where legal education and degrees were obtained _____
Courts or tribunals to which you are admitted to practice as an attorney _____
Citizen of _____

AIPLA APPLICATION FOR MEMBERSHIP AND REQUIREMENTS FOR ADMISSION

(Fees below cover membership through June 30, 2006)*
Payment of Dues MUST Accompany the Application

_____ **Regular (Dues \$255.00)**—persons whose practice in the opinion of the Board of Directors of the corporation conforms to the Code of Professional Responsibility of the corporation, and who, unless admitted to membership prior to August 1, 1937, shall be, and have been for a period of five years or more, members in good standing, of the Bar of a court of record of the United States or any State or Territory thereof or of the District of Columbia. Regular members shall have the right to vote and hold office.

_____ **Junior (Dues \$110.00)**—persons qualified for regular membership except that they shall be, and have been members in good standing, of the Bar, as referred to above, for a period of less than five years from the date of their first admission. Junior members shall not be eligible to hold office. When junior members shall have completed five years membership of the Bar, in good standing, they shall be transferred automatically to regular membership.

_____ **Foreign Affiliate (Dues \$280.00)**—persons who are not citizens of the United States but are regularly recognized as members of the legal profession by the country of their citizenship. A foreign affiliate shall not be entitled to vote or to hold office.

_____ **U.S. Patent Agent Affiliate Membership (Dues \$255.00)**—persons who are registered to practice before the United States Patent and Trademark Office for a period of five years or more, and who are not otherwise qualified for regular or junior membership, whose practice in the opinion of the Board of Directors of the Corporation conforms to the Code of Professional Responsibility of the Corporation, and who shall be, and who are and remain members of good standing on the Registry of Patent Agents maintained by the United States Patent and Trademark Office. If the U.S. Patent Agent becomes a member of the Bar qualified for Junior Membership at a later date, he/she may request transfer to Junior Membership. U.S. Patent Agent Affiliates shall not be entitled to vote or to hold office.

_____ **U.S. Patent Agent Affiliate Membership (Junior) (Dues \$110.00)**—Persons qualified for Patent Agent Affiliate Membership except that they shall be, persons who are registered to practice before the United States Patent and Trademark Office for a period of less than five years. If the U.S. Patent Agent becomes a member of the Bar qualified for Junior Membership at a later date, he/she may request transfer to Junior Membership. U.S. Patent Agent Affiliates shall not be entitled to vote or to hold office.

***Election to membership requires approval by the Board of Directors and a published notice of the application to the general membership. The process takes two to three months. Dues are owed on a yearly basis and must be paid in advance. AIPLA will prorate dues internally based on when you join, thus, any overpayment of dues will be credited to your account and applied to your dues the following year. The membership year runs from July 1 to June 30.**

CERTIFICATE

I hereby state that everything on this form is true and correct and I qualify for the class of membership or enrollment that I am seeking and I agree to abide by the Code of Professional Responsibility, the Articles of Incorporation and the By-Laws of the Association.

Applicant Signature: _____ Date: _____

Check Enclosed (Make checks payable to: **AIPLA**)

Credit Card (Please circle one—AMEX, MC, or VISA)

Card Number _____ Expires _____

Name on Card _____ Signature _____

Member Recruiter (Please type or print name)

Phone Number _____

2005 AIPLA ANNUAL MEETING REGISTRATION FORM

Thursday-Saturday

October 27-29

Marriott Wardman Park Hotel

Washington, DC

MAIL:
Wachovia
Lockbox 759062
AIPLA
P.O. Box 759062
Baltimore, MD 21275

OVERNIGHT MAIL:
Wachovia
Lockbox 759062
AIPLA
7175 Columbia Gateway Dr.
Columbia, MD 21046

FAX: 703-415-1072
(Faxed registrations MUST
be accompanied by credit
card information).

REGISTER ONLINE:
Go to www.aipla.org
Credit Card Payment Only



CANCELLATION DEADLINE:
No refund of *any fee or credit* will be given for cancellations after **October 16, 2005.**

*To get the member rate, please submit a membership application and payment with this registration. To obtain a membership application, please visit our website at www.aipla.org.

