

13th EIPIN Congress

Imitation as Innovation

Munich, 3-5 February 2012

Venue:

European Patent Office, Isar Building

Friday, February 3, 2012

14:00-14:30 Registration

14:30-14:45 **Opening Words**

Prof. Josef Drexl (MIPLC)

14:45-15:00 **Welcome Address**

Wim Van der Eijk (Vice President Appeals | DG. 3, EPO)

MODULE I: ECONOMIC AND LEGAL FRAMEWORK OF IMITATION AND INNOVATION

15:00-15:30 **Thoughts on Imitation from the Field of Innovation Economics**

Speaker: Prof. Joachim Henkel (Technische Universität München)

Chair: Prof. Guido Westkamp (QMIPRI)

15:30-16:00 **Questions Team 1 / Discussion**

16:00-16:30 **Coffee Break**

16:30-17:00 **Do We Always Favor Dynamic Competition over Static Price Competition when Excluding Imitation?**

Speaker: Prof. Josef Drexl (Director, Max Planck Institute for Intellectual Property and Competition Law)

Chair: Prof. Manuel Desantes (ML)

17:00-17:30 **Questions Team 2 / Discussion**

17:30-18:00 **A Comparative Look at the Treatment of Imitation across IP**

Speaker: Prof. Annette Kur (Senior Research Fellow, Max Planck Institute for Intellectual Property and Competition Law)

Chair: Prof. Christophe Geiger (CEIPI)

18:00-18:30 **Questions Team 3 / Discussion**

19:30 **Dinner, Hofbräuhaus München**

Saturday, February 4, 2012

MODULE II: IMITATION AS INNOVATION WITHIN INDIVIDUAL IP SYSTEMS

9:30-10:00 Users as Innovators: Implications for Patent Doctrine

Speaker: Prof. Katherine J. Strandburg (New York University School of Law)

Chair: Prof. Josef Drexl (MIPLC)

10:00-10:30 Questions Team 4 / Discussion

10:30-11:00 *Coffee Break*

11:00-11:30 Rushing to the Shadows: How Imitators are Chasing Bavarian SMEs from Patents to Trade Secret Protection

Speaker: Prof. Christoph Ann (Technische Universität München)

Chair: Dr. Gintare Surblyte (MIPLC)

11:30-12:00 Questions Team 5 / Discussion

12:00-12:30 Plagiarism and Copyright

Speaker: Prof. Bernt Hugenholtz (Director of the Institute for Information Law of the University of Amsterdam (IViR))

Chair: Noam Shemtov (QMIPRI)

12:30-13:00 Questions Team 6 / Discussion

13:00-14:30 Lunch Buffet, EPO Isar Building

14:30-16:00 Teams Work on Reports / EIPIN Representative Assembly / Coffee Break

16:00-16:30 “The debt which society owes to the inventor of the name 'Prep Good Morning' is not of the same nature as that which humanity owes to the discoverer of penicillin.” or: Trade Marks and Innovation - Two Different Worlds?

Speaker: Prof. Ansgar Ohly (Universität Bayreuth)

Chair: Prof. Pilar Íñiguez (ML)

16:30-17:00 Questions Team 7 / Discussion

17:00-17:30 Luxury, Imitation and Innovation

Speaker: Prof. Barton Beebe (New York University School of Law)

Chair: Seth Ericsson (MIPLC)

17:30-18:00 Questions Team 8 / Discussion

19:00 Dinner, Wirtshaus in der Au

Sunday, February 5, 2012

MODULE III: INTERNATIONAL PERSPECTIVES ON IMITATION AS INNOVATION

10:00-10:30 Imitation and Innovation in Patent Law in the Context of International Trade

Speaker: Prof. Nari Lee (Hanken School of Economics)

Chair: Prof. Dieter Stauder (CEIPI)

10:30-11:00 Questions Team 9 / Discussion

11:00-11:30 Coffee Break

11:30-12:00 Innovation and Imitation in International IP Law: Between Harmonization and Flexibility

Speaker: Dr. Henning Große Ruse-Khan (Senior Research Fellow, Max Planck Institute for Intellectual Property and Competition Law)

Chair: Prof. Aurelio López-Tarruella (ML)

12:00-12:30 Questions Team 10 / Discussion

12:30-13:30 Lunch Buffet, EPO Isar Building

13:30 Close of Conference / Goodbye