



Eidgenössische Technische Hochschule Zürich
Swiss Federal Institute of Technology Zurich

9th EIPIN Congress 2007-08

IP Enforcement

Gerzensee, November 30 to December 2, 2007

Enforcement Framework and Civil Enforcement



organized by



QUEEN MARY
INTELLECTUAL PROPERTY
RESEARCH INSTITUTE
University of London



PROGRAM:

Friday, November 30, 2007

15:00 - 15:30 Registration and Team Introduction

MODULE 1: What is Enforcement?

15:30 - 16:00 **Topic 1: Definition and Modes of Enforcement**

Speaker: Michael Blakeney (QMIPRI London)

Chair: Gerard Hertig (MAS ETH IP)

16:00 - 16:30 Questions by Teams and Participants

16:30 - 17:00 **Topic 2: The Relationship between Substantive Law and Enforcement**

Speaker: Peter Menell (UC Berkeley School of Law)

Chair: Gerard Hertig (MAS ETH IP)

17:00 - 17:30 Questions by Teams and Participants

17:30 - 18:00 Coffee Break

18:00 - 18:30 **Topic 3: Enforcement Strategies by Regulators and Market Participants**

Speaker: Fritz Blumer (Homburger Rechtsanwälte, Zurich)

Chair: Michael Blakeney (QMIPRI)

18:30 - 19:00 Questions by Teams and Participants

19:15 - 20:30 Dinner

20:30 - 21:30 Teams work on Team reports (with EIPIN advisors)

Saturday, December 1, 2007

MODULE 2: Civil Enforcement Infrastructure in Europe

09:30 - 10:00 **Topic 4: The EU Civil Enforcement Directive**

Dieter Brändle (Handelsgericht, Zurich)

Chair: Dieter Stauder (CEIPI)

10:00 - 10:30 Questions by Teams and Participants

10:30 - 11:00 Coffee Break

11:00 - 11:30 **Topic 5: Civil Enforcement under National IP Legislation**

Anselm Kamperman Sanders (Maastricht University)

Chair: Dieter Stauder (CEIPI)

11:30 - 12:00 Questions by Teams and Participants

12:15 - 13:30 Lunch

13:30 - 15:30 Teams work on Team reports (with EIPIN advisors)

MODULE 3: Civil Remedies

15:30 - 16:00 **Topic 6: Discovery**

Speaker: Gary Rinkerman (Baker Hostetler, Washington DC)

Chair: Herbert Laederach (MAS ETH IP)

16:00 - 16:30 Questions by Teams and Participants

16:30 - 17:00 Coffee Break

17:00 - 17:30 **Topic 7: Seizure and Freezing Orders**

Speaker: Isabelle Romet (Véron & Associés, Paris)

Chair: Wolrad Prinz zu Waldeck (MIPLC)

17:30 - 18:00 Questions by Teams and Participants

18:15 - 19:30 Dinner

19:30 - 20:00 **Topic 8: Damages and Account of Profits**

Speaker: Luca Trevisan (Trevisan & Cuonzo, Milan)

Chair: Mariano Riccheri (Magister Lucentinus)

20:00 - 20:30 Questions by Teams and Participants

Sunday, December 2, 2007

MODULE 4: Alternative Dispute Resolution

09:00 - 09:30 **Topic 9: Arbitration and Mediation as Alternatives to IP Litigation**

Speaker: Michael Schöll (Bär & Karrer, Zurich)

Chair: Yves Reboul (CEIPI)

09:30 - 10:00 Questions by Teams and Participants

MODULE 5: The Limits of Civil Enforcement

10:00 - 12:00 **Topic 10: Technical, Competition and Local/Cultural Limits to Civil Enforcement**

Chair: Joseph Straus (MIPLC MPI Munich)

10:00 - 10:45 Team Presentations on the Microsoft Cases

10:45 - 11:05 Coffee Break

11:05 - 11:50 Panel Discussion with Joseph Straus, Chair (MIPLC MPI Munich), Peter Menell (UC Berkeley School of Law) and Gary Rinkerman (Baker Hostetler, Washington DC)

11:50 - 13:00 Lunch

13:00 Participants leave Gerzensee

Team Advisors:

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|-------------------------------|-----------------------------------|---------------------------------|
| • Vanessa Campos, ML | • Paola Karam, MIPLC | • Florian Lerverve, QMIPRI |
| • Hsiao-Fen Hsu, CEIPI | • Diana Leguizamón Morales, MIPLC | • Noam Shemtov, QMIPRI |
| • Kristina Janauskaite, MIPLC | • Thibaud Lelong, CEIPI | • Magdalini Tsaousi, MAS IP ETH |



STUDY CENTER GERZENSEE

Study Center Gerzensee
Dorfstrasse 2
P.O. Box 21
CH-3115 Gerzensee

Hotel Reception
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Group rooms for team work are located in the Manor House ("Neues Schloss").



You will find the auditorium, restaurant, cafeteria and the hotel's reception area in the „Schlossgut“.

Access Code: To access the three buildings of the Study Center please use the code: 1631

Breakfast: will be served from 7.00 am until 8.30 am.

Cafeteria/Bar: is open from 7.00 am until 12.00 pm.

Checkout: Please note that you have to checkout and return your key until 8.45 on Sunday morning.

Emergency:

In case of emergency in your hotel room please use the emergency switch on your phone.

Internet: Free wireless high-speed Internet access is offered in the hotel area. Free Internet access is offered in the computer room on the 1st floor and at the Internet corner on the 2nd floor of the "Schlossgut".

Transportation: For participants staying at the Hotel Löwen in Münsingen and the Hotel Freienhof in Thun a bus transport will be organized to the Study Center on Saturday and Sunday morning. On Friday and Saturday evening a transportation back to the two Hotels will be organized. Please consult the pin board in the entrance Hall of the Study Center for departure times.