Member ID _____
 First Name: _____ Last Name: _____
 Firm/Company _____
 Mailing Address _____
 City/State/Zip Code _____
 Telephone _____ E-mail _____
 (Spouse/Guest) Name _____

REGISTRATION FEES

- AIPLA Member**\$595
register by 10/13/05 and take \$100 off the fee (pay only \$495). \$ _____
- Non-Member***\$850
register by 10/13/05 take \$100 off the fee (pay only \$750). \$ _____
- Membership Drive Discount** (see member flyer to calculate) \$(_____)
- AIPLA Student Member Rate**\$55 \$ _____
- Government Employee/AIPLA Academic Member Rate**\$70 \$ _____

EVENT FEES

THURSDAY

- Spouse/Guest—*Historic Annapolis (Lunch included)*\$115 x # _____ \$ _____
- Luncheon—**Francis Gurry, Deputy Director General, WIPO**\$47 x # _____ \$ _____
- Opening Night Reception\$85 x # _____ \$ _____

FRIDAY

- Spouse/Guest—*A Morning of Embassies*\$55 x # _____ \$ _____
- Luncheon—**Honorable Paul R. Michel, Chief Judge, CAFC**\$51 x # _____ \$ _____
- Dinner & Entertainment – **Chuck Berry**\$159 x # _____ \$ _____

SATURDAY

- Buffet Luncheon.....\$52 x # _____ \$ _____

FOOD RESTRICTIONS/REQUESTS: _____

TOTAL AMOUNT \$ _____

FOR INFORMATION PURPOSES ONLY, SO THAT WE MAY BETTER ALLOCATE ROOM LOCATIONS, PLEASE INDICATE WHICH TRACK YOU MAY ATTEND.

Thursday, October 27, 2005

- AM Track 1 PM Track 1
- AM Track 2 PM Track 2
- AM Track 3 PM Track 3

Friday, October 28, 2005

- AM Track 1 PM Track 1
- AM Track 2 PM Track 2
- AM Track 3 PM Track 3

Saturday, October 29, 2005

- Plenary Session

PLEASE NOTE THAT THIS TRACK SELECTION IS FOR INFORMATION ONLY. YOU ARE FREE TO ATTEND SESSIONS OTHER THAN THOSE INDICATED ABOVE.

METHOD OF PAYMENT

- Check Enclosed (Make checks payable to: **AIPLA**)
- Credit Card (Please circle one—AMEX, MC, or VISA)

Card Number _____

Exp. Date _____

Name on Card _____

Signature _____

AIPLA OFFICERS

2004-2005

William C. Rooklidge, President

Melvin C. Garner, President-Elect

Judith M. Saffer, First Vice-President

James Pooley, Second Vice-President

Rick D. Nydegger, Immediate Past President

George Wheeler, Secretary

Teresa Stanek Rea, Treasurer

BOARD OF DIRECTORS

William G. Barber

Guy Donatiello

Philip G. Hampton, II

David L. Hitchcock

Jonathan Hudis

Denise M. Kettelberger

Jeffrey I. D. Lewis

Myra H. McCormack

Freddie K. Park

Joseph R. Re

Jerry R. Selinger

Joseph N. Welch, II

Michael K. Kirk
Executive Director

Transportation Information

2006 Mid-Winter Institute
February 1 – 4
La Quinta Resort & Spa
La Quinta, CA

Make your hotel
reservations early
by calling
760-564-4111
and ask for the
AIPLA rate of
\$305.00
(single/double)
cut-off date: 1/6/06

*Mark Your
Calendar!*

AIPLA is proud to partner with the following Official Airlines

Note: Travel between Monday, October 24, 2005 – Tuesday, November 1, 2005 to receive the discounts listed below.



Save between 5% and 10% off fares anytime. An additional 5% off on certain fares with a 30-day advance purchase. All rules and restrictions apply.

*Contract Number: 15945
(800) 433-1790



Save between 5% and 10% off fares anytime. An additional 5% off on certain fares with a 30-day advance purchase. All rules and restrictions apply.

*Contract Number: 510RS
(800) 521-4041

***When calling airline or car rental agency direct, please use Contract Number.**

Car Rental Information

Avis Rent-A-Car (800) 331-1600 Code: D086869

Discount car rentals with unlimited free mileage have been negotiated for this event, available between Thursday, October 20, 2005 and Saturday, November 5, 2005.

**For more information on what Washington has to offer, please visit
www.washington.org
Sponsorship Opportunities! Please call Cathleen Clime at (703) 415-0780.**



AIPLA

AMERICAN INTELLECTUAL PROPERTY LAW ASSOCIATION
2001 JEFFERSON DAVIS HIGHWAY, SUITE 203
ARLINGTON, VA 22202
www.aipla.org

Presorted
First Class
U.S. Postage
PAID
Permit No. 486
Dulles, VA