USPTO
GLOBAL INTELLECTUAL PROPERTY ACADEMY
PATENT INDUSTRIAL DESIGN PROGRAM

Organized by
the United States Patent and Trademark Office (USPTO)
Alexandria, Virginia, USA
March 24-28, 2008

AGENDA

Location: Global Intellectual Property Academy
James Madison Building, East
Paris and Berne Conference Rooms
United States Patent and Trademark Office
James Madison Building,
600 Dulany Street
Alexandria, Virginia 22314, USA

(Unless otherwise noted, all classes will be held in this location)

Coordinators:

Charles Rademaker, Industrial Design Advisor
Office of Intellectual Property Policy and Enforcement
United States Patent and Trademark Office
Phone: 571-272-9300
Fax: 571-273-0129
Email: charles.rademaker@uspto.gov

Karin Ferriter, Attorney-Advisor
Office of Intellectual Property Policy and Enforcement
United States Patent and Trademark Office
Phone: 571-272-9300
Fax: 571-273-0129
Email: karin.ferriter@uspto.gov

Nadine Blackmon, Conference Coordinator
United States Patent and Trademark Office
Phone: 571-272-1500
Fax: 571-273-0166
Email: nadine.blackmon@uspto.gov

Katherine Chen and Edward Newland, Program Assistants
United States Patent and Trademark Office
Phone: 571-272-1500
Fax: 571-272-0166
Email: katherine.chen@uspto.gov
edward.newland@uspto.gov
Day 1, Monday, March 24, 2008
(Location: GIPA- Paris and Berne Conference Rooms)

9:00 – 9:30 a.m. Welcome and Introduction
Jacqueline Stone, Director, Technology Center 2900
Overview of the USPTO design staff
Number of applications received
Number of design patents issued
Overview of examining issues

9:30 – 10:00 a.m. Introductions of Participants
Speaker, Karin Ferriter, Attorney-Advisor, USPTO

10:00 – 10:30 a.m. Intellectual Property Overview
Speaker: Karin Ferriter, Attorney-Advisor, USPTO
Design patents
Plant Patents
Utility patents
Trademarks
Copyrights
Trade Secrets

10:30 – 10:45 a.m. Break

10:45 – 11:15 a.m. Protection of Industrial Designs: US Perspective
Speaker: Joel Sincavage, Design Practice Specialist, USPTO
Requirements for Design Patentability
New
Original
Ornamental
Article of Manufacture
Enabling disclosure
Un-obvious

11:15 – 11:30 Introduction to the Patent and Trademark Office Society (PTOS)
Pierre Vital, Chair, International Relations Committee
Patent and Trademark Office Society, Patent examiner Art Unit 2188
Raymond Addie, Co-Chair, International Relations Committee
Patent and Trademark Office Society, Patent examiner, Art Unit 3671

11:30 – 1:30 p.m. Lunch
Protection of Industrial Designs: JPO Perspective
Speaker: Daisuke Kubota, Deputy Director, Designs Examination Systems Section, JPO

Protection of Industrial Designs: Canadian Perspective.
Speaker: Denis Simard, Director, Copyright and Industrial Designs Branch, CIPO

Protection of Industrial Designs: Chinese Perspective.
Speaker: Liang Zhao, Patent Examiner, SIPO

Break

Protection of Industrial Designs: Philippine Perspective.
Speaker: Ms Rowe Arenas-Requejo, Senior Industrial Design Specialist, Product Development and Design Center of the Philippines
Day 2, Tuesday, March 25, 2008
(Location: GIPA Paris and Berne Conference Rooms)

9:00 – 9:30 a.m.  U.S. Application Requirements
Speaker: Joel Sincavage, Design Practice Specialist, USPTO

Contents of an application:
- Elements
- Specification
- Drawings
  - Photographs
  - Computer generated images
- Claim
- Oath or declaration

9:30 – 10:30 a.m.  Design Patent Drawings
Speaker: Joel Sincavage, Design Practice Specialist, USPTO

- Solid line disclosure
- Color
- Broken lines
  - Environment / Structure
  - Boundaries
- Scope of an Industrial Design

10:00-10:30 a.m.  Group discussion: harmonizing drawing requirements for industrial designs
Leader: Joel Sincavage, Design Practice Specialist, USPTO
Rita Carreau, Manager, Technical Policy, Copyright & Industrial Design Branch, CIPO
Francine Bouthillier, Manager, Industrial Design Business Operations, Copyright & Industrial Design Branch, CIPO
Randi Isaacs, Attorney, Oliff and Berridge

10:30 –10:45 a.m.  Break

10:45 – 11:25 a.m.  Other formal requirements of an application
Speaker: Celia A. Murphy, Primary Patent Examiner, USPTO

- Lack of Unity – Restriction Issue
- Sets
- Priority
- Incorporation by Reference Statement

