



FICPI SWEDEN

Invitation

FICPI SWEDEN is the Swedish part of FICPI which is an international organization, with members from more than 80 countries. FICPI works for patent and trademark attorneys in the free profession, with issues relating to their daily work as well as IP law issues on a global scale. The membership in FICPI SWEDEN provides a global network of IP professionals, and a possibility to understand and participate in the development of IP law throughout the world. FICPI SWEDEN runs regular seminars in Sweden focusing on current issues and trends in IP. The speakers are normally FICPI members from other countries of the world. The seminars are open for all, but FICPI members enjoy a reduced registration fee.

Whole day seminar on IP infringement in the Virtual World, 3D printing, and Utility Models



1. "IP infringement in the Virtual World"

with presentations by colleagues from Canada and the US, addressing

- what is "virtual design theft"?
- how parties are using emerging technologies to take the intellectual property of the creator;
- what issues arise from the use of the IP of other's in digital environments;
- whether design patents, trademarks, copyrights, digital protections, and/or utility patent rights can prevent these takings;
- a live demonstration of a 3D printer in operation.

2. "Utility Models, why do we need them in addition to patents?"

with presentations by colleagues from Australia, Spain, Germany, Denmark, and Finland.

Date: Thursday 21 May, 2015

Venue: Radisson Blu Strand Hotel, Room Maritim, Stockholm

Attractive price: 2800 SEK (1800 SEK for FICPI members), including lunch

Informal mingling and refreshments after seminar (optional, 200 SEK)

See attached General Information and Detailed Program



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General Information

Date:

Thursday 21 May 2015, 09.00 – 17.00, followed by optional mingling 17.00 – 18.00

Venue:

Radisson Blu Strand Hotel, Room Maritim, Nybrokajen 9, Stockholm, Sweden

Hotels:

Please book a hotel room yourself. There are several other hotels nearby, and also near the Arlanda Express Railway station, in different price categories, such as Frey's Hotel, Radisson Blu Royal Viking Hotel, Radisson Blu Waterfront Hotel, Rica Hotel, Hotel Terminus, Best Western Hotel Bentleys, Nordic Sea Hotel, etc.

See e.g. www.booking.com

Registration:

You just send an email to info@ficpiseden.se. Please indicate:

your name and invoice address,

whether you are a FICPI member (individual member or member of a national group), and

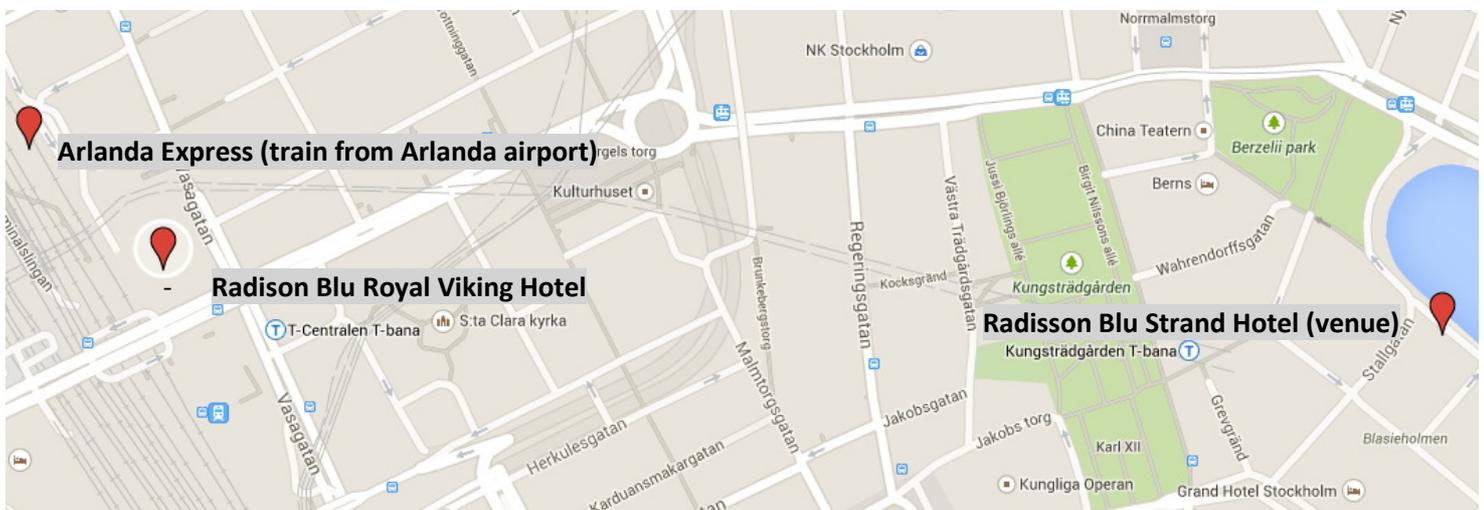
whether you wish to participate in an optional mingle with refreshments after the seminar at 17.00 – 18.00, extra charge 200 SEK

Price:

2800 SEK (1800 SEK for FICPI members), including lunch

200 SEK, optional mingle with refreshments.

An invoice will be sent to you after registration, payment within 10 days.





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Program:

08.30 – 09.00 **Registration at Radisson Blu Strand Hotel, Room Maritim,
Nybrokajen 9, Stockholm**

09.00 - 09.15 **Welcome address**
Lars Thyresson, President, FICPI Sweden

Introduction to topics and speakers
Jan Modin, Program Manager, FICPI Sweden, moderator during morning session

09.15 – 12.15 **Morning session (refreshment break 10.30 – 11.00) on the topic**

“Modern Intellectual Property Infringement Models resulting from Technology Advancements and Virtual Design Theft”, a joint presentation by leading members of the FICPI Work and Study Commission (CET)

Coleen Morrison, Vice President of FICPI International, CET Group 1
Managing Principal – Trademarks, Marks & Clerk, Ottawa, Canada
Barrister and Solicitor, member of the Canadian Bar Association



Robert S. Katz, former Chair of FICPI CET Group 2 (Designs)
Partner of Banner & Witcoff, Ltd, Washington DC, USA
Attorney, prosecutes and litigates patent and industrial design cases



Brett Slaney, Reporter General, FICPI CET Executive
Partner of the law firm Blake, Cassels & Graydon LLP, Toronto, Canada
Patent Agent, drafts and prosecutes patents, software and high technology
Special interest in IP aspects of 3D printing



Emerging technologies, like 3D scanners and 3D printers, have enabled designers, inventors and manufacturers more flexibility in the designing and manufacturing processes. For example, these technologies have helped achieve rapid prototyping, shortening design iterations at greatly reduced costs.

However, these emerging technologies have also facilitated the ability for people to misappropriate the intellectual property of creators and inventors, and to distribute unauthorized infringing digital models. This has also caused the increased unauthorized use of other's IP (designs, trademarks, and copyrights) in computer software, gaming, movies, and virtual environments which in turn results in even more types of non-traditional infringements. This presentation will address:



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Morning session 09.15 – 12.15, refreshment break 10.30 – 11.00, continued

- What is "virtual design theft";
- How parties are using emerging technologies to take the intellectual property of the creator;
- What issues arise from the use of the IP of other's in digital environments;
- Whether design patents, trademarks, copyrights, digital protections, and/or utility patent rights can prevent these takings;
- What can be done by the creator to best protect creations and inventions in this new world;
- How the models for "knocking-off" many different types of products are changing; and
- Whether these new models will create an environment where intellectual property rights can no longer effectively be enforced.

A live demonstration of a 3D printer in operation will be made during the presentation to give the audience a first-hand look at an example of these emerging technologies.

12.15 - 13.30 Lunch (at the venue, Radisson Blu Strand Hotel)

13.30 - 16.50 Afternoon session, refreshment break 15.15 – 15.40 – “Utility Models”

13.30 – 13.35 Introduction

Peter Kylin, Councilor FICPI Sweden, moderator during afternoon session

13.35 – 14.00 “Why do we need Utility Models in addition to Patents? - the FICPI Position,
a joint presentation by

Uwe Borchert, Reporter FICPI CET Group 7

Partner of the firm Puschmann, Borchert, Bardehle, Munich, Germany
Patentanwalt, European Patent Attorney, and



Klaus Roitto, member of FICPI CET Group 7

Senior Patent Counsel at Kolster OY, Helsinki, Finland
European Patent Attorney and European Design Attorney



It should be noted that products with a short life time need a fast intellectual property protection. A utility model which is registered without examination provides for a quickly granted IP right. In many countries having a utility model or a similar intellectual property right, the utility model has proven to be a successful instrument offering the user a further quickly available protective right for



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consideration. It is a secondary protection forming an alternative to the traditional long term patent protection. The utility model is historically limited to only specific kinds of inventions, the development in different jurisdictions shows that the possibilities are broadened to provide for protection for different kinds of inventions (e.g. methods can be protected in some countries) and the utility model system has been transformed into a “small patent system”.

