



DELTAPATENTS

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**UNITARY PATENT AND
UNIFIED PATENT
COURT**

**PRACTICAL ADVICE FOR IN-
HOUSE COUNSEL**



DELTAPATENTS AND DE BRAUW

WELCOME YOU

Who are we?

To mark this breakthrough in European patent protection and litigation, two leading European IP service providers, with a focus on corporate clients, have teamed up. Two expert speakers, both having a scientific and law degree, will share their views with you on the strategic implications and choices of the unitary patent and unified patent court.

DeltaPatents

DeltaPatents is a premium full-service patent attorney firm based in the Netherlands. DeltaPatents provides the highest quality advice and service to public and private companies from start-up to Fortune 500. All our patent specialists have a deep technological knowledge and extensive industrial experience at companies like Philips, NXP, ASML, AstraZeneca and Shell.

DeltaPatents is a leading training organization for the European Qualifying Examination (EQE) and provides a comprehensive range of training courses in different areas, from starters in the IP world to experienced IP council.

DELTAPATENTS

De Brauw

De Brauw Blackstone Westbroek (De Brauw) is a premium full-service international law firm. Clients benefit from our integrated practices and our commitment to quality, combined with a unique commercial awareness. We work with local law firms abroad, offering our clients top solutions to complex international matters.

At the heart of our firm is the powerful combination of a strong corporate and finance practice and a centre of excellence for litigation. Clients have entrusted us with handling their most demanding transactions and legal issues, in some cases for over a century

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UNITARY PATENT AND UNIFIED PATENT COURT

PRACTICAL ADVICE FOR IN- HOUSE COUNSEL

Objective

The unitary patent and the unitary patent court are without doubt the most important developments in European patent law in the last 40 years.

As the ratification process is in progress, the moment that the unitary patent and unified court are a reality draws quickly nearer. By then, in-house counsel must have decided how to use the possibilities offered by the new system.

This unitary patent gives the opportunity to obtain patent protection in many countries for comparatively low costs. On the other hand, the unitary patent is less flexible than conventional choices and introduces the risk of central revocation by the unified patent court (UPC). The UPC provides a unique possibility of a single infringement procedure.

This course gives you the know-how to make the unitary patent and UPC an effective new tool in your patenting and litigation arsenal. The system gives many options, but what is optimal for you?

Who should attend?

All patent professionals who wish to increase their knowledge of the unitary patent and their skills in making optimal use thereof. The course is especially suited for in-house counsel (European Patent Attorneys and lawyers in industrial patent departments) who need to make informed strategic decisions regarding the unitary patent.

The course is ideally suited for participants who have a good working knowledge of the EPC. It is potentially relevant for national continuous education, including CPD hours for CIPA Fellows (UK), permanent education hours for NIPA members (NL) and PVU hours for IPS hours (SE).



Course Concept

This course is built around the main theme of making the right strategic choices among those enabled by the new systems.

The unitary patent system requires choices for *all* of the European patents in your portfolio, whether they are unitary patents or not. Moreover, portfolio decisions are needed at several different points in a patent's lifetime: before application, at grant, and after grant.

The course brings you up-to speed on matters of law regarding the unitary patent and unified patent court, and will give you the strategic concepts needed to make an informed decision regarding the opt-out, unitary effect, offer to license, and the like.

Topics that are likely to influence decisions *now* are given priority. For example, the course attends to the following points:

Unitary Patent Highlights

- Expected roadmap of adoption of the unitary patent and Unified patent court.
- Main differentiators of the unitary patent

How to use the opt-out

- For each existing European patent, a decision is needed to opt-out or not.
- Factors influencing this decision
- A fee will be levied for opting-out. How does this influence your decision?

Deciding for Unitary Effect

- New filings as well as currently pending applications may be eligible for unitary effect.
- For which granted EP patents should you consider unitary effect
- Prosecution considerations
- Risk/benefit analysis for three basic filing strategies: National filing, Classic EP patent, Unitary patent.
- Cost considerations are evaluated on worked examples
- Advanced filing strategies, using divisional

Filing an offer to license

- Renewal fees for unitary patents are reduced in exchange for offering a license to use the invention
- What factors influence this decision?

Unitary Patent procedure

- Obtaining unitary effect
- Requirements and procedures
- Transitory translation requirement
- Post-Grant amendment

Unified Patent Court for patent proprietors

- Anti-torpedo provisions
- Bifurcation, Discovery
- Language
- Factors to decide which court to start a procedure

Unified Patent Court for third parties

- Court revocation versus EPO opposition

Case studies illustrating patenting options

- Throughout the course topics are illustrated in realistic case studies

Course Highlights

This 1-day program concentrates on the practical aspects which are not normally addressed in unitary patent seminars.

Our speakers combine experience from industry, and private practice in one integrated approach.

In-depth explanation of key legal topics, supported by worked cases, ensures full understanding and makes the strength and weakness of different patenting options visible.

The course demonstrates the consequences of various patenting strategies through real-world case studies; making sure that you are capable of adjusting your patent strategy to the new patent system.



Documentation

A comprehensive set of high quality, up-to-date training materials will be provided including:



- All overhead sheets used during the course.



- Flowcharts explaining key topics.



- Checklists for selecting patents for opt-out.

The copyrighted course material is provided for the personal use of the participants.

Course Language

All materials and tuition will be in English.

Attendance Limited to 20

A maximum of approximately 20 participants can take part in the course. This limitation will give the speakers the opportunity to discuss unclear issues in more detail and enables a good interaction between participants in dealing with the cases.

Certificate

A candidate will receive a certificate after attending the course.

Registration courses

The course will be offered in 2014 on the following location:

- Amsterdam: 27 November 2014

The price for the “**Unitary patent and Unified patent court – Practical Advice**” is **€750** (excluding 21% VAT). The price includes tuition, course materials, refreshments and lunch.

An administrative fee of €62 is charged for every booking. If more than one course is booked at the same time, only one administrative fee of €62 will be charged.

Please register online or use the form in this brochure.



In-house training

This course is ideal for an in-house training allowing IP council to openly discuss strategic choices for their company with the two expert speakers.

Please contact us if you are interested in inviting us to your company.



**“THIS IS A NOT A
TIME TO REST ON
OUR LAURELS”**

BENOÎT BATTISTELLI

PRESIDENT EPO



Meet the Speakers

The training will be given by Gertjan Kuipers (De Brauw) and Sander van Rijnsouw (DeltaPatents):



Gertjan Kuipers
De Brauw

- **Gertjan Kuipers** is a partner at De Brauw. The core of Gertjan Kuipers' practice is patent law, where his background in science (master degree in physics) serves him well. Gertjan advises and litigates for a number of national and international companies. Most of Gertjan's work is cross-border in nature and he has extensive experience in conducting and coordinating multi-jurisdictional litigation. Gertjan was lead counsel in several widely reported litigation cases.



Sander van Rijnsouw
DeltaPatents

- **Sander van Rijnsouw** is a European patent attorney specializing in the technical field of computer implemented algorithms and cryptography. He has a PhD in mathematics a bachelor degree in law, and is a European Patent Attorney. He is a tutor in the DeltaPatents' opposition courses building on his experience in oral proceedings and appeal proceedings before the EPO.



Mieke Zonjee

Contact

For more information please visit the DeltaPatents website (www.deltapatents.com) or contact Mieke Zonjee at DeltaPatents (training@deltapatents.com).



REGISTRATION FORM

You may register by fax + 31 40 2366708 e-mail DeltaPatents B.V., Fellenoord 370, 5611 ZL Eindhoven, The Netherlands
website www.deltapatents.com e-mail training@deltapatents.com

name

company

address

billing-address (if different)

purchase order

VAT-number

tel no

e-mail address

course location

course date

Cancellation policy: Cancellations must be received in writing at training@deltapatents.com. For cancellations 3 weeks or more before the course starts, the course fee will be refunded less a cancellation fee of 100 euro, or transfer to a different course may be requested. Thereafter, up to 1 week before the course starts, a 50 % refund is offered or transfer at an additional charge of 25 %. For cancellations less than 1 week before the course starts, no refund will be given. In the event of circumstances beyond its control, or of over- or undercooking DeltaPatents reserves the right to alter programme, tutor, location and/or date, to cancel any bookings not fully paid or to cancel the course.

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