

# HOW DO PATENT INTERMEDIARIES AFFECT INNOVATION AND THE MARKETS FOR TECHNOLOGIES? LESSONS FROM THE UNITED STATES AND EUROPE

GREThA-EPIP Workshop, Bordeaux, June 22 2018  
 University of Bordeaux  
 Pôle juridique et judiciaire 35 place Pey Berland - Bordeaux

## - PRELIMINARY PROGRAM -

> 08h30-09h00: **Registration**

> 09h00-09h15: **Opening Remarks** (Marc-Alexandre Senegas and Valerio Sterzi, *GREThA - University of Bordeaux*)

> **09h15 – 11h15: Session 1**

Chair: Stefania Fusco (*Notre Dame University*)

09h15-09h45	Colleen Chien, <i>Santa Clara University</i>	<i>Introduction to the PAE activity</i>
09h45-10h15	Garry Gabison, <i>Georgia Institute of Technology &amp; Nikolaus Thumm, European Commission - JRC</i>	<i>The future of patent assertion entities in Europe</i>
10h15-10h45	David Schwartz, <i>Northwestern University</i>	<i>Heterogeneity Among Patent Plaintiffs: An Empirical Analysis of Patent Case Progression, Settlement, and Adjudication</i>
10h45-11h15	<i>General discussion</i>	

> 11h15 - 11h45: **Coffee Break**

> **11h45 – 13h15: Session 2**

Chair: Julio Raffo (*WIPO*)

11h45-12h15	Tim Simcoe, <i>Boston University/ Jeremy Watson, University of Minnesota</i>	<i>Digital Sampling, Copyright Assertion, and Creative Reuse</i>
12h15-12h45	Valerio Sterzi, <i>GREThA - University of Bordeaux</i>	<i>Are Patent Assertion Entities Intermediaries? Evidence from European Patents</i>
12h45-13h15	<i>General discussion</i>	

> 13h15 - 14h30: **Lunch**

> **14h30 – 16h30: Session 3**

Chair: Garry Gabison (*Georgia Institute of Technology*)

14h30-15h00	Fabian Gaessler, <i>Max Planck Institute for Innovation and Competition</i>	<i>Patent Transfers in Europe</i>
15h00-15h30	Kelli Larson, <i>Swinburne Law School</i>	<i>How Non-practicing Entities Affect the Patent Ecosystem</i>
15h30-16h00	Amandine Leonard, <i>KU Leuven</i>	<i>Abuse of rights' and PAEs in European patent litigation: A case law analysis</i>
16h00-16h30	<i>General discussion</i>	

> 16h30 - 17h00: **Coffee Break**

> **17h00 – 18h30: Session 4 Industry**

> **17h00 - 17h20: NPE Litigation in the European Union** (David Marques, DARTS-IP)

> **17h20 - 18h30: ROUNDTABLE – Industry Perspectives**

**Opening:** Yann Ménière, Chief Economist, European Patent Office (EPO)

**Panelists:** - Claudia Tapia, Director IPR Policy & Legal Academic Research, ERICSSON

- Kevin Prey, Chairman IP2INNOVATE & IP Strategy Counsel, SAP

- Roberto Dini, Patent & Trademark Attorney, IP CONSULTING

- Yann Elias, Chief Intellectual Property Officer, WIKO GLOBAL

**Moderator:** Stuart Graham, Associate Professor, Georgia Institute of Technology

> 18h30: **Closing Remarks**

> 19h30: **Welcome Cocktail** *(by invitation only)*

**Café Français**, 5 Place Pey Berland, 33000 Bordeaux

<http://www.le-cafe-francais.com/fr/>

> 20h00: **Dinner** *(by invitation only)*

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### **- Scientific committee -**

- Stefania Fusco, Senior Lecturer in Law, Notre Dame Law School (US)
- Stuart Graham, Associate Professor of Strategy & Innovation, Georgia Institute of Technology, Atlanta (US)
- Francesco Lissoni, Professor of Economics, GREThA - University of Bordeaux (FR)
- Valerio Sterzi, Assistant Professor of Economics, GREThA - University of Bordeaux (FR)

### **- Local organizers** (GREThA - University of Bordeaux) -

- Francesco Lissoni
- Gianluca Orsatti
- Anissa Saumtally
- Valerio Sterzi
- Julie Vissaguet

### **- List of participants -**

#### **Research:**

- Colleen Chien, Professor of Law, Santa Clara University (US)
- Garry Gabison, Visiting Professor, Georgia Institute of Technology
- Fabian Gaessler, Assistant Professor of Economics, Max Planck Institute for Innovation and Competition, Munich (DE)
- Kelli Larson, Lecturer in Law, Swinburne Law School (AU)
- Amandine Leonard, PhD Candidate, Ku Leuven (BE)
- Yann Ménière, Chief Economist, European Patent Office (EPO)
- David Schwartz, Professor of Law, Northwestern University School of Law, Chicago (US)
- Tim Simcoe, Associate Professor of Strategy & Innovation, Boston University, Questrom School of Business (US)

- Nikolaus Thumm, Senior Fellow, European Commission, Joint Research Centre, Sevilla (ES)
- Jeremy Watson, Assistant Professor in Strategic Management and Entrepreneurship, University of Minnesota, Carlson School of Management (US)
- Julio Raffo, Head, Innovation Economics Section, WIPO (CH)

**Industry:**

- Claudia Tapia, Director IPR Policy & Legal Academic Research, Ericsson
- Kevin Prey, Chairman IP2Innovate & IP Strategy Counsel, SAP
- Roberto Dini, Patent & Trademark Attorney, Metroconsult
- Yann Elias, Chief Intellectual Property Officer, Wiko Global
- David Marques, Legal Coordinator & IP Consultant, DARTS-IP