

Conference Agenda

Thursday, February 5, 2009

8:00 a.m. – 8:30 a.m.

Registration and Continental Breakfast

8:30 a.m. – 8:45 a.m.

Welcome Address

James A. Wilson
Chair, ABA Section of Antitrust
Vorys Sater Seymour & Pease LLP, Columbus, OH

8:45 a.m. – 9:00 a.m.

Opening Remarks

Richard Gilbert
University of California at Berkeley, Berkeley, CA

Alfred C. Pfeiffer, Jr.
Latham & Watkins LLP, San Francisco, CA

Carl Shapiro
University of California at Berkeley, Berkeley, CA

9:00 a.m. – 10:15 a.m.

Patent Pooling and Patent Litigation Settlements

- Creation of proper economic incentives
- Prevention of “hold up”
- Appropriate content of patent pools
- Economics of patent litigation settlements

Moderator:

Mallun Yen, Vice President, Worldwide Intellectual Property, Cisco Corporation,
San Jose, CA

Speakers:

David Djavaherian, Associate General Counsel & Vice President, Tessera Corporation,
San Jose, CA

Joseph Farrell, University of California at Berkeley, Berkeley, CA
Richard Gilbert, University of California at Berkeley, Berkeley, CA
Henry Su, Howrey LLP, East Palo Alto, CA

10:30 a.m. – 11:45 a.m.

IP Licensing: Challenges and Solutions

- Bundling of IP rights
- The role of patent trolls
- The economic consequences of grantbacks
- Ramifications of the Supreme Court's *Quanta* decision

Moderator:

Robert Barr, University of California at Berkeley, Berkeley, CA

Speakers:

Gail F. Levine, Assistant General Counsel, Verizon Communications, Inc, Arlington, VA

Sanjay Prasad, Head of Enterprise Software Licensing, Intellectual Ventures,
Redwood City, CA

Willard K. Tom, Morgan Lewis & Bockius LLP, Washington, DC

Richard Wilder, Associate General Counsel for Intellectual Property Policy,
Microsoft Corporation, Redmond, WA

Noon to 1:30 p.m.

Luncheon with Keynote Speaker

The Honorable J. Thomas Rosch

Commissioner, Federal Trade Commission, Washington, DC

1:30 p.m. – 1:45 p.m.

Break

1:45 p.m. – 3:00 p.m.

Standard Setting: Challenges and Solutions

- Ramifications of Rambus
- Ramifications of Qualcomm
- Models for disclosure obligations and enforcement

Moderator:

Elizabeth L. Grayer, Cravath Swaine & Moore LLP, New York, NY

Speakers:

Gilad Y. Ohana, Wilmer Cutler Pickering Hale and Dorr LLP, Palo Alto, CA

Carl Shapiro, University of California at Berkeley, Berkeley, CA

Richard S. Taffet, Bingham McCutchen LLP, New York, NY

Daniel M. Wall, Latham & Watkins LLP, San Francisco, CA

3:15 p.m. – 4:30 p.m.

Divergent Attitudes Toward the IP/Antitrust Interface in the EU/US

- Single firm conduct
- Mergers
- Licensing
- Pros and cons of enforcement diversity

Moderator:

Christine Wilson, O’Melveny & Myers LLP, Washington, DC

Speakers:

Hanno F. Kaiser, Latham & Watkins LLP, San Francisco, CA

Janusz A. Ordovery, New York University, New York, NY

James S. Venit, Skadden Arps Slate Meagher & Flom LLP, Brussels, Belgium

4:30 p.m. – 6:00 p.m.

Reception

Friday, February 6, 2009

8:15 a.m. – 8:45 a.m.

Registration and Continental Breakfast

8:45 a.m. – 9:00 a.m.

Opening Remarks

9:00 a.m. – 10:15 a.m.

Market Definition and Market Power in Technology Markets

- Defining markets in evolving technologies
- Attribution of market power to new entrants
- Protection of IP rights and “lock-in” theories
- The role of substitutability analysis

Moderator:

Alfred C. Pfeiffer, Jr., Latham & Watkins LLP, San Francisco, CA

Speakers:

Lauren S. Albert, Axinn Veltrop & Harkrider, New York, NY

Jonathan B. Baker, