



Patent Policies and Licensing Assurances

FHI 360 Conference Center ■ 1825 Connecticut Ave NW, Washington, DC 20009

Agenda

Event Overview

This year's ANSI Legal Issues Forum will explore patent policies and the licensing assurances received by standards developing organizations (SDOs). Because standards may include technology that is the subject of patents, many standards organizations adopt patent policies that seek to balance the rights of patent holders (to be fairly compensated for the use of their patented technology) with the rights of implementers of the standard (to reasonably access essential technology). SDOs sit squarely in the middle of that seesaw and must develop policies that ensure that the proper balance is struck.

Although SDO patent policies vary widely, ANSI achieves this balance by requiring accredited SDOs to receive an "assurance" – sometimes called a "Letter of Assurance" (LoA) – from the holder of an "essential" patent claim that it will license its patent on "reasonable and nondiscriminatory" (RAND) terms "to applicants desiring to utilize the license for the purpose of implementing the standard." How do SDOs acquire these LoAs? What are the essential ingredients of a LoA? How does an SDO know if the LoA it has received complies with its own (or ANSI's) patent policy? What does the SDO do with the LoA once received?

Panelists will discuss these and other important and often hotly debated questions. The first panel will address LoAs from the point of view of patent holders and implementers and the second panel from the point of view of SDOs.

Further reading:

[ANSI Patent Policy](#), [ANSI Patent Policy Guidelines](#), [ANSI Patent Letter of Assurance Database](#)

Wednesday, October 18, 2017

12:30 – 4:30 pm

12:30 – 12:35 pm **Welcoming Remarks**

- **Joe Bhatia**, President and CEO, American National Standards Institute (ANSI)

12:35 – 12:45 pm **Overview – ANSI Patent Policy, Licensing Assurances, and RAND Terms**

- **Patricia Griffin**, Vice President and General Counsel, ANSI
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ANSI Legal Issues Forum 2017: Patent Policies and Licensing Assurances

12:45 – 2:25 pm **Panel One: Companies' Perspectives**

7-minute opening statements from each panelist, followed by 75 minutes of moderated discussion and audience Q&A

Moderator: **Henry Wixon**, Chief Counsel, National Institute of Standards and Technology (NIST)

Panelists:

- **Michael Cameron**, Intellectual Property Counsel, Ericsson
 - **Fabian Gonell**, Senior Vice President, Division Counsel, Qualcomm
 - **Leon Greenfield**, Partner, WilmerHale
 - **Paul O'Donnell**, Principal, O'Donnell, PLLC
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2:25 – 2:45 pm **Break**

2:45 – 4:25 pm **Panel Two: SDO Legal Teams' Perspectives**

7-minute opening statements from each panelist, followed by 75 minutes of moderated discussion and audience Q&A

Moderator: **Henry Wixon**, NIST

Panelists:

- **Brad Biddle**, Founder, Biddle Law
 - **Michael Lindsay**, Partner, Dorsey and Whitney
 - **Richard Taffet**, Partner, Morgan Lewis
 - **Andrew Updegrove**, Partner, Gesmer Updegrove
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4:25 – 4:30 pm **Closing Remarks**

- **Joe Bhatia**, ANSI
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