

RESEARCH SERVICES
OVERVIEW FOR FACULTY
2014

Office of Intellectual Property Management (IPM)

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INTELLECTUAL PROPERTY


Intellectual property is intangible personal property that can be characterized as invention, discovery, know-how, technological development, computer software, or even trade secret.

It is an asset to its owner. If protected adequately, intellectual property can be managed to benefit the owners and inventors as well as the public interest.



TYPES OF INTELLECTUAL PROPERTY

- Patents
- Copyrights
- Trademarks
- Trade Secrets



...are granted to those who invented new or improved devices and materials as well as methods of their use and ways to fabricate them

I gotta get there
1st!



PATENTS

- **Key Issues**

- Subject Matter
- Types
- Patentability
- Provisional Patent Application
- Term
- Infringement
- Bayh-Dole Act
- First to File (American Invents Act)
- Authorship vs. Inventorship

- **USA Patent Policy**

- Ownership
- Royalty Distribution
- Waiver and Release of Inventions
- Students/Post Docs

- **USA Copyright Policy**

- Ownership
- Royalty Distribution

- **USA Equity Policy**

COPYRIGHTS

- “Real-Time” Protection
 - “Original works of authorship” are protected by copyright law once the author writes them on paper or places them on a drive of the computer.
 - Bundle of Rights
 - Authors, Software Developers, Composers
 - Public Notice – self
 - © Owner Year
 - Copyright Owner Year
 - Duration = Life of Author plus 70 years
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TRADEMARKS

- Federal
- Rights Established Upon Interstate Use
 - Obtain a trademark if you plan to do business across state or national borders. A trademark prevents others from infringing on your business identity by using a similar name, logo, or other identifying feature of your brand.
- Names, Words, Acronyms, Logos, Symbols, Designs
- Term – *INDEFINITELY*, in 10 year terms
- Registration - USPTO



TRADE SECRETS

- “Common Law” Rights
 - Federal registration is not required to establish trademark rights
- Valid as Long as Information is Maintained in Secrecy



KEEP IT SECRET, KEEP IT SAFE

AGREEMENTS

- Material Transfer
- Confidentiality
- Collaboration
- Sponsorship
- Clinical Trial
- Inter-Institutional
- License

