



BOEHMERT & BOEHMERT  
ANWALTSSOZIELTÄT

## **Training Course:**

# **Obtaining, Enforcing and Evaluating Intellectual Property Rights in Europe**

## **Date and Venue:**

**June 28 - 30, 2007**

Trademarks / Copyright / Unfair Competition

**July 2 - 7, 2007**

Patents / Utility Models / Designs

**Location:** Hotel Vier Jahreszeiten, Munich, Germany



### **Training Course:**

This course has been shaped to introduce important aspects of obtaining, enforcing and evaluating, particularly licensing Intellectual Property Rights in Europe, providing both an overview on the fundamental strategies of patent and trademark protection as well as insights into the practice of Intellectual Property Professionals. The first week of the seminar deals with the use of trademarks, copyright and the unfair competition law for protecting industrial property, whereas the second week is dedicated to the protection of technology and innovations by patents, utility models and designs. This course addresses in-house lawyers, corporate patent and trademark managers as well as intellectual property professionals.

### **In the course you will learn about:**

- Strategies of obtaining patent protection in Europe, including an overview of the intended Community Patent System.
- Recent developments in the patenting of software-related and biochemical inventions in Europe, including specific IP issues relating to pharmaceuticals
- Important aspects of the prosecution of European Patents, opposition and appeal procedures at the European Patent Office, including attending an Official Hearing at the EPO.
- Patent litigation in Europe, with a specific view to Germany and United Kingdom, including claim interpretation and patent invalidation, including possibly forthcoming central European invalidation and enforcement systems. A comparison with U.S. law will be done.
- The usefulness of utility models and design patents, including the EU Community Design.
- Important aspects of licensing and technology transfer in Europe, including software and e-commerce.
- Strategies of obtaining trademark protection in Europe, including the EU Community Trade-mark.
- The protection of trade dress and legal protection beyond registered rights.
- Means of defense against counterfeits, including antipiracy and border seizure measures.



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**Guest Speakers:**

- **Dr. Giannis Bozas,**  
European Patent Office, Munich
- **Alberto Casado,**  
Vice-President CTM Office (OHIM), Alicante, Spain
- **Ignacio de Castro,**  
Head, Information and External Relation Section, WIPO Arbitration and Mediation Center, Geneva, Switzerland
- **Prof. Dr. Peter Chrocziel,**  
Partner of Freshfields Bruckhaus Deringer, Frankfurt a.M., Germany
- **Dr. Marianne Grabrucker,**  
Judge, Federal Patent Court, Munich
- **John R. Lane,** Attorney at Law,  
Partner of Frommer, Lawrence & Haug LLP, New York, N.Y., U.S.A.
- **Elisabeth Logeais,** Attorney at Law,  
Partner of UGGC & Associés, Paris/France
- **Willy Manfroy,**  
Bornival LLC, Chapel Hill/U.S.A.
- **Beate Lalk Menzel,**  
DaimlerChrysler AG, Stuttgart, Germany
- **Aliki Nichogiannopoulou,**  
European Patent Office, Munich
- **Dr. Mohammed Saleem,** Intellectual Property Consultant, SIPS,  
Amman, Jordan
- **Christian Schalk,**  
Head of IP Department Schering AG, Berlin, Germany
- **Matthew Shaw,** Patent Attorney,  
Partner of Forrester, Ketley & Co., London, United Kingdom
- **Thomas Voit,** Judge, Federal Patent Court, Munich
- **Thomas Wünnemann,**  
Managing Director of CPA Deutschland GmbH, Munich



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**Speakers / Moderators of Boehmert & Boehmert:**

