

*The Federal Trade Commission*  
*National Academies' Board on Science, Technology, and Economic Policy*  
*and*  
*American Intellectual Property Law Association*

**Town Meeting on Patent Reform**

**February 18, 2005  
San Jose Marriott  
301 South Market Street  
San Jose, CA**

- 8:00**            **Registration and Continental Breakfast**
- 9:00**            **Welcome: William Rooklidge, President, AIPLA**
- 9:05**            **Keynote: Will Poole, Senior Vice President, Windows Client Business,  
Microsoft**
- 9:50**            **Description of Town Meeting Procedures and  
Essential Foundation for Reform  
Michael Kirk, Executive Director, AIPLA**
- 10:05**          **Best Practices: First Inventor to File,  
Publication, and Related Reforms  
Moderator: Steve Merrill, Executive Director, NAS STEP  
Board  
Discussants:  
Robert Armitage, General Counsel, Eli Lilly  
Mark Lemley, William H. Neukom Professor of Law,  
Stanford Law School**
- 10:50-11:00**      **Break**
- 11:00**          **Audience Questions/Comments**
- 12:30**          **Luncheon  
Speaker: Hon. Jon Dudas, Undersecretary and Director, USPTO**

- 1:30**            **Post-Grant Review**  
                    **Moderator: Susan DeSanti, FTC**  
                    **Discussants:**  
                            **Don Martens, Knobbe, Martens, Olson & Bear**  
                            **Bronwyn Hall, Professor of Economics, University of**  
                            **California, Berkeley**
- Audience Questions/Comments**
- 2:45**            **Litigation Reform: Willfulness, Inequitable Conduct, and Best Mode**  
                    **Moderator: Susan DeSanti, FTC**  
                    **Discussants:**  
                            **Jim Pooley, Milbank, Tweed, Hadley & McCloy LLP**  
                            **Judge Yeakel, Western District of Texas**
- Audience Questions/Comments**
- 4:00**            **Break**
- 4:15**            **Shields to Infringement Liability: Prior User Rights and**  
                    **Experimental Use Exception**  
                    **Moderator: Michael Kirk, AIPLA**  
                    **Discussants:**  
                            **Gary Griswold, President and Chief Intellectual**  
                            **Property Counsel, 3M Innovative Properties Co.**  
                            **Janice Mueller, Professor of Law, John Marshall Law**  
                            **School**
- Audience Questions/Comments**
- 5:15**            **Summation and Closing: Michael Kirk, AIPLA**
- 5:30**            **Reception**

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**Town Meeting on Patent Reform**

**March 4, 2005**  
**Hyatt Regency McCormack Place**  
**2233S. Martin Luther King Boulevard**  
**Chicago, IL**

- 8:00**            **Registration and Continental Breakfast**
- 9:00**            **Welcome: Steve Merrill, Executive Director, NAS STEP Board**
- 9:05**            **Keynote: Kenneth W. Dam, Max Pam Professor Emeritus of  
American & Foreign Law, University of Chicago**
- 9:50**            **Description of Town Meeting Procedures and  
Essential Foundation for Reform  
Susan DeSanti, FTC**
- 10:05**          **Best Practices: First Inventor to File,  
Publication, and Related Reforms  
Moderator: Michael Kirk, Executive Director, AIPLA  
Discussants:  
Robert Armitage, General Counsel, Eli Lilly  
Gerald J. Mossinghoff, Oblon, Spivak, McClelland,  
Maier & Neustadt**
- 10:50-11:00**      **Break**
- 11:00**          **Audience Questions/Comments**
- 12:30**          **Luncheon  
Speaker: Hon. Jon Dudas, Undersecretary and Director, USPTO**

- 1:30**            **Post-Grant Review**  
                    **Moderator: Michael Kirk, AIPLA**  
                    **Discussants:**  
                            **Don Martens, Knobbe, Martens, Olson & Bear**  
                            **David Kappos, Assistant General Counsel, Intellectual**  
                                    **Property & Licensing, IBM**
- Audience Questions/Comments**
- 2:45**            **Litigation Reform: Willfulness, Inequitable Conduct, and Best Mode**  
                    **Moderator: Susan DeSanti, FTC**  
                    **Discussants:**  
                            **Jim Pooley, Milbank, Tweed, Hadley & McCloy LLP**  
                            **Chief Judge Rosenbaum, District of Minnesota**
- Audience Questions/Comments**
- 4:00**            **Break**
- 4:15**            **Shields to Infringement Liability: Prior User Rights and**  
                    **Experimental Use Exception**  
                    **Moderator: Steve Merrill, NAS STEP Board**  
                    **Discussants:**  
                            **Gary Griswold, President and Chief Intellectual**  
                                    **Property Counsel, 3M Innovative Properties Co.**  
                            **Wesley M. Cohen, Professor of Economics and**  
                                    **Management, Fuqua School of Business, Duke**  
                                    **University**
- Audience Questions/Comments**
- 5:15**            **Summation and Closing: Steve Merrill, NAS STEP Board**
- 5:30**            **Reception**

*The Federal Trade Commission*  
*National Academies' Board on Science, Technology, and Economic Policy*  
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**Town Meeting on Patent Reform**

**March 18, 2005  
Omni Parker House  
60 School Street  
Boston, MA**

- 8:00**            **Registration and Continental Breakfast**
- 9:00**            **Welcome: Susan DeSanti, FTC**
- 9:05**            **Keynotes:**  
                    **David Boloker, Chief Technology Officer,**  
                    **Emerging Technology, IBM Software Group**  
                    **Cavan M. Redmond, Executive Vice-President and General**  
                    **Manager, BioPharma, Wyeth Pharmaceuticals**
- 9:50**            **Description of Town Meeting Procedures and**  
                    **Essential Foundation for Reform**  
                    **Mark Myers, NAS STEP Board**
- 10:05**          **Best Practices: First Inventor to File,**  
                    **Publication, and Related Reforms**  
                    **Moderator: Steve Merrill, Executive Director, NAS STEP**  
                    **Board**  
                    **Discussants:**  
                    **Robert Armitage, General Counsel, Eli Lilly**  
                    **Gerald J. Mossinghoff, Oblon, Spivak, McClelland,**  
                    **Maier & Neustadt**
- 10:50-11:00**      **Break**
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**Don Martens, Knobbe, Martens, Olson & Bear**  
**Bronwyn Hall, Professor of Economics, University of California, Berkeley**
- Audience Questions/Comments**
- 2:45 Litigation Reform: Willfulness, Inequitable Conduct, and Best Mode**  
**Moderator: Susan DeSanti, FTC**  
**Discussants:**  
**Jim Pooley, Milbank, Tweed, Hadley & McCloy LLP**  
**Judge Saris, District of Massachusetts**
- Audience Questions/Comments**
- 4:00 Break**
- 4:15 Shields to Infringement Liability: Prior User Rights and Experimental Use Exception**  
**Moderator: Michael Kirk, AIPLA**  
**Discussants:**  
**Gary Griswold, President and Chief Intellectual Property Counsel, 3M Innovative Properties Co.**  
**Arti Rai, Professor of Law, Duke Law School**
- Audience Questions/Comments**
- 5:15 Summation and Closing: Susan DeSanti, FTC**
- 5:30 Reception**