SYLLABUS
LAW P567: INTELLECTUAL PROPERTY SURVEY
Winter Quarter 2014

Signe H. Naeve
Room 435, William H. Gates Hall
snaeve@uw.edu

Andy Culbert
Microsoft Corporation
andycu@microsoft.com

Faculty Support: Slaven Svetinovic
Room 422, William H. Gates Hall
slavens@uw.edu

Class Times and Location:
M W 1:30 – 2:50; William H. Gates Hall

Texts:
1. MERGES, MENELL & LEMLEY, INTELLECTUAL PROPERTY IN THE NEW TECHNOLOGICAL AGE, REV. SIXTH EDITION (Aspen 2012) [“Text”]
2. Occasional class hand outs [“Handout”]

Grading:
There are two components to grading. A final in-class examination will comprise 90% of the grade. Class participation will count for the remaining 10%.

Course Description:
This intellectual property (“IP”) course is intended for J.D. students and non-law students who want a general overview of intellectual property law. The course will cover patent, trade secret, copyright, and trademark law. At the same time, it will focus on the interconnections of the IP subfields and the principles that underlie all IP systems. The course also introduces students to the practice of IP law.

I. Trade Secrets (Culbert)

1/6 Overview of IP subjects and Introduction to Trade Secret Protection; Defining Trade Secrets
Readings: Text 24-43

1/8 Reasonable Measures; Disclosure of Trade Secrets; NDAs
Readings: Text 49-65

1/13 Proper and Improper Means of Discovery;
Readings: Text 66-76; 83-95

II. Patents (Culbert)

1/15 Introduction to Patents
Readings: Text 123-132; 191-196; 132-139 (Chakrabarty)

1/20 HOLIDAY

1/22 Patentable Subject Matter
Readings: Text 144-177 (Mayo; Bilski)

1/29  Patent Eligibility (cont.); Anticipation and Statutory Bar

Readings: Excerpts from Myriad; Text 226-232; 234-243 (Rosaire; Hall; Egbert)

2/3  Non-obviousness

Readings: Text 257-278 (Graham; KSR)

IV. Trademarks (Naeve)

2/5  What Can Be Protected by Trademark; Establishing Trademark Rights; Classification of Marks

Readings: Text 770-774; 781-804

2/10  Trade Dress and Product Configuration

Readings: Text 774-781; 804-828

2/12  Priority; Likelihood of Confusion

Readings: Text 828-839; 876-889

2/17  HOLIDAY

2/19  Dilution, Cybersquatting

Readings: Text 889-903; 911-930

2/24  Indirect Infringement and Defenses

Readings: Text 930-943; 953-963; 972-982

V. Copyrights (Naeve)

2/26  Introduction to Copyright; Requirements for Protection

Readings: Text 430-437; 438-460

3/3  Copyrightable Subject Matter; Idea-expression; Useful articles

Readings: Text 497-506; 461-479; 482-492

3/5  Exclusive Rights

Readings: Text 536-544; 573-595

3/10  Ownership; Duration

Readings: Text 506-522; 526-529

3/12  Fair Use

Readings: Text: 609-610; 623-651