- **Dipl.-Phys. Christian Appelt**, Patent Attorney
- **Dipl.-Phys. Dr. Thomas L. Bittner**, Patent Attorney
- **Dr. Christian Czychowski**, Attorney at Law
- **Dr. Andreas Dustmann**, Attorney at Law
- **Dr. Andreas Ebert-Weidenfeller**, Attorney at Law
- **Dipl.-Biochem. Dr. Markus Engelhard**, Patent Attorney
- **Prof. Dr. Heinz Goddar**, Patent Attorney
- **Dr. Carl-Richard Haarmann**, Attorney at Law
- **Dipl.-Phys. Andreas Holzwarth-Rochford**, Patent Attorney
- **Michaela Huth-Dierig**, Attorney at Law
- **Dr. Ludwig Kouker**, Attorney at Law
- **Dipl.-Biol. Dr. Jan B. Krauß**, Patent Attorney
- **Wolf-Dieter Kuntze**, Attorney at Law
- **Dipl.-Ing. Eva Liesegang**, Patent Attorney
- **Dr. Andreas Lucke**, Patent Attorney
- **Dipl.-Chem. Dr. Karl-Heinz B. Metten**, Patent Attorney
- **Malte Nentwig**, Attorney at Law
- **Prof. Dr. Axel Nordemann**, Attorney at Law
- **Prof. Dr. Wilhelm Nordemann**, Attorney at Law
- **Dipl.-Biol. Dr. Ilka Preuß**, Patent Attorney
- **Dipl.-Ing. Nils T. F. Schmid**, Patent Attorney
- **Dr. Volker Schmitz-Fohrmann**, Attorney at Law
- **Dipl.-Phys. Dr. Stefan Schohe**, Patent Attorney
- **Dr. Florian Schwab**, Attorney at Law
- **Dipl.-Phys. Dr. Dorothee Weber-Bruls**, Patent Attorney
- **Dr. (Chem) Andreas Winkler**, Patent Attorney
- **Dr. Martin Wirtz**, Attorney at Law

(Further information: Heinz Goddar, e-mail: [Goddar@boehmert.de](mailto:Goddar@boehmert.de); <http://www.boehmert.de>)



**Day 1 – Thursday, June 28**

**Session I**

Moderator: Andreas Ebert-Weidenfeller

9.00 a.m. – 9.10 a.m.  
- Wolf-Dieter Kuntze

*Opening Address*

9.10 a.m. – 11.00 a.m.  
- Malte Nentwig  
- Florian Schwab

Trademarks in Europe – German Trade-  
marks, Community Trademarks, Interna-  
tional Registrations

11.00 a.m. – 11.15 a.m.

Coffee break

11.15 a.m. - 12.30 p.m.  
- Ludwig Kouker

Strategic approach to obtaining international  
trademark protection

12.30 p.m. – 2.00 p.m.

Lunch break

**Session II**

Moderator: Wolf-Dieter Kuntze

2.00 p.m. – 3.00 p.m.  
- Alberto Casado

Latest developments in European trademark  
law

3.00 p.m. – 4.30 p.m.  
- Marianne Grabrucker

New trademark forms in Germany, registra-  
bility and enforcement

7.00 p.m.

Opening Reception and Dinner



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**Day 2 – Friday, June 29**

**Session I**

Moderator: Volker Schmitz-Fohrmann

9.00 a.m. – 10.00 a.m.  
- Axel Nordemann

Protection of trade dress – interplay between  
3D-marks, design protection and unfair com-  
petition

10.00 a.m. – 11.00 a.m.  
- Christian Schalk

Trademarks in the focus of regulatory au-  
thorities

11.00 a.m. – 11.15 a.m.

Coffee break

11.15 a.m. – 12.15 p.m.  
- Christian Czychowski

Trademarks and internet

12.15 p.m. – 1.00 p.m.  
- Andreas Dustmann

Fighting internet film piracy

1.00 p.m. – 2.30 p.m.

Lunch break

**Session II**

Moderator: Martin Wirtz

2.30 p.m. – 3.15 p.m.  
- Michaela Huth-Dierig

Product piracy – anti-counterfeiting and its  
legal framework

3.15 p.m. – 4.30 p.m.  
- Beate Lalk Menzel

Product piracy – a global player and its  
worldwide fight against counterfeiting

6.30 p.m. - 9.00 p.m.

Office reception and guided tour at/of Boeh-  
mert & Boehmert Munich Office



**Day 3 - Saturday, June 30**

**Session I**

Moderator: Michaela Huth-Dierig

9.00 a.m. – 10.15 a.m.  
- Volker Schmitz-Fohrmann

Enforcing trademarks in Europe

11.00 a.m. – 11.15 a.m.

Coffee break

11.45 a.m. – 1.00 p.m.  
- Carl-Richard Haarmann  
- Volker Schmitz-Fohrmann

Case study – infringement action

1.00 p.m. – 2.30 p.m.

