

FRIDAY AND SATURDAY, FEBRUARY 19 - 20, 2016

2016 WORKS-IN-PROGRESS INTELLECTUAL PROPERTY (“WIPIP”) COLLOQUIUM

UNIVERSITY OF WASHINGTON SCHOOL OF LAW,
THE HUSKY UNION BUILDING, SEATTLE, WASHINGTON

FRIDAY, FEBRUARY 19, 2016

8:00 a.m. Registration and Continental Breakfast

8:30 a.m. Welcome Remarks: Associate Dean Anita Krug, University of Washington School of Law

8:45 a.m. Plenary Session 1: Innovation Policy

Stephanie Bair, Promoting the Useful Arts: Corporate Edition

Glynn Lunney, Copyright's Excess

Laura Pedraza-Fariña, Scaffolding Innovation: The Role of Patents, Grants, and Informal Norms in Assembling Teams that Span Technological Domains

W. Nicholson Price II, Timo Minssen, Arti Rai, Patent Failures on Life Science Frontiers

10:15 a.m. Coffee Break

10:30 a.m. Session 2:

Lyceum Room: Patent 1

Jeanne Fromer, Dynamic Patent Disclosure

Sapna Kumar, Standing Against Bad Patents

(Amy) Zhe Peng, China: The Dance between Pharmaceutical Regulation and Intellectual Property

Jacob Sherkow, Patent Litigation, Patent Regulation: A Framework



Room 145: IP in Asia

Ann Bartow, Reading Lawrence Lessig in Beijing

Jill Bronfman, Tiffany Li, Zhou Zhou, Saving Face: The Screen of Chinese Privacy Law Unfolds

Youngsoo Goh, The Future Prospects of the Japanese Copyright Act Amended through the TPP Agreement

Raizel Liebler, Music Plus Copyright in Korea: Does Law Explain Why Korean Pop Music is So Popular Worldwide?

Room 250: Trademark 1

Paul Heald, Testing Theories of Tarnishment in Trademark and Copyright Law

Jessica Kiser, Market Responsiveness to Trademark Litigation

Signe Naeve, User Generated Crafts in the Sports Industry

Rebecca Tushnet, The First Amendment Walks into a Bar: Trademark Registration and Free Speech

Room 214: IP Theory 1

Lee Ann Lockridge, Fee Awards in Intellectual Property Cases

Gregory Mandel, Congress versus the Supreme Court: Intellectual Property Conflict and Majoritarian Democracy

Arul George Scaria, Democratising Access to Law in India

Dalindyebo Shabalala, Trade Secret Protection vs. Access to Environmental Information: Are TRIPS and TRIPS Plus Obligations a Hidden Landmine for Existing Access to Information Regimes?

12:00 p.m. Lunch

1:15 p.m. Session 3

Lyceum Room: Empirical

Jonathan Ashtor, The Complexity and Costs of U.S. Patent Litigation: Empirical Analysis of the Time, Expense and Effort of Patent Cases

Ryan Holte, Christopher B. Seaman, Injunctions on Appeal: An Empirical Study of the Federal Circuit's Application of eBay

Michael Risch, Zach Burns, How Do Continuations Affect Patent Claiming?

Shawn Miller, Mark Lemley, First Look at the Stanford Litigated Patent Owner Dataset

Jay Kesan, Heterogeneity among Patent Owners in Litigation



Room 145: Copyright 1

Abraham Bell, Gideon Parchomovsky, The Dual-Grant Theory of Fair Use

D.R. Jones, Edicts of Government Copyright in State Laws

Edward Lee, Fair Use of Musical Works—An Empirical Study

Sean O'Connor, Copyright as Incentive for Publication Not Creation

Room 250: Trademark 2

Irene Calboli, Dan Hunter, Trademark Proliferation

Christine Haight Farley, The Impact of New gTLDs on Trademark Rights in Domain Names

Jake Linford, Are Trademarks Ever Fanciful?

