INTELLECTUAL PROPERTY (LAW) (LIP)

LIP 801 - Graduate Legal Research and Information Literacy
Credits: 1
This required one credit course introduces graduate students to the basic research tools and strategies a beginning intellectual property or commerce and technology professional needs to work in their practice area and engage in lifelong learning to keep their education current. The course focuses on: primary and secondary legal authority with lesser coverage on fact research, current awareness and practice tools and strategies; mandatory and persuasive authority; accessing, evaluating and updating secondary legal sources, court decisions, statutes and administrative rulemaking; developing a coherent research strategy including cost effective research, and appropriate choice of electronic formats. Students will be exposed to LEXIS, Westlaw and free web sites. At the end of the first semester students should be able to take a legal issue and determine the extent of legal information needed; access the needed legal information effectively and efficiently; evaluate legal information and its sources critically; incorporate the selected legal information into their understanding of the issue; understand the economic, legal and social issues surrounding the use of legal information; access and use information ethically and legally. Classes involve a mix of lecture, discussion and the opportunity to work directly with relevant print and electronic resources through assigned problems. In additional to a graded research midterm and final, students must successfully complete weekly research assignments. Eligiblity: Graduate Students - required course. Prerequisites: none. Course format: skills training. Grading: final exam, 60%; class prep. and participation, 05%; regular submissions/quizzes, 35%.

LIP 802 - Intellectual Property, Technology Transfer and Global Development
Credits: 2
With an open seminar format for discussion and exploration of emerging topics in the field of IP and global development, this course is open to all students, does not have a formal prerequisite, but students are expected to understand the fundamental principles of IP covered and conduct rigorous interdisciplinary research: as such, this course will contribute to the students’ overall information literacy. Students are therefore expected to be diligent, professional, independent and responsible for their project deliverables. Topics to be covered in this course include, but are not necessarily limited to, the WIPO Development Agenda, WTO TRIPs, International Technology Transfer and Access to medicines. Assigned readings will not be reviewed in class via recitation, but rather as a springboard for informed discussion and formulation of concepts which add to the knowledge base in this complex and rapidly evolving field of study. Specific, measurable, student learning outcomes include greater knowledge of the role of IP in economic development, skills in performing complex interdisciplinary research and values related to formulating policy and strategic options which foster equitable and sustainable application of IP to the development of emerging economies. Students will be graded on an S/U/O basis. Evaluation will be based on equal weighting of 1) Attendance and thoughtful participation, 2) Professional presentation of a project paper to the class, 3) Final project paper of approximately 25 pages. Project subjects will be determined during the initial several weeks of the course, in consultation with the professor. Class size: 12 students.

LIP 803 - International and Comparative Intellectual Property
Credits: 3
This graduate course examines select issues of intellectual property law in both an international and comparative context. Th course introduces the basic contours of international principles, treaties and institutions regarding IP, including significant substantive and procedural differences between the United States and other countries (with a focus on the U.S., Europe, and Asia). The course explores why and how international and regional IP regimes have been created, and how they have been implemented, interpreted, and enforced. Students will become familiar with some of the most significant of these regimes in each area of IP. While the course assumes a general background in IP law, in-depth knowledge of IP law in the U.S. or in any other country is not required. Grading will be determined by participation in on-line discussion fora (which will require answering and discussing weekly questions), and by a final exam/paper.

LIP 804 - Film and TV Law
Credits: 1
This course examines the legal aspects of film and TV Law, with a focus on how legal rules meet the realities of business in the context of film and TV production. Topics include rights clearance issues, talent contracts, copyright and trademark issues for films as well as copyright and administrative issues unique to television. The course also discusses the organization of the film and TV industries in this time of transition for the entertainment industry, and situate the relevant law in this context. Prereq: Contracts. Pre-Coreq: Copyright Law, Trademark Law, Fundamentals of IP; or instructor permission.

LIP 855 - Graduate Programs Contracts
Credits: 3
In its simplest form, contract law deals with the world of legally enforceable agreements. The goal of this course is to introduce students to U.S. contract law, focusing primarily on the common law’s approach to contract law. While U.C.C. Article II (sale of goods) is an important component of contract law and will be mentioned, it will not be a focus of the course. Eligibility: Open to international LLM. students and students pursuing a master degree. Course format: lecture. This course is recommended for taking the bar exam. Grading: final exam, 100%. Course has an ungraded component or practicum. This course cannot be taken for an S/U grade.

LIP 894 - American Legal Process and Analysis I
Credits: 3
This course introduces UNH Law graduate students to American common law and statutory legal reasoning, predictive legal writing, and American civil procedure. Through a combination of reading court documents, visiting court, lectures, group work, and written assignments, students will gain a working knowledge of the intersection of First Amendment law and Intellectual Property law. Students will also gain a working knowledge of American civil procedure. This will enhance the practical legal skills students need to think, write, and work effectively in their studies at UNH Law and in subsequent careers. The course is required for all students who do not hold a US JD degree. The course is also tailored for students whose first language is not American English, as well as those who are likely to pursue their legal careers outside the US. Credits: 3. Prerequisites: None. Grading: Writing exercises 70%, class preparation 20% and other (see syllabus) 10%.
LIP 895 - American Legal Process and Analysis II  
Credits: 2  
This course builds upon the work begun in American Legal Process and Analysis I. Students continue to develop their analytical skills regarding American common law and statutory legal reasoning and are introduced to persuasive writing. Through reading court documents, visiting court, lecture, group work, and assignments, students gain a working knowledge of client advocacy in the U.S. system. Students also gain some experience with Alternative Dispute Resolution techniques by participating in a simulated negotiation at the end of the course. The course is required for all students who do not hold a U.S. JD degree. The course is tailored for students whose first language is not American English. Prereq: American Legal Process and Analysis I.

LIP 903 - Advanced Patent Practice  
Credits: 2  
LIP 906 - Patent Strategies for Business  
Credits: 2  
This course covers legal strategy and best practices for obtaining, evaluating, and monetizing patents, primarily in the US, but also with international considerations. Students learn to tailor their patent activities based on the size and situation of the relevant organization. Examples will focus on the differences between the needs of: a small entrepreneurial startup, a growing small-to-medium sized enterprise, a large established commercial business, and a licensing-based entity. Patent application claim techniques, filing decisions, cost concerns, pre-litigation opinions, cease and desist letters, and due diligence methods will be compared and contrasted based on the goals and competitive positions of the organization. Freedom to operate steps to avoid litigation will also be covered. Pre- or Coreq: Patent Law.

LIP 907 - Pretrial Patent Litigation  
Credits: 3  
This course is designed to provide students a roadmap of the pretrial activities that occur in all patent litigations and then teach them the how to's with respect to these activities. Students learn how to draft documents such as complaints, answers, discovery requests and responses, privilege logs, subpoenas, discovery motions, infringement contentions, and Markman briefs. Students also learn the basics of preparing for and participating in oral argument and deposition practice. The course also introduces students to some of the strategy considerations that surround the various pretrial activities. Pre - Coreq: Patent Law.

LIP 911 - Global Perspectives in Copyright  
Credits: 2  
Copyright law has become an increasingly complex area, particularly in the face of new technologies that challenge and call into question existing copyright laws and doctrines. This advanced seminar explores these legal complexities and relevant policy considerations in light of 21st century realities. This seminar focuses on selected issues of copyright law in greater detail than is possible in the Copyright Law course. Specifically, this course deals with cutting-edge issues through the examination of recent court decisions, laws (both domestic and international), scholarly and related works, and proposed laws regarding copyright. Students are assisted in writing articles of publishable quality on important issues facing the entertainment, computer, online services, publishing, and other industries. The course will include guest speakers who are involved in cutting edge issues in copyright, which will allow students to hear directly from and start networking with practitioners and others involved in copyright law. Prereq: Copyright Law (LIP 912) or IP Survey (LIP 944).

LIP 912 - Copyright Law  
Credits: 3  
This course will introduce students to fundamental principles of U.S. copyright law. The legal protection of "creative" content as an intangible property right has been statutorily recognized in the U.S. for over 200 years. While legal rights in such works are often seen as rooted in economic rationale, the law has changed over time, in response to technological challenges and international developments. The course will therefore also provide students with an understanding of how U.S. copyright law functions and adapts in this changing environment. Students with an interest in any branch of modern intellectual property law and how it responds to modern challenges will benefit from this course. Eligibility: Open to all except 1Ls. Course format: lecture. Grading: final exam, 100%.

LIP 913 - International and Comparative Intellectual Property  
Credits: 3  
This graduate course examines select issues of intellectual property law in both an international and comparative context. The course introduces the basic contours of international principles, treaties and institutions regarding IP, including significant substantive and procedural differences between the United States and other countries (with a focus on the U.S., Europe, and Asia). The course explores why and how international and regional IP regimes have been created, and how they have been implemented, interpreted, and enforced. Students will become familiar with some of the most significant of these regimes in each area of IP. While the course assumes a general background in IP law, in-depth knowledge of IP law in the U.S. or in any other country is not required. Grading will be determined by participation in on-line discussion fora (which will require answering and discussing weekly questions), and by a final exam/paper.