11:25 a.m.  Group Photograph
11:30 – 1:30 p.m.  Working Lunch: GIPA- Internet Cafe  
Speaker: Kenneth W. Dobyns, Patent Attorney & Historian  
Author of  *The Patent Office Pony*  

*Topic: A Brief History of the Early US Patent and Trademark Office*

1:30 – 2:30 p.m.  Design Patent Appeals Issues and Design Patent Enforcement  
Speaker: Brian Hanlon, Deputy Director,  
Patent Legal Administration, USPTO

2:30 – 2:45 p.m.  Break

2:45 – 3:15 p.m.  U.S. Industrial Design Practice for Replacement Auto Parts  
Speaker: Damian Porcari, Attorney, Director of Licensing and Patent Enforcement, Ford Global Technologies, Inc.

3:15 - 4:00 p.m.  Meeting re Harmonization Issues with Canadian Representatives  
(GIPA conference room reserved.)
Day 3, Wednesday, March 26, 2008
(Location: GIPA-Paris and Berne Conference Rooms)

9:00 - 10:30 a.m. **Trademark and Trade Dress Overview**
   Speaker: Toni Hickey, Attorney Advisor
   United States Patent and Trademark Office

10:30 - 10:45 a.m. **Break**

10:45 – 11:45 p.m. **Value of Industrial Design Protection and the Hague System to Industry**
   Speaker: Richard Wilder, Associate General Counsel for Intellectual Property Policy, Microsoft Corporation

11:45 – 1:30 p.m. **Lunch**

1:30 – 2:30 p.m. **Locarno International Classification System**
   Speakers: Ludmila Celisova, Head of Industrial Designs Division, IPO of the Czech Republic
   Mike Foley, Principal Hearing Officer, Head of Classification Policy, UKIPO

2:30 – 2:45 p.m. **Break**

2:45 – 3:30 p.m. **Overview of the US Design Classification**
   Speaker: Charles Rademaker, Industrial Design Advisor, USPTO
   - Classes
   - Subclasses
   - Cross-reference Collections and Digests
   - Definitions
   - Example of a Classification search
   - Docketing of New Applications to Examiners
   - Dual Classification of Design Patents – US and Locarno

3:30 – 4:00 p.m. **Panel Discussion of opportunities to improve Locarno classification**
   Leader: Charles Rademaker, Industrial Design Advisor, USPTO
   Ludmila Celisova, IPO of the Czech Republic
   Mike Foley, UKIPO
   Marcus Hopperger, Law and International Classifications Division Sector for Trademarks, Industrial Designs and Geographical Indications, WIPO
   Belkis Fava, WIPO
Day 4, Thursday, March 27, 2008
(Location: GIPA - Paris and Berne Conference Rooms)

9:00-10:00 a.m. Overview of the Hague System of the International Registration of Industrial Designs; Main Innovations of the Geneva Act (1999)
Speaker: Alan Datri, Senior Counsellor, Office of the Assistant Director General, WIPO

10:00-10:15 a.m. Break

10:15 - 11:30 Continuation of discussion with WIPO about workings of the Hague System
Speaker: Grégoire Bisson, Head, International Registration Systems Legal Service, WIPO

11:30 - 1:00 p.m. Lunch

1:00-1:30 p.m. Overview of Design Patent Legal Practice
Speaker: Janet Gongola, Attorney, Solicitor’s Office, USPTO

1:30 – 2:30 Attorneys view of Design Patent Enforcement
Speakers: Robert Katz, Attorney, Banner and Witcoff, Ltd.  
Erik Maurer, Attorney, Banner and Witcoff, Ltd.

2:30 – 2:45 p.m. Break

2:45 – 4:00 p.m. Recent US Design Cases
Speakers: Robert Katz, Attorney, Banner and Witcoff, Ltd.  
Erik Maurer, Attorney, Banner and Witcoff, Ltd.

Panel discussion:
Janet Gongola, Attorney, Solicitor’s Office, USPTO
Robert Katz, Attorney, Banner and Witcoff, Ltd.
Erik Maurer, Attorney, Banner and Witcoff, Ltd.
Day 5, Friday, March 26, 2008
(Location: GIPA - Paris and Berne Conference Rooms)

9:00-9:30 a.m.  Industrial Design Issues - Looking Ahead
Speaker, Karin Ferriter, Attorney-Advisor, USPTO

9:30 -11:00 a.m.  US Design Patent Search Demonstrations and
Tours of Technology Center 2900

11:00-12:00 a.m.  To be announced

12:00 p.m.  Summary and Presentation of Certificates
Karin Ferriter, Attorney-Advisor, USPTO

12:45-1:30 a.m.  Pizza Party and Ice Cream Social
courtesy of The Patent and Trademark Office Society