FICPI has generally supported the concept of a utility model right as a distinct right as part of an IP system. Based on studies and consultation within FICPI, FICPI believes that a utility model system in addition to a patent system is beneficial to an effective IP system by providing a tool by which a meaningful and enforceable right can be quickly achieved for inventions.

14.00 – 14.25 “Current Practice and Case Law in Australia”

Peter Huntsman, FICPI President of Honour, member of IPTA, CIPA, epi
President of FICPI’s Training and Education Commission (TEC)
Partner of Davies Collison Cave, Melbourne, Australia
Head of Materials Science group
Registered Patent and Trade Marks Attorney (Australia and New Zealand)



Utility models in Australia are known as “innovation patents”. They are a very powerful tool for innovators, with the same protection as for standard patents except for a reduced term and a few limitations as to allowable subject matter but extremely difficult to invalidate. While they are granted without examination within a few days of formalities being completed, they can only be enforced or used in any way after a post-grant examination.

This session will provide a broad overview of innovation patents in Australia, but with a detailed review of validity issues.

14.25 – 14.50 “Current Practice and Case law in Spain”

Luis-Alfonso Durán, Spanish delegate of the FICPI Executive Committee (ExCo)
Former Reporter General of AIPPI. Luis has also held many other positions in major Spanish, European and International organizations, including, ECTA, epi, etc.
Managing partner of Durán-Corretjer, Barcelona, Spain



Spain has had utility model protection since its first Spanish IP Law back in 1902. It was maintained in the current Spanish Patent Act of 1986 and it is foreseen to be maintained in the patent bill text that is currently under discussion at the Spanish Parliament.

The presentation will explain the utility model protection afforded under the current law, what is foreseen to change in the new bill and which are the advantages for companies opting for this kind of protection for their inventions.

14.50 – 15.15 “Current Practice and Case law in Germany”

Uwe Borchert, Munich , Germany (see above)

The utility model in Germany is a successful instrument for the applicants. Practitioners have devised strategic approaches to balance timing and rights as well as flexibility based on inventions



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considering also the further possibilities of a utility model over a patent in Germany. Examples will show how to deal with this right in Germany to the benefit of the client.

15.15 – 15.40 Refreshment break

15.40 – 16.05 “Current Practice and Case law in Denmark, Utility Models as an alternative – or a supplement – to patents”

Leif Roerboel, former Danish delegate of FICPI Executive Committee (ExCo)
CEO of Budde Schou A/S, Copenhagen, Denmark
European Patent Attorney, European Trademark Attorney, and
European Design Attorney



16.05 – 16.30 “Utility Model Practice, Statistics and Case Law in Finland”

Klaus Roitto, Kolster OY, Helsinki, Finland (see above)

When the utility model system was introduced in the early '90s in Finland the aim was to improve protection of technical solutions that could not be protected by a patent or a design. It was especially emphasized that small inventions, i.e. those which do not fulfil the level of inventive step required for patentable inventions, could be protected by a utility model. Further advantages of the utility model were assumed to be: a fast and affordable protection process; protection for products with a short life span; encouragement to inventive activity; and reduction of the number of patent applications. Time has shown that the utility model not only meets these advantages and aims, but possesses characteristics which are utilized strategically by companies, making them more competitive.

16-30 – 16.50 Panel discussion on Utility Models, conclusions

16.50 – 17.00 Information on future meetings with FICPI Sweden

Lars Thyresson, President FICPI Sweden, and Jan Modin, Program Manager, FICPI Sweden

17.00 – 18.00 Optional mingling with refreshments (at the venue, Radisson Blu Strand Hotel)