LIP 914 - Amateur Sports Law: Legal Issues in Youth, College and Rec Sport  
Credits: 2  
Amateur Sports Law: Legal Issues in Youth, College and Recreational Sports. This course examines various legal issues in interscholastic and intercollegiate sports. Topics include issues in Title IX gender discrimination, antitrust (including combinations of competing schools/conferences), constitutional law (including freedom of speech/association/religion), contract law, land use and environmental law issues for recreational sports, the regulatory authority of the National Collegiate Athletic Association and of high school athletic associations, regulation of private educational institutions and sports associations, torts and insurance-related issues of schools for injuries suffered by athletes and spectators, the evolving conception of college athletes as professionals, athletic participation in taxpayer funded youth sports by homeschooled students, drug testing and rights to appeal, legal responsibilities of coaches to safeguard amateur players (including from concussions and unsafe practice conditions), and participation in sports by disabled athletes. Pursuit of careers in sports law, especially compliance positions at universities and colleges, is also be covered. Eligibility: Open to all except 1Ls. Course format: lecture. Grading: final exam, 100%. This course may be taken for an S/U grade.
LIP 915 - Entertainment Law
Credits: 2
This course will address the legal and transactional issues involved with live performance, recording agreements, motion picture licensing, finance, and development, virtual entertainment of computer gaming and virtual worlds, and new media. Students will immerse themselves in the deal-making aspects of practice in the entertainment industry and the relationships between the media producers, distributors and artists in these industries. Eligibility: Open to all students. Course format: lecture. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.

LIP 917 - Federal Trademark and Copyright Registration Practice
Credits: 2
This course will educate students in federal TM registration, from pre-application trademark searching through post-registration maintenance and monitoring. Students will become familiar with USPTO practice and procedures, including information literacy of PTO database searching, e-filing at the PTO (one of the assignments will be to prepare an electronic trademark application and paper filing (another assignment is to draft a paper filing response to an office action). USPTO guidelines and governing principles for handling various rejections will be addressed. The course will also cover ex parte appeals to the Trademark Trial and Appeal Board. By applying the students' trademark law knowledge to USPTO practices, students will be expected to develop strategies for hypothetical trademark clients to best meet trademark registration objectives in order to prepare them to counsel clients on mark development, the benefits of federal registration, cost concerns, and other trademark matters. The copyright registration portion of the course will cover statutes, rules, and practice impacting copyright registration. For example, the course will address the benefits of copyright registration (including statutory damages, presumption of validity, and other advantages), categorization of works under the Copyright regulations (for proper form selection), putting the work for hire doctrine into application in the process, the single work rule, copyright notice, handling multiple authors for different contributions to a work, determining the "publication date," and the difference between an "author" and a "claimant." The course additionally addresses the reason and process for the recordation of instruments at the USPTO and the Copyright Office. Eligibility: Open to all except 1Ls. Prerequisites: Concurrent or prior completion of Fundamentals of Intellectual Property OR Trademarks & Deceptive Practices; OR, prior trademark experience (see Prof. Lembree with questions). Corequisites: Concurrent or prior completion of Fundamentals of Intellectual Property OR Trademarks & Deceptive Practices; OR, prior trademark experience (see Prof. Lembree with questions). Course enrollment is limited to 25 students. Course format: problem-based. Grading: final exam, 25%; class prep. and participation, 5%; other (see syllabus), 70%. This course may be taken for an S/U grade.

LIP 918 - Trade Secrets Law
Credits: 2
The focus of this course will be on understanding the nature and impact of trade secrets law in the US on domestic and global business practices. The course will examine: (a) the theory behind trade secret protection; (b) comparisons with approaches to the protection of valuable commercial information in other jurisdictions; (c) the definition of a “trade secret” in the US; (d) elements of the misappropriation of trade secrets tort at the state level; (e) the Economic Espionage Act of 1996 and the Defend Trade Secrets Act of 2016 at the federal level; (f) scope of civil and criminal liability for trade secret misappropriation; (g) duties of confidentiality in relation to trade secrecy; (h) loss of status of a trade secret; (i) trade secrets as a(n) (intellectual) property right; (j) defenses to trade secret actions; (k) remedies for misappropriation of a trade secret. Eligibility: Open to 1Ls. Prerequisites: None. Grading 90% final exam, 10% class participation.

LIP 919 - Advanced Patent Litigation
Credits: 2
This course will develop skills necessary for effective trial advocacy using the framework of a patent case. The course will cover generating a theory of a case, opening statements, direct and cross examination of lay and expert witnesses, and closing arguments, as well as other trial skills such as voir dire, impeachment, and handling adverse witnesses. Students will also focus on patent-specific trial skills such as arguing claim construction and questioning a technical expert witness. The students will primarily "learn by doing" and so the course will focus on oral advocacy and trial practice. Students will receive individual feedback on their performances. The course will culminate in a full patent mock trial. Eligibility: Open to all except 1Ls. Prerequisites: Evidence and Patent Law. Trial Advocacy and Expert Witnesses and Scientific Evidence recommended. Instructor permission required to enroll. Course enrollment is limited to 8 students. Course format: skills training. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.

LIP 928 - Intellectual Property Management
Credits: 2
Intellectual Property (IP) Management is intended for third year law students as a "capstone" course building on IP courses taken in the second and third years of law school. It is a practical, hands-on course designed to bridge academia and real-life private or corporate practice and is meant to provide the IP professional with a solid foundation in proactive counseling in the area of intellectual property. Exemplary topics include invention harvesting or extracting; invention records and disclosures; inventorship and ownership issues; laboratory notebook practice; patent searching; criteria and procedures for determining type of IP protection, particularly whether to file for patent protection or maintain as trade secret; trade secret policies and protection; IP education; IP audits and due diligence investigations; outside submissions; trademark practice (searching and clearance); international filing considerations, agreement practice, and other aspects of corporate IP management including understanding, developing, executing and/or managing IP strategies, IP committees, and IP budgets consistent with overall business objectives. Eligibility: Open to all except 1Ls. Course format: lecture. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.
LIP 929 - WIPO Summer Academy on Intellectual Property
Credits: 1
Students are exposed to various aspects of Intellectual Property, including the international nature of IP protection and the interface between IP and other disciplines. The program takes an interdisciplinary, problem-oriented approach through lectures, simulation exercises, group discussions on selected IP topics, panel discussions, and case studies. The program will provide exposure to how the international IP system functions and its interaction with other policy areas such as health, climate change, and agriculture.

LIP 943 - Music Law
Credits: 2
Music Law is a seminar designed to provide students with an introduction to the areas of law and types of contracts involved in a transactional music law practice. Students will learn how copyright and trademark rights are created, protected and exploited and how various contracts are handled within the music industry. Students will submit a final paper on a provided topic that demonstrates a mastery of the topics covered during the term. Eligibility: Open to all students. This course may be taken on an S/U basis. Grading information: regular submissions/quizzes 20% and research paper 80%.

LIP 944 - Fundamentals of Intellectual Property
Credits: 3
S/U grading option not available for first-year students. But other students who have completed any course covering the substance of U.S. copyright, patent or trademark law may receive only S/U grades. Objectives: To introduce basic substantive requirements and procedures for obtaining, maintaining and enforcing patents, copyrights, trade secrets, trademarks and related subject matters such as rights of publicity and domain names. Description: Beyond the basics, the course explores underlying policy goals and conflicts among types of intellectual property, for example, the tension between patent and copyright protection or the tension between federal and state protection. It also considers goals and conflicts with other laws such as free speech. It also considers matters such as the extent to which various types of IP are "property," available remedies, sources of law, and responsibilities of the two main IP agencies as well as those of various courts. Eligibility: Open to all students. Course format: lecture. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.

LIP 947 - Current Issues in Intellectual Property
Credits: 3
This seminar will investigate a variety of legal and policy issues underlying the development of intellectual property law (patent, trademark, copyright, trade secret, and related areas). The investigation will focus on issues that may affect all areas of IP, such as, regulating non-practicing entities ("trolls"), protecting three-dimensional objects, or specific areas (depending on student interest), such as: excluding protection of abstract ideas/natural laws in patent law; the scope of "fair use" in copyright law in the digital age; the availability of trademark protection against off-shore counterfeiters, or the newly-passed federal trade secrets act. These, of course, are only examples of the myriad of issues raised in our global and rapidly changing economy. Prereq: One IP course or Prior Work.

LIP 950 - Copyright Licensing
Credits: 2
This course will cover the principal international conventions, namely, Universal Copyright, Berne, Rome, and Geneva, WIPO Copyright Treaty and WIPO Performances and Phonograms Treaty, including current problems in the international copyright arena in light of recent tendencies toward greater reciprocity and the emergence of new kinds of works -- computer programs, data bases, multi-media works, etc.-- and new rights, --digital transmission right, etc. -- in particular, problems due to new technologies. It will also deal with WTO/Trips, NAFTA, bilateral treaties and unilateral measures as a new mechanism in international copyright relations. The last part of the course will cover copyright within the European Union (EU) including European Court of Justice jurisprudence and EU harmonization measures. Comparative copyright law in terms of principles, methods and problems as well as the differences between the system of copyright and the system of droit dauteur will also be covered. Format: Lecture. Eligibility: Open to all except 1Ls. Course may be taken on an S/U basis. Prereqs: Some understanding of basic copyright law is desirable.

LIP 951 - Technology Licensing
Credits: 2
This course will focus on general licensing concepts and principles, as well as more creative licensing arrangements involving the licensing of patents, trade secrets and trademarks. The course will provide an emphasis on understanding and drafting key licensing clauses, valuation and royalty determinations, antitrust and misuse problems, international licensing, negotiation strategies including understanding the role of the lawyer and client, and administration of license agreements. The course will address various licensing scenarios including licensing in (your client licenses from a third party), licensing out (your client licenses to a third party), university licensing and collaborative licensing arrangements. The course may involve legal research in select areas and hands-on negotiation as part of the grading. A technological background is not a prerequisite, but preferred. Some knowledge of intellectual property law (patents, trade secrets and trademarks) is necessary for this course. Eligibility: Open to all except 1Ls. Course format: lecture. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.

LIP 954 - Patent Law
Credits: 3
Patent systems and patent laws exist to promote investment in and development of technology. The recently-enacted America Invents Act (AIA) and certain U.S. Supreme Court decisions over the last 5 years have brought the most dramatic changes to U.S. patent law in more than 50 years. This course focuses on the fundamentals of U.S. patent law including patentability, infringement, inventorship, and ownership. The course will also explore some of the underlying themes in patent law as well as the purpose of and justifications for a patent system. The course reading includes the patent statute (Title 35 of the United States Code) both pre-AIA and post-AIA and selected case law primarily from the U.S. Supreme Court and U.S. Court of Appeals for the Federal Circuit. The course will generally address both the procurement and enforcement of U.S. patents. Although this course will cover the legal principles underlying patent claim drafting and patentability, this course will not focus on patent practice and procedure.
LIP 956 - Professional Sports Law  
Credits: 2  
Pro Sports Law covers various legal issues affecting professional sports industries and the relationship between leagues, teams, players and affected third-parties. Topics include related issues in antitrust, labor, contracts, torts, property, environmental/ energy, criminal, immigration, disability, anti-discrimination, regulation of private associations, regulation of athlete agents and their ethical duties, intellectual property and sports broadcasting. Pursuit of careers in sports law—especially becoming attorneys for teams or leagues or becoming sports agents—will also be covered.

LIP 957 - Intellectual Property Crimes  
Credits: 3  
This course will provide a survey of the growing body of criminal law that relates to the misappropriation and infringement of intellectual property, primarily in the area of copyright, trademarks and trade secrets. The coverage will be presented in a manner that is accessible to students whose primary career interest is either criminal practice or IP practice. Eligibility: Open to all except 1Ls. Course enrollment is limited to 16 students. Course format: lecture. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.

LIP 959 - Patent Application Preparation and Prosecution  
Credits: 2  
This course provides students with an opportunity to write a complete patent application in a field in which the law is in flux. Each student’s writing is critically reviewed, and feedback is offered to improve quality. In addition to application review and discussion of drafting techniques, a substantial portion of the class time is spent in discussion of related patent practice topics and of recent patent cases that may affect the manner in which applications and claims are drafted. Grading: Participation: 30% and other (Patent Application): 70%. Prerequisites: Patent Law and Patent Practice and Procedure II.

LIP 961 - Patent Practice and Procedure I  
Credits: 3  
Students will learn to draft patent claims that are acceptable to the United States Patent and Trademark Office (USPTO) and to the United States courts. Students will become familiar with the statutes, regulations, practice, and customs that guide the drafting of acceptable patent claims. The course format consists of lecture and small section meetings. The entire class meets with the Professor for lecture 11/2 hours per week to cover theory and general principles. Students meet in small sections with local practicing patent attorneys 11/2 hours per week to practice and review the mechanics of claim drafting. Students weekly draft and turn in claims for review and feedback by the practicing patent attorneys. Eligibility: Open to all except 1Ls. Prerequisites: None. Patent Law is highly recommended and may be taken concurrently. Course format: lecture. Grading: final exam, 60%; midterm exam, 30%; class prep. and participation, 10%. This course cannot be taken for an S/U grade.

LIP 962 - Patent Practice and Procedure II  
Credits: 3  
Students will build on their basic claim drafting skills by learning the rules, regulations, customs, and practices for dealing with the United States Patent and Trademark Office (USPTO) when filing and prosecuting patent applications. Students will draft one complete patent specification and claims as well as responses to two USPTO Office Actions. Students may also prepare additional documents for filing with the USPTO. The course format is 2 hours per week of traditional lecture and discussion to cover theory and general principles plus regularly scheduled small group section meetings with a local practicing attorney. During the small group section meetings, the practicing attorney will discuss and provide feedback on the patent application and responses prepared for the course. Eligibility: Open to all except 1Ls. Prerequisites: PPI and Patent Law. Course format: lecture. Grading: final exam, 25%; class prep. and participation, 5%; regular submissions/quizzes, 10%; other (see syllabus), 60%. This course cannot be taken for an S/U grade.

LIP 967 - Patent Office Litigation  
Credits: 1  
Patent Office Litigation includes powerful proceedings for challenging the validity of a U.S. patent. Learn to assess various options for clients and maximize potential positive outcomes of the process, regardless of your client’s legal position, in a practical, hands-on, two-day intensive Master Class. Patent Office Litigation refers to post grant proceedings before the USPTO. This class previously focused on ex parte and inter partes reexamination. The Leahy-Smith America Invents Act (AIA) created new proceedings for challenging the validity of patents at the USPTO and did away with inter partes reexamination. These new proceedings include inter partes review, post grant review, and covered business method proceedings. The course now focuses on basic strategy considerations, procedure and practice tips for these new proceedings as well as for ex parte reexamination. Since a large number of inter partes reexaminations are still pending before the USPTO, that proceeding will also be briefly covered. Eligibility: Open to all except 1Ls. Prerequisites: Patent Practice and Procedure I. Course enrollment is limited to 20 students. Course format: skills training. Grading: other (see syllabus). This course must be taken for an S/U grade.

LIP 972 - Intellectual Property and International Trade  
Credits: 3  
In the world of intellectual property, international borders can be both nebulous and critically important. The rapid development of international trade and information technologies makes it increasingly important for lawyers to understand the international aspects of practicing intellectual property law, particularly those aspects involving copyrights, trademarks and patents. Media (including books, music, and movies) can be easily uploaded to the Internet and copied and made instantaneously available everywhere in the world. Products implicating multiple patents and trademarks can be designed and developed in one country, assembled in another, and imported and marketed in still a third. Clients may need to enforce their rights against foreign parties domestically or overseas, or to engage in international licensing transactions. This course will provide a survey of cross-border legal issues that general face lawyers who counsel clients on matters of intellectual property and international trade. The course will introduce the basic contours of international principles, treaties, and institutions regarding intellectual property, and will introduce significant substantive and procedural differences between the United States and other countries in the world. Eligibility: Open to all except 1Ls. Course format: lecture. Grading: other (see syllabus). This course may be taken for an S/U grade.
LIP 973 - Advanced Patent Law Seminar
Credits: 1
The America Invents Act (AIA) is the most significant reform of US patent law in over sixty years. It brings in its wake numerous procedural changes that will transform how patent attorneys approach their filing and litigation strategies, in addition to difficulties that are certain to arise due to the continuing application of the current patent law. Case law from the US Court of Appeals for the Federal Circuit (CAFC), which has exclusive jurisdiction over patent cases emanating from all the district courts, already illustrate some of the issues that the AIA is likely to give rise to. Following the implementation of the AIA, the CAFC will have an even greater influence over the development of patent jurisprudence.

This course will examine some of the more significant changes under the AIA through the use of statutory interpretation and in-depth analysis of CAFC case precedents. It will complement the existing doctrinal patent law courses and develop students’ awareness of the intricacies of patent practice as well as their skills in statutory analysis and case law interpretation. Eligibility: Open to all except 1Ls. Prerequisites: Patent Law. Course enrollment is limited to 20 students. Course format: lecture. Grading: other (see syllabus), 100%. This course must be taken for an S/U grade.