Lunch break

**Session II**

Moderator: Martin Wirtz

2.30 p.m.

Half-day excursion to Bavarian Countryside,  
including boat ride on Lake Starnberg

7.30 p.m.

Closing Dinner



**Day 1 - Monday, July 2**

**Session I**

Moderator: Stefan Schohe

9.00 a.m. – 9.10 a.m.  
- Heinz Goddar

Opening Address

9.10 a.m. – 9.45 a.m.  
- Heinz Goddar

To patent or not to patent – trade secrets vs. patents

9.45 a.m. – 10.15 a.m.  
- Karl-Heinz Metten

Strategies of obtaining patent protection in Europe (national, EP, PCT)

10.15 a.m. – 11.15 a.m.  
- Thomas Bittner

EPO procedure (search, examination, grant, nationalization)

11.15 a.m. – 11.30 a.m.

Coffee break

11.30 a.m. – 1.00 p.m.  
- Christian Appelt

Drafting of EP claims

1.00 p.m. – 2.30 p.m.

Lunch break

**Session II**

Moderator: Heinz Goddar

2.30 p.m. – 3.15 p.m.  
- Andreas Lucke

Utility models in Germany – a useful weapon in litigation

3.15 p.m. – 4.00 p.m.  
- Dorothee Weber-Bruls  
- Andreas Holzwarth-Rochford

Design patents – the European aspect

7.00 p.m.

Opening Reception and Dinner



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**Day 2 – Tuesday, July 3**

**Session I A – IP & IT**

Moderator: Eva Liesegang

9.00 a.m. – 10.00 a.m.  
- Giannis Bozas

Patenting of software related inventions – the view of the EPO

10.00 a.m. – 11.00 a.m.  
- Stefan Schohe

Patenting of software related inventions – the view of a patent practitioner

11.00 a.m. – 11.15 a.m.

Coffee break

11.15 a.m. – 12.30 p.m.  
- Christian Czychowski

Copyright in cyberspace (software, e-commerce, IT)

12.30 p.m. – 2.00 p.m.

Lunch break

**Session I B – Biotech and Pharma**

Moderator: Andreas Winkler

9.00 a.m. – 9.20 a.m.  
- Jan Krauß

The current economical and political situation of the biotechnology sector in Europe

9.20 a.m. – 10.00 a.m.  
- Aliko Nichogiannopoulou

Patenting of biotechnology related inventions – the view of the EPO

10.00 a.m. – 10.45 a.m.  
- Markus Engelhard

Current issues regarding the protection of biotechnological matter in Europe

10.45 a.m. – 11.00 a.m.

Coffee break

11.00 a.m. – 11.45 a.m.  
- Ilka Preuß

Patenting genes before the EPO in the post economic era – review of EPO case law

11.45 a.m. - 12.15 p.m.  
- Jan Krauß

Where are pharma-patents going? - the interplay of patents and regulatory issues in Europe

12.15 p.m. – 1.00 p.m.  
- Mohammed Saleem

Multilateral IP treaties and pharma

1.00 p.m. – 2.00 p.m.

Lunch break

**Session II**

Moderator: Ilka Preuß

2.00 p.m. – 3.00 p.m.  
- Nils Schmid

Novelty and inventive step under the EPC (problem-solution approach, public prior use etc.)

3.00 p.m. – 4.00 p.m.  
- Christian Appelt

Opposition and appeal procedures at EPO

4.00 p.m. - 4.30 p.m.  
- Markus Engelhard

Preparation of oral proceedings of July 4



**Day 3 – Wednesday, July 4**

**Session I**

Moderators: Markus Engelhard, Christian Appelt

9.00 a.m. – 12.30 p.m.

Visit to EPO (oral proceedings at EPO)

12.30 p.m. – 2.00 p.m.

