

REGISTRATION FORM

MUNICH - February 24, 2012
Isar Building of European Patent Office
Erhardtstrasse 27, 80469 Munich
Plenarsaal, room 102

UNION-IP ROUND TABLE INVENTIONS

Teach Them Right, or Lose Your Right

→ **Yes**, register me for the Round Table:

Name	
Surname	
Title	
Office / Company	
Street	
ZIP	City
Country	
Tel.	Fax
E-Mail	
Date	Signature

→ **Fee:** € 100 for **union-IP** members and
€ 150 for non-members.

The fee includes a buffet lunch and coffee breaks.

→ **Bank:** Bank transfer (free of charge for the recipient)
to UNION-IP | DONNER & REUSCHEL AG
Account No.: 322316001 | Bank Code: 200 303 00
SWIFT-BIC: CHDBDEHHXXX
IBAN: DE 18 2003 0300 0322 3160 01
on or before: **February 22, 2012.**

Accommodation is not provided.
Please send the completed form to the
Secretariat of the Round Table c/o:

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WHAT IS "UNION-IP"

union-IP is an association of practitioners in the field of Intellectual Property, that is, of individuals whose principal professional occupation is concerned with Patents, Trade Marks or Designs and related subjects and who carry on their profession independently or as employees. **union-IP** is a private, free, international association that is not dependent on any national or international authority: it approves its own members, in accordance with its statutes, in total independence, and likewise decides on its own activities and its own budget.

It aims on the one hand to work continuously on current developments in Intellectual Property in Europe, especially by making early submissions during the preparation of proposed laws and treaties with the intention of influencing them; and on the other hand to devote itself to the improvement of professional and personal understanding between European practitioners in the Intellectual Property field in different countries and different branches of the profession.

WHAT IS A "UNION-IP ROUND TABLE"

A **union-IP** Round Table offers the opportunity for practitioners to hear from authoritative speakers on topics of interest in the European IP field, and just as importantly to interact with and influence them by feeding back their own practical experience. The integral Question and Answer sessions and friendly discursive nature of the event, with the opportunity to chat during breaks, lead to real exchange and development of views on both sides.

Participants tend to find these practitioner-lead events a real and useful antidote to the more commercial seminars familiar to all.

If you are not yet a member of **union-IP** and would like to join this friendly, active and interesting organization please go to our website where you can join online. Membership also entitles you to reduced prices for this, and other, **union-IP** events.

For more information:
<http://www.union-ip.com>



OF EUROPEAN PRACTITIONERS IN INTELLECTUAL PROPERTY
EUROPÄISCHER BERATER FÜR GEISTIGES EIGENTUM
DES PRATICIENS EUROPÉENS EN PROPRIÉTÉ INTELLECTUELLE

ROUND TABLE

INVENTIONS
Teach Them Right, or
Lose Your Right

Munich
February 24, 2012

European Patent Office
Isar Building, Erhardtstrasse 27

Jointly organized by the Patents Commission
and the Litigation Commission of UNION-IP



Union

Round Table Program, February 24, 2012

Program INVENTIONS Teach Them Right, or Lose Your Right

09:00 Registration

09:30 Welcome word by UNION-IP

Nils T. F. SCHMID (Patent Attorney at Boehmert & Boehmert (DE), President-**union-IP**)

09:40 Effect of the Disclosure in the Court

Chair:

Sabine Rojahn (Taylor Wessing (DE), President-**union-IP** Litigation Commission)

Dutch perspective on validity and scope:

Peter H. BLOK (IP judge at The Hague Court (NL))

German perspective after Aga-Occlutech:

Dr. Matthias ZIGANN (Judge at the District Court Munich (DE), presently scientific assistant at the German Federal Court of Justice)

Q&A

10:50 Coffee Break

11:10 Effect of the Disclosure in the Court and before the EPO

Chair:

Sabine ROJAHN, Taylor Wessing (DE), President-**union-IP** Litigation Commission

UK Perspective (speaker to be confirmed)

Sufficiency during Grant and Opposition:

Hugo MEINDERS (Chairman Technical Board of Appeal at the EPO)

Q&A

13:00 Lunch

14:30 Disclose Invention in practice

Chair:

Reinier WIJNSTRA (Patent Attorney at EP&C (NL), Vice President-**union-IP** Patent Commission)

Impact of the disclosure on enforcement:

Ian HISCOCK (Head Group IP Litigation EU & OUS, Novartis International AG (CH))

Effects of Aga-Occlutech in practice:

Christof KEUSSEN (Patent attorney at GLAWE DELFS MOLL (DE))

Enabling for the skilled person according to EPO and UK Courts:

Tim COPSEY (partner at Kilburn & Strode LLP (GB))

Q&A

Conclusions:

Jochen KILCHERT (Patent Attorney at Meissner Bolte (DE), President-**union-IP** Patent Commission)

16:00 Closing of the Round Table

An applicant must teach his invention, in order to get his exclusive right. But this description is also used to interpret the claims and the nature and extent of the interplay between the description and claims is under dispute. The Bundesgerichtshof refused to protect a product disclosed in Aga-Occlutech, because this would have conflicted with a literal claim interpretation. This decision is controversial in Germany, but not in most of Europe.

Litigators now face questions like:

- How much do I need to disclose in a patent to enforce it successfully?
- Where is the borderline between literal and equivalent infringement?
- Does file-wrapper estoppel exist in Europe?

Patent prosecutors risk refusal and revocation.

Questions they face are:

- What are the requirements for enablement and disclosure?
- What is the level of understanding of the skilled person?
- Who and how to prove what works?

union-IP's 2012 Munich Roundtable will be an outstanding opportunity to hear from a granting authority, judges and experienced professionals about the views in Europe. Together with colleagues from all over Europe we will investigate how to teach inventions right, such that inventors don't lose their rights.