

BOEHMERT & BOEHMERT

Training Course:  
Obtaining, Enforcing and Evaluating  
Intellectual Property Rights  
in Europe

Dates and Venue:

**June 29 – July 1, 2017**

Trademarks / Copyright / Product Piracy / Unfair Competition

**July 3 – July 8, 2017**

Patents / Utility Models / Designs

**Location:** Hotel Vier Jahreszeiten Kempinski, 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 other 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, including claim construction and patent invalidation as well as a comparison with the provisions/practice in Japan and U.S.A..
- The usefulness of utility models and design protection, including the EU Community Design.
- Important aspects of licensing, IP management, IP valuation and technology transfer in Europe, including software and e-commerce, with a comparative view to other regions.
- Strategies of obtaining trademark protection in Europe, including the EU Community Trademark.
- The protection of trade dress and legal protection beyond registered rights.
- Means of defense against counterfeits, including antipiracy and border seizure measures.

**Guest Speakers:**

- **Thomas Baumann**  
Chief Scientific Officer, Cynora GmbH, Bruchsal, Germany
- **Dr. Giannis Bozas**  
European Patent Office, Munich, Germany
- **Ignacio de Medrano Caballero,**  
Deputy Director, Office for Harmonisation in the Internal Market (OHIM), Alicante, Spain
- **Ignacio de Castro,**  
Deputy Director, WIPO Arbitration and Mediation Center, Geneva, Switzerland
- **Prof. Dr. Peter Chrocziel,** Attorney at Law  
Partner of Freshfields Bruckhaus Deringer, Munich, Germany
- **Andrew Culbert,**  
Attorney at Law, Partner of Perkins Coie LLC, Seattle, U.S.A.
- **Michael Fysh,**  
QC SC, retired Judge, Patents County Court, London, United Kingdom
- **Marianne Grabrucker,**  
Former Presiding Judge, Federal Patent Court, Munich, Germany
- **Edgar H. Haug,** Attorney at Law  
Managing Partner of Frommer, Lawrence & Haug LLP, New York, U.S.A.
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- **Dr. Bertram Huber,** Attorney at Law  
IP\*SEVA – Intellectual Property for Sustainable Energy Ventures, Backnang, Germany
- **Keiko Kawakami,** Patent Attorney  
Partner of Innoventier LPC, Osaka, Japan
- **Alfred Keukenschrijver,** Retired Judge at Xth Civil Senate of German Federal Court of Justice,  
Karlsruhe, Germany
- **Dr. Florian Kirschenhofer,**  
Max-Planck-Innovation GmbH, Munich, Germany
- **Elisabeth Logeais,** Attorney at Law,  
Partner of UGGC & Associés, Paris, France
- **Dr. Ulrich Lohmann,** Attorney at Law  
Head of Office Pinsent Masons Germany LLP, Munich, Germany
- **Prof. Dr. Ulrich Moser,**  
Fachhochschule Erfurt, Erfurt, Germany
- **Dr. Alexandros Papaderos,**  
Technical University of Munich (TUM), Munich, Germany
- **Randall R. Rader (invited, t.b.c.)**  
Retired Chief Judge of CAFC, The Rader Group, Washington, D.C., U.S.A.

- **Christian Schalk LL.M.Eur. M.A.**,  
Senior Trademark Counsel, Bayer Intellectual Property GmbH, Monheim, Germany
- **Thomas Schatz**, STAEDTLER Mars GmbH & Co. KG, Nuremberg, Germany
- **Dr. Marion Trommsdorff**,  
European Patent Office, Munich, Germany

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

- **Dipl.-Phys. Christian W. Appelt**, German and European Patent Attorney
- **Dr. Björn Bahlmann**, Attorney at Law
- **Dr. Lüder Behrens**, German and European Patent Attorney
- **Dipl.-Phys. Dr. Thomas L. Bittner**, German and European Patent Attorney
- **Prof. Dr. Christian Czychowski**, Attorney at Law
- **Dr. Andreas Dustmann**, Attorney at Law
- **Dipl.-Biochem. Dr. Markus Engelhard**, German and European Patent Attorney
- **Prof. Dr. Heinz Goddar**, German and European Patent Attorney
- **Peter Gross**, Attorney at Law
- **Dr. Carl-Richard Haarmann**, Attorney at Law
- **Dipl.-Phys. Dr. Michael Hartig**, German and European Patent Attorney
- **Dipl.-Ing. Felix Hermann**, German and European Patent Attorney
- **Dipl.-Chem. Dr. Ute Kilger**, German and European Patent Attorney
- **Dr. Ludwig Kouker**, Attorney at Law
- **Dipl.-Biol. Dr. Jan B. Krauss**, German and European Patent Attorney
- **Dipl.-Biol. Dr. David Kutteneuler**, German and European Patent Attorney
- **Dipl.-Ing. Eva Liesegang**, German and European Patent Attorney
- **Dr. Andreas Lucke**, German and European Patent Attorney
- **Dipl.-Chem. Dr. Karl-Heinz B. Metten**, German and European Patent Attorney
- **Dr. Anke Nordemann-Schiffel**, Attorney at Law
- **Dr. Michael Rüberg**, Attorney at Law
- **Dr. Anja Ruge**, Attorney at Law
- **Dipl.-Ing. Nils T. F. Schmid**, German and European Patent Attorney
- **Dipl.-Phys. Dr. Steffen Schmidt**, German and European Patent Attorney
- **Dr. Volker Schmitz-Fohrmann**, Attorney at Law
- **Dipl.-Phys. Dr. Stefan Schohe**, German and European Patent Attorney
- **Dipl.-Chem. Dr. Volker Scholz**, German and European Patent Attorney
- **Dr. Florian Schwab**, Attorney at Law
- **Dipl.-Chem. Dr. Lothar Steiling**, German and European Patent Attorney
- **Dr. Julian Waiblinger**, Attorney at Law

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

**Day 1 – Thursday, June 29****Session I**

Moderator: Florian Schwab

9.00 a.m. – 9.10 a.m.

- Carl-Richard Haarmann

Opening Address

9.10 a.m. – 11.15 a.m.

- Peter Gross

Trademarks in Europe – German Trade-  
marks, Community Trademarks, Internation-  
al Registrations

11.15 a.m. – 11.30 a.m.

Coffee break

11.30 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: Carl-Richard Haarmann

2.00 p.m. – 3.00 p.m.

- Ignacio de Medrano Caballero

Latest developments in European trademark  
law

3.00 p.m. – 4.30 p.m.

- Marianne Grabrucker

Recent developments in German Trademark  
Case Law - Federal Supreme Court and Fed-  
eral Patent Court

7.00 p.m.

Opening Reception and Dinner

**Day 2 – Friday, June 30****Session I**

Moderator: Anja Ruge

9.00 a.m. – 10.15 a.m.

- Anke Nordemann-Schiffel

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

10.15 a.m. – 11.15 a.m.

- Christian Schalk

Trademarks in the focus of regulatory authorities

11.15 a.m. – 11.30 a.m.

Coffee break

11.30 a.m. – 1.00 p.m.

- Björn Bahlmann

Trademarks on the Internet – domain names, adwords and meta tags

1.00 p.m. – 2.30 p.m.

Lunch break

**Session II**

Moderator: Björn Bahlmann

2.30 p.m. – 3.30 p.m.

- Florian Schwab

Product Piracy – anti-counterfeiting and its legal framework

3.30 p.m. – 4.45 p.m.

- Thomas Schatz

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



**Day 3 - Saturday, July 1****Session I**

Moderator: Peter Gross

9.00 a.m. – 10.00 a.m.  
- Volker Schmitz-Fohrmann

Enforcing trademarks in Europe

10.00 a.m. – 10.15 a.m.

Coffee break

10.15 a.m. – 12.00 p.m.  
- Carl-Richard Haarmann  
- Volker Schmitz-Fohrmann

Case study – infringement action

12.00 p.m. – 1.30 p.m.

Lunch break

1.30 p.m.

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

7.30 p.m.

Closing Dinner

**Day 1 - Monday, July 3****Session I**

Moderator: Michael Hartig

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, incl. patent prosecution highway)

11.15 a.m. – 11.30 a.m.

Coffee break

11.30 a.m. – 12.45 a.m.  
- Christian W. Appelt

Drafting and amending of EP claims

12.45 p.m. – 2.15 p.m.

Lunch break

**Session II**

Moderator: Heinz Goddar

2.15 p.m. – 3.00 p.m.  
- Andreas Lucke

Utility models in Germany – a useful weapon in litigation

3.00 p.m. – 3.15 p.m.

Coffee break

3.15 p.m. – 4.00 p.m.  
- Andreas Dustmann

Design protection in Europe

4.00 p.m. – 5.30 p.m.  
- Michael Fysh

The Unified Patent Court: History, structure and costs

7.30 p.m.

Opening Reception and Dinner

**Day 2 – Tuesday, July 4****Session I A – IP & IT**

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

10.00 a.m. – 11.00 a.m.  
- Steffen Schmidt

11.00 a.m. – 11.15 a.m.

11.15 a.m. – 12.30 p.m.  
- Julian Waiblinger

Moderator: Eva Liesegang

Patenting of software related inventions – the view of the EPO

Patenting of software related inventions – the view of patent practitioners

Coffee break

Software protection under copyright law

**Session I B – Biotech and Pharma**

9.00 a.m. – 9.20 a.m.  
- Jan Krauss

9.20 a.m. – 10.00 a.m.  
- Marion Trommsdorff

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

10.45 a.m. – 11.00 a.m.

11.00 a.m. – 11.45 a.m.  
- Ute Kilger

11.45 a.m. - 12.30 p.m.  
- Lüder Behrens/David Kутtenkeuler

12.30 p.m. – 2.00 p.m.

Moderator: Volker Scholz

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

Patenting of biotechnology related inventions – the view of the EPO

Current issues regarding the protection of biotechnological/pharmaceutical matter

Coffee break

Scope of protection of chemistry/pharma patents – product, process, and product-by-process claims

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

Lunch break

**Session II**

2.00 p.m. – 3.00 p.m.  
- Nils Schmid

3.00 p.m. – 3.15 p.m.

3.15 p.m. – 4.15 p.m.  
- Christian W. Appelt

4.15 p.m. – 4.45 p.m.  
- Felix Hermann

Moderator: Ute Kilger

Novelty and inventive step under EPC

Coffee break

Opposition and appeal procedures at the EPO

Preparation of EPO oral proceedings of July 5

**Day 3 – Wednesday, July 5****Session I**

Moderator: Felix Hermann

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. – 2.45 p.m.

- Peter Chrocziel

Standards vs. patents – competition law and access to technologies

2.45 p.m. – 3.45 p.m.

- Randall R. Rader (t.b.c.)

Recent developments in U.S. patent case law

3.45 p.m. – 4.00 p.m.

Coffee Break

4.00 p.m. – 4.30 p.m.

- Edgar H. Haug

America Invents Act (AIA): The effect on patent infringement litigation

4.30 p.m. – 5.00 p.m.

- Andrew Culbert

America Invents Act (AIA): The influence on U.S. patent prosecution and drafting

**Day 4 – Thursday, July 6****Session I**

Moderator: Heinz Goddar

9.00 a.m. – 9.45 a.m. - Christian W. Appelt	Patent litigation – The German Bifurcation System
9.45 a.m. – 10.30 a.m. - Carl-Richard Haarmann	UPC and Brexit – Further Developments?
10.30 Uhr – 11.15 a.m. - Michael Rüberg	Defence measures against enforcement of patents – preliminary injunctions, customs procedures, criminal actions
11.15 a.m. – 11.30 a.m.	Coffee Break
11.30 a.m. – 12.30 p.m. - Alfred Keukenschrijver	Patent invalidation in Germany – the viewpoint of the bench
12.30 p.m. – 1.00 p.m. - Eva Liesegang	Patent invalidation in Germany – comments from the trenches
1.00 p.m. – 2.00 p.m.	Lunch break

**Session II**

Moderator: Christian W. Appelt

2.00 p.m. – 2.45 p.m. - Ignacio de Castro	Mediation and Arbitration in Patent Disputes
2.45 p.m. – 3.30 p.m. - Heinz Goddar	Counter measures against Non Practicing Entities (NPEs) in Europe Coffee break
3.30 p.m. – 3.45 p.m.	
3.45 p.m. – 5.00 p.m. Stefan Schohe Keiko Kawakami Edgar H. Haug	Claim construction and doctrine of equivalents – a comparison between Germany, Japan and U.S.A.
5.00 p.m. – 5.30 p.m. - Stefan Schohe	Patent Enforcement in Germany against partial Infringement

**Day 5 – Friday, July 7****Session I**

Moderator: Christian Czychowski

8.45 a.m. – 9.15 a.m. - Heinz Goddar	Ownership of inventions – employees' inventions in Germany
9.15 a.m. – 10.00 a.m. - Heinz Goddar	Legal and commercial aspects of license agreements
10.00 a.m. – 11.00 a.m. - Jürgen Koch	IP Management in the era of IoT and Industry 4.0 – the viewpoint of a global technology player
11.00 a.m. – 11.15 a.m.	Coffee break
11.15 a.m. – 12.00 a.m. - Florian Kirschenhofer	Max Planck Innovation GmbH – The technology transfer organization of the Max Planck Society
12.00 a.m. – 12.45 p.m. - Thomas Baumann	IP strategies in OLED
12.45 p.m. – 1.30 p.m. - Alexandros Papaderos	Industry-university cooperation – TU Munich as an example
1.30 p.m. – 2.00 p.m.	Lunch break

**Session II**

Moderator: Heinz Goddar

2.00 p.m. – 2.30 p.m. - Ulrich Lohmann	Technology transfer in Europe – competition law aspects
2.30 p.m. – 3.00 p.m. - Elisabeth Logeais	Licensing software and databases in cyberspace: selected issues
3.00 p.m. – 3.30 p.m. - Ulrich Moser	Principles of IP valuation
3.30 p.m. – 3.45 p.m.	Coffee break
3.45 p.m. – 5.00 p.m. - Bertram Huber - Lothar Steiling	IP management and strategy in a global environment - Business strategy needs IP strategy - IP business management tools

7.30 p.m.

Closing Dinner

**Day 6 - Saturday, July 8**

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

I would like to attend:

- the Course from June 29 to July 1
- the Course from July 3 to July 7
- the Opening Reception/Dinner on June 29
- the Optional Excursion on July 1
- the Closing Dinner on July 1
- the Opening Reception/Dinner on July 3
- the Closing Dinner on July 7
- the Optional Excursion on July 8

Sender (full address details with phone, fax and e-mail, please):	BOEHMERT & BOEHMERT Prof. Dr. Heinz Goddar Pettenkofenstrasse 20 – 22 D-80336 Munich Germany
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**Course fee:**

€ 1.500,00 for “Patents / Utility Models / Designs” (July 3 – 7, 2017)

€ 750,00 for “Trademarks / Copyright / Product Piracy / Unfair Competition” (June 29 – July 1, 2017), as add-on

€ 900,00 for “Trademarks / Copyright / Product Piracy / Unfair Competition” (June 29– July 1, 2017), if booked alone

(These fees include conference materials, luncheons, coffee and soft drinks, opening reception(s) on June 29 and July 3, 2017, resp., closing dinner(s) on July 1 and July 7, 2017, resp., and optional excursion(s) on July 1 and July 8, 2017, resp.)

Payments to be made by cheque or transfer to

Account No. 1112002 at  
 Deutsche Bank AG  
 Domshof 22-25  
 28195 Bremen  
 Germany  
 Bank Code 290 700 24  
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 BIC (Swift Code): DEUTDE33HAN

well before the conference

Applications received after March 31, 2017, will be subject to a 20 % surcharge



Accommodation can be arranged at special room rates at Hotel Vier Jahreszeiten Kempinski, 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, 2017