Lunch (at Hotel Vier Jahreszeiten)

**Session II**

Moderator: Heinz Goddar

2.00 p.m. – 4.00 p.m.  
- John R. Lane

U.S. patent reform - status and further discussions; automatic injunction in patent infringement matters in U.S.A.? - the newest developments in the U.S. courts



**Day 4 – Thursday, July 5**

**Session I**

Moderator: Heinz Goddar

9.00 a.m. – 10.00 a.m. - Peter Chroczel	Patent litigation in Germany
10.00 a.m. – 11.30 a.m. - Eva Liesegang - Matthew Shaw - John Lane	Claim interpretation in Germany, The United Kingdom and the United States – a comparison
11.30 a.m. – 11.45 a.m.	Coffee Break
11.45 a.m. – 12.45 p.m. - Thomas Voit	Patent invalidation in Germany
12.45 p.m. – 2.00 p.m.	Lunch break

**Session II**

Moderator: Carl-Richard Haarmann

2.00 p.m. – 3.00 p.m. - Christian Appelt	Central enforcement of patents in Europe - status report
3.00 p.m. – 3.45 p.m. - Heinz Goddar	Calculation of damages in patent litigation in Europe - Germany as an example
3.45 p.m. – 4.00 p.m.	Coffee break
4.00 p.m. – 5.00 p.m. - Ignacio de Castro	Why Mediate/Arbitrate Intellectual Property Disputes



**Day 5 – Friday, July 6**

**Session I**

Moderator: Andreas Winkler

9.00 a.m. – 10.00 a.m. - Heinz Goddar	Ownership of inventions – employees' inventions in Germany
10.00 a.m. – 11.00 a.m. - Wilhelm Nordemann	Ownership of copyright in Europe
11.00 a.m. – 11.15 a.m.	Coffee break
11.15 a.m. – 11.45 p.m. - Heinz Goddar	Legal Aspects of license agreements
11.45 a.m. – 12.45 p.m. - Willy Manfroy	Commercial Aspects of license agreements
12.45 p.m. – 2.00 p.m.	Lunch break

**Session II**

Moderator: Heinz Goddar

2.00 p.m. – 2.40 p.m. - Andreas Winkler	Technology transfer in Europe – competition law aspects
2.40 p.m. – 3.35 p.m. - Elisabeth Logeais	Licensing software and databases in cyberspace: selected issues
3.35 p.m. – 4.20 p.m. - Andreas Dustmann	Legal aspects of e-commerce
4.20 p.m. – 4.30 p.m.	Coffee break
4.30 p.m. – 5.30 p.m. - Thomas Wünnemann	IP rights as business tools
7.30 p.m.	Closing Dinner

**Day 6 - Saturday, July 7**

Full-day excursion to Bavarian Countryside, including Castle Neuschwanstein (Optional)



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**FAX**

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Germany

**Fax-Nr: ++49 -89 – 34 70 10**

**I would like to attend:**

- the Course from June 28 to 30
- the Course from July 2 to 6
- the Optional Excursion on June 30
- the Optional Excursion on July 7
- the Closing Dinner on June 30
- the Closing Dinner on July 6

Sender (full address details with phone, fax and e-mail please)

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**Course fee:**

€1.250,00 for “Patents / Utility Models / Designs” (July 2 - 6, 2007)  
€550,00 for “Trademarks / Copyright / Unfair Competition” (June 28 - 30, 2007), as add-on  
€750,00 for “Trademarks / Copyright / Unfair Competition” (June 28 - 30, 2007), if booked alone (These fees include conference materials, luncheons, coffee and soft drinks, opening reception on June 28 and July 2, 2007, resp., closing dinner(s) on June 30 and July 6, 2007, resp., and Optional Excursion on June 30 and July 7, 2007, resp.)

Payments to be made by cheque or transfer to:

Account No. 1112002 at  
Deutsche Bank AG  
Domshof 22-25  
28195 Bremen, Germany

BLZ 290 700 24  
IBAN DE29 2907 0024 0111 2002 00  
BIC (Swift Code): DEUTDEDBBRE,

well before the conference

Applications received after March 31, 2007, will be due to a 20 % surcharge. Accommodation can be arranged at special room rates at Hotel Vier Jahreszeiten, Maximilianstrasse 17, D-80539 Munich, phone +49-89-21250, fax +49-89-21252000, e-mail: [reservations.vierjahreszeiten@Kempinski.com](mailto:reservations.vierjahreszeiten@Kempinski.com), <http://www.kempinski-vierjahreszeiten.de>, if application is made by May 31, 2007.