

CIIPC

National Law University, Delhi

॥ न्यायस्तत्र प्रमाणं स्यात् ॥



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WORKSHOP

## SEPs: PATENTS AND ANTITRUST ISSUES IN THE HIGH – TECH WC

The Centre for Innovation, Intellectual Property, and Competition (CIIPC) at National Law University, that Prof. Jay Kesan and Dr Kirti Gupta will be conducting a one-day workshop on SEPs: Patents and Tech World, on 27<sup>th</sup> August 2016 (Saturday) from 10:30 a.m. – 4:00 p.m. The venue for the workshop is Road, New Delhi- 110003

### About the workshop

CIIPC is committed to furthering the academic dialogue surrounding innovation, intellectual property, and towards shaping the legal and policy landscape in these areas. A major part of this endeavor is to provide contemporary issues using the law & economics approach.

Network effects are an important characteristic of dynamic markets: one that may raise antitrust concerns about patent rights. A prime example of such a scenario is the Information and Communications (ICT) industry where their patents to a particular standard in member driven standard-setting organizations (SSOs) vote on the technology as the required standard to operate on the network. In brief, the theory is that antitrust stipulated technology is patent protected, as any potential developer of multi-component product will require patents corresponding to the standard in order to operate in the market. Whether or not exercise of rights in the context of SEPs causes 'competitive harm' is deeply contested.

Nevertheless, in order to limit the entry barriers that emerge in such a scenario, most SSOs require patent holders to license essential patents on fair, reasonable and non-discriminatory terms (FRAND). Despite this, the practical terms are highly contentious, as is evidenced by the multitude of litigation surrounding the issue in India and

In this context, the workshop is intended to highlight the broader interface of IP and competition law- specifically of patents, economic theory underlying standard essential patents, contestation and empirical evidence in discourse, understanding FRAND, and the relationship between standard essential patents and antitrust law.

### Resource Persons

Prof. Jay Kesan is a Workman Research Scholar and the Director of the Program in Intellectual Property at the University of Illinois at Urbana-Champaign. His academic interests include technology, law, and business focused mainly on patent law and policy. Prof. Kesan has served as one of the inaugural Thomas A. Edison Trademark Office (USPTO), and has been actively involved in every aspect of patent litigation, apart from litigating himself.

Dr Kirti Gupta is the Director of Economic Strategy at Qualcomm Inc. With fifteen years of practice as an attorney at Qualcomm, she has extensive knowledge of the mobile wireless and high-tech industry, and expertise in econometrics. She manages and leads the substantive direction of global Intellectual Property and Antitrust and is actively involved in international antitrust and litigation matters. Having published and presented her work, she has also represented Qualcomm in various global technology standards bodies. She currently holds several pending patent applications.

Who can apply?

This workshop is open for early professionals and academics working in the areas of intellectual property. A limited number of seats are available also for law students who have demonstrable interest in the area of competition law.

Interested candidates must send in an email application, along with their CV, to [ciipc@nludelhi.ac.in](mailto:ciipc@nludelhi.ac.in) by 20<sup>th</sup> August 2016. Selected candidates will be informed by 20<sup>th</sup> August 2016.

There are no registration fees for selected candidates. CIIPC will not be responsible for reimbursing candidates.

Know more about us:

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