

STANDARDS AND CONSORTIA ROUNDTABLE

Sponsored by



**Thursday, January 14, 2010
Arizona State University's SkySong Campus
1475 N. Scottsdale Road
Scottsdale, Arizona**

OVERVIEW OF ROUNDTABLE:

The Standards & Consortia Roundtable ("Roundtable") is intended to be an open forum during which invited participants from academia, industry, and law firms can collaboratively discuss and evaluate some of the current issues associated with forming and operating technology standards development organizations and similar technology consortia.

The Roundtable's goal is to call upon the varied experiences of the participants (from ICT companies, outside counsel, and academic scholars with varied disciplines) to collectively examine select issues with current standard-setting processes. We hope to identify points of consensus around suggestions for improving particular aspects of standard-setting, including potential "best practices." Further, we hope to stimulate new longer-term research projects and collaborations to study and improve standard-setting procedures.

The Roundtable has been structured to maximize the opportunity for dialogue and open discussion among the participants. Participants engage in their individual capacity; no contributions should be attributed to an individual's company, firm, organization or institution. We request that participants refrain from identifying other individual participants in any public commentary about the event, unless the identified individual expressly grants permission.

PROGRAM AGENDA:

8:00 a.m. – 9:00 a.m. **Continental Breakfast & Networking**

9:00 a.m. – 9:15 a.m. **Welcome and Opening Remarks**

Paul Berman

Dean and Foundation Professor of Law
Sandra Day O'Connor College of Law at Arizona State University

Gary E. Marchant

Lincoln Professor of Emerging Technologies, Law and Ethics
Executive Director & Faculty Fellow, Center for Law, Science & Innovation
Sandra Day O'Connor College of Law at Arizona State University

9:15 a.m. – 10:00 a.m.	<p>Session #1</p> <p>Laying the Foundation: Taxonomy/Definitions</p> <p>Moderators:</p> <p>Brad Biddle, Esq. Standards Counsel Intel Corporation</p> <p>Gordon Gillerman National Institute of Standards and Technology</p>
10:00 a.m. – 10:15 a.m.	<p>Break</p>
10:15 a.m. – 1:00p.m.	<p>Session #2:</p> <p><u>Practice-Oriented Issues</u></p> <p>Moderator:</p> <p>Timothy F. Haslach, Esq. Shareholder (Partner) Schwabe, Williamson & Wyatt</p> <ul style="list-style-type: none"> • Choosing the Right Entity Structure: What are the Alternatives and When Should They be Used? • Facilitating SDO Adoption and Internationalization of Consortia Specifications: How Do We Facilitate This During Formation? • Legal and Ethical Duties for Consortia Participants and the In-House Counsel: How Do Employees and In-House Counsel of Participants Balance Their Fiduciary and Ethical Duties? • Antitrust Policies: What are the Best, Most Practical, Practices in a New Enforcement Era?
1:00 p.m. – 1:30 p.m.	<p>Lunch on premises (which will be provided)</p>
1:30 p.m. – 3:30 p.m.	<p>Session #3:</p> <p><u>Policy-Oriented Issues</u></p> <p>Moderator:</p> <p>Frank X. Curci, Esq. Member (Partner) Jennings Strouss & Salmon</p> <ul style="list-style-type: none"> • Patent Pools: A Way to Balance Stakeholder Interests? Or More Cost Than Benefit? • Disclosure Rules and <i>Ex Ante</i> Processes: What Works? What Doesn't? • The Many Types, Structures and Goals of SDOs and Consortia: Excessive Complexity or Healthy Competition?
3:30 p.m. – 4:00p.m.	<p>Wrap up; Considering Next Steps</p> <p>Moderator: Gary E. Marchant</p>

THE ROUNDTABLE'S PLANNING COMMITTEE

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