LIP 974 - Copyright and Trademark Litigation Strategies
Credits: 1
As the commercial value of brands and creative works grow, effective enforcement of the intellectual property rights relating to those brands and creative works is becoming more important. At the same time, intellectual property litigation is becoming more expensive and complex, forcing transactional and litigation lawyers to develop better case assessment and dispute resolution techniques and strategies. This course will provide students with a basic insight into the process of copyright and trademark litigation, from the inception of a case through its progress at various stages in federal court. Real-life documents, case law and examples will be used to enable students to analyze copyright and trademark enforcement problems, with a view toward developing the skills necessary to counsel clients through the litigation process.

Eligibility: Open to all except 1Ls. Prerequisites: Fundamentals of IP; or Copyright Law; or Trademark Law. Course enrollment is limited to 20 students. Course format: skills training. Grading: other (see syllabus), 100%. This course must be taken for an S/U grade.

LIP 977 - Trademarks and Deceptive Practices
Credits: 3
The goal of this course is to review trademark and other state and federal law designed to protect commercial goodwill; to explore the tension between trademark and related rights as intangible commercial property, on the one hand, and as devices to further competition and to prevent consumer deception, on the other; to explore trademark-related issues raised by commerce and speech on the Internet; to evaluate the rights of authors, artists, and other celebrities to trademark-like protection of their personae; and to analyze advertising claims against the backdrop of consumer perception. (The U.S. is a common law country in which trademarks are established through use and not registration. This course does not address the process for federal trademark registration; rather, it approaches trademark law from the standpoint of establishing trademark validity and enforcing valid trademarks through litigation or other dispute resolution mechanisms.) Eligibility: Open to all except 1Ls. Course format: lecture. Grading: final exam, 70%; midterm exam, 30%. This course may be taken for an S/U grade.

LIP 979 - Intellectual Property Enforcement at the International Trade Commission
Credits: 1
This course examines the role of the International Trade Commission (ITC) in investigating allegations of unfair trade practices relating to intellectual property rights. While up to 90% of the ITC’s cases revolve around patents, the ITC also investigates cases relating to copyright, trademark and trade secret violations. The focus of this course will be on Section 337 of the Tariff Act of 1930, which establishes the ITC’s jurisdiction, and will cover all aspects of litigation at the ITC, from the institution of an investigation under Section 337 to available remedies. The course will also review recent ITC decisions and appeals from the ITC to the Federal Circuit. Eligibility: Open to all except 1Ls. Prerequisites: US patent law. Subject to the instructors’ approval, international students who are concurrently taking Patent Law or Fundamentals of IP may be permitted to enroll in the course, provided they have substantial patent prosecution or other patent practice experience. Grading: see syllabus. Course must be taken on a S/U basis.

LIP 980 - E-Commerce and The Law
Credits: 2
Thousands of years ago our ancestors made the leap from a culture and economic system based on hunting and gathering to one of domesticated animals and planned agriculture. That change transformed the existing social, political, and, eventually, legal structures to accommodate new challenges. Today we are in the midst of another transformation that is testing the existing social, political, economic and legal structures, so painfully wrought to serve the needs of the Industrial Age. At the most fundamental level commerce, the basis of the economy, has changed. Although in the strictest technical sense electronic commerce has been around since the invention of the telegraph, the emergence of computer networks has propelled e-commerce to the forefront of modern business practice. Today, the use of electronic information and communication technologies to facilitate the buying and selling of goods and services is both commonplace and essential. This course is designed to provide the student with a foundational understanding of how the legal system in the United States is struggling to accommodate the challenges of the Information Age as the economy, society and everyday lives are transformed by new and emerging technologies. During the term, we will explore the emerging (and sometimes conflicting and uncertain) body of case and statutory law, and discuss the underlying policy concerns, as they apply to the use of new information technologies in the increasingly interconnected global society. Eligibility: Open to all except 1Ls. Course format: lecture. Grading: other (see syllabus), 100%. This course may be taken for an S/U grade.

LIP 981 - Online Brand Management
Credits: 2
This course will cover Internet governance, domain name creation, domain name rights, dispute resolution options, and literacy in obtaining information about changing policies and opportunities for participation in Internet governance. The course format will comprise lectures (including ICANN and Internet industry leaders), online attendance at ICANN meetings, and collaboration meetings. Students will be asked to choose a topically relevant output, which may include a white paper, news briefs/blog submission of comments to ICANN, a best practices document, or some other written medium to utilize the knowledge gained during the class to move forward the discussion of rights and claims in the management on a brand in the online environment. Eligibility: Open to all except 1Ls. Course enrollment is limited to 20 students. Course format: lecture. Grading: research paper, 75%; other (see syllabus), 25%. Course has an ungraded component or practicum. This course may be taken for an S/U grade.
LIP 983 - Intellectual Property Issues in Sports and Entertainment Law
Credits: 2
This course approaches sports and entertainment law through the lens of intellectual property. By studying cases, current events, and controversial disputes, students will expand their substantive doctrinal knowledge of the major IP rights regimes, including copyright, trademark, trade secret, right of publicity, and patent law, all in the context of the sports and entertainment industries. Over the course of the semester, they will learn about how each regime factors into the legal challenges that arise within the sports and entertainment industries, and will consider how each set of rights can be used to protect the various entities that comprise each industry.