Xiyin Tang, A Phonaesthetic Theory of Trademark Functionality

Room 214: Technology

Jorge Contreras, Rohini Lakshane, The Indian Mobile Device Market: A Patent Landscape Analysis

Lucas Osborn, 3D Printing's Impact on Trademark Policy and Doctrine

Greg Vetter, Open Source Pathways for Software

Natasha Nayak, Emerging Jurisprudence on Mobile Patent Technology Licensing and Implications for Policy-Making in India

2:30 p.m. Coffee Break

2:45 p.m. Session 4

Lyceum Room: Patent 2

Colleen Chien, Patent Quality Levers

Roger Allan Ford, W. Nicholson Price II, Privacy and Accountability in Black-Box Medicine

Christopher Seaman, Collaboration and Patentability

Saurabh Vishnubhakat, The Antitrusting of Patentability

Room 145: IP, Design, User Experience

Sarah Burstein, Reviving Ornamentality

Peter Lee, The Law of Look and Feel

Mark McKenna, Jeanne Fromer, Claiming in Litigation

Aaron Perzanowski, "Buy Now" and Other Lies



Room 250: IP Theory 2

Eric Johnson, Problem with Solutions in Intellectual Property

Alexandra Roberts, Tagmarks

Victoria Schwartz, The Celebrity Stock Market

Cathay Smith, The Creation of a Monster: Investigating Intellectual Property in Internet Folklore

4:00 p.m. Break

4:15 p.m. Session 5

Lyceum Room: Patent 3

Gaia Bernstein, The End User's Predicament

Paul Gugliuzza, (In)valid Patents

Mark Lemley, Rethinking Assignor Estoppel

Jeremy Bock, Patent Quantity

Room 145: Copyright 2

Zahr Said, A Transactional Approach to Copyright's Lay Observer

Kevin Collins, Economically Defeasible Rights to Facilitate Information Disclosure: The Hidden Wisdom of Pre-AWCPA Copyright

Rebecca Curtin, Contractual Origins of Authors' Rights

Zvi Rosen, Saurabh Vishnubhakat, Empirical View of Copyright Registrations and Renewals under the 1909 Copyright Act

Room 250: Trade Regulation

Lisa Macklem, The Tipping Point: Balancing Copyright's Economic, Social, and Political Interests

Sarah Wasserman Rajec, The Intellectual Property Hostage in Trade Retaliation

Jane Winn, Certification Marks, Legal Pluralism and the Ownership of Self-Regulation

Deepa Varadarajan, Secrecy Precautions and Possession in Trade Secret Law

5:30 p.m. Closing

5:45 p.m. Buses to MOHAI Museum (Departure at 6 p.m. from parking lot N1, School of Law/Burke Museum)

6:30 p.m. Dinner, MUSEUM OF HISTORY & INDUSTRY (MOHAI)



SATURDAY, FEBRUARY 20, 2016

8:30 a.m. Continental Breakfast

9:00 a.m. Session 6

Lyceum Room: Patent 4

John Golden, Lauren Cohen, Umit Gurun, Scott Duke Kominers, "Troll" Check? A Proposal for Administrative Review of Patent Litigation

Lisa Larrimore Ouellette, Ian Ayres, Ex Ante March-In Rights: A Market Test for Bayh-Dole Patents

Greg Reilly, Decoupling Patent Law

Neel Sukhatme, "Loser Pays" in Patents

Room 145: Copyright 3

Clark Asay, Software's Copyright Problem

Annemarie Bridy, Three Notice Failures in Copyright Law

Timothy McFarlin, Authorship and Audience Appeal

Mathilde, Pavis, The Author-Performer Divide: Archaism in the Laws of Innovation

Room 250: IP Theory 3

BJ Ard, More Property-Like than Property: The Asymmetry of Remedies in Tangible and Intellectual Property

Tonya Evans, Reclaiming Copyright in the Age of Celebrity Loan-Outs & Other Gratuitous Transfers

Betsy Rosenblatt, Belonging as Intellectual Creation

Jeremy Sheff, Progress for Future Persons

10:45 a.m. Coffee Break

11:00 a.m. Session 7

Lyceum Room: Patent 5

Joy Xiang, Competition Regulations and Licensing of Patented Clean Technologies

Won Bok Lee, Confusion Is In the Eye of the Beholder: Likelihood of Confusion in Trade Dress for Prescription Drugs

Karen Sandrik, Rethinking Statutory Bars

Andrew Torrance, Jevin West, Are Litigated Patents More Valuable?



Room 145: International IP

Sean Flynn, Mike Palmedo, Walter Park, Creating a Database of Changes to Copyright User Rights in 40 Nations

Alexandra George, Alternative Dispute Resolution in International Intellectual Property Disputes: A Solution to Jurisdictional Challenges?

Kamil Kiljanski, Survey of IP Piracy in the EU

Peter Yu, The Investment-Related Aspects of Intellectual Property Rights

12:15 p.m. Adjourn

12:15 p.m. Lunch

1:15 p.m. Buses to Theo Chocolate Factory (Departure at 1:30 p.m. from parking lot N1, School of Law/Burke Museum)