LIP 984 - Intl and Comparative Sports Law: Examining the Global Perspectives
Credits: 2
This course will examine the international and comparative dimensions of sports and the law. These dimensions are increasingly important as the practice of sports law becomes more global. Topics will include, but not be limited to: the Olympic movement (IOC and the Olympic Charter) and the governance of international sports competitions including international federations (FIFA, IAAF) and national governing bodies; the World Anti-Doping Agency, the United States Anti-Doping Agency, and the World Anti-Doping Code including the prohibited list; issues surrounding the regulation of supplements and performance enhancing drugs; the Court of Arbitration for Sport in Lausanne, Switzerland; professional athletes as “amateurs” and their eligibility for Olympic competition; international torts and dispute resolution; the internationalization of U.S. sports leagues; ambush marketing; international marketing of athletes; representation of athletes in international sports; and other discussion driven based on current events, including the 2014 Olympic Winter Games to be held in Sochi, Russia. Students will be expected to come ready for a lively discussion and are encouraged to raise additional topics of interest related to the themes of the course. Eligibility: Open to all except 1Ls. Course enrollment is limited to 25 students. Course format: lecture. Grading: other (see syllabus), 100%. Course has an ungraded component or practicum. This course may be taken for an S/U grade.

LIP 987 - Internet Law
Credits: 1

LIP 993 - Inter Partes Practicte at the TTAB
Credits: 1
Inter partes procedure before the Patent and Trademark Office Trademark Trial and Appeal Board, principally oppositions and cancellation proceedings. Pleadings, discovery, motion practice, testimony and other evidentiary methods, briefs, oral arguments and ethics of TTAB practice. The course will include some writing exercises. Eligibility: Open to all except 1Ls. This course may be taken on an S/U basis. Prerequisites: Trademark law. Corequisites: Highly desirable - previous or contemporaneous course in civil procedure and evidence. Grading Information: final examination 100%

LIP 997 - Mining Patent Information in the Digital Age
Credits: 2
This course, evolving since 1993, is a unique academic offering at any U.S. law school. It is a cross platform “consumer” survey course to search, mine and manipulate patent and non-patent literature data. It teaches transferable skills consistent with the UNH School of Law Information Literacy Plan. It is taught in collaboration with patent data vendors and related guest speakers. This is a hands on course. The work product is a novelty or patent landscape report. Themes of this course include: Multiplicity of sources Types of Sources Applications Multiple access points to same data Who uses patent data sources Why use patent data sources Factors to choose access points Search approach Who drives the dollar chain for searches Free, low fee and premium patent sources In house and/or outsource searches Considerations as to who performs differing types of searches What is the standard of care for patent searches How to deal with questions of lack of integrity in patent documents The evolving role of the web in patent searching Eligibility: Open to all except 1Ls. Prerequisites: Lexis and Westlaw basic training.. Course enrollment is limited to 15 students. Course format: skills training. Grading: final exam, 30%; class prep. and participation, 10%; research paper, 60%. This course may be taken for an S/U grade.

LIP 999 - International and Comparative Sports Law: Examining the Global Perspectives
Credits: 1
This course would examine the international and comparative dimensions of sports and the law. These dimensions are increasingly important as the practice of sports law becomes more global. Topics would include, but not be limited to: the Olympic movement (IOC and the Olympic Charter) and the governance of international sports competitions including international federations (FIFA, IAAF) and national governing bodies; the World Anti-Doping Agency, the United States Anti-Doping Agency, and the World Anti-Doping Code including the prohibited list; issues surrounding the regulation of supplements and performance enhancing drugs; the Court of Arbitration for Sport in Lausanne, Switzerland; professional athletes as “amateurs” and their eligibility for Olympic competition; international torts and dispute resolution; the internationalization of U.S. sports leagues; ambush marketing; international marketing of athletes; representation of athletes in international sports; and other discussion driven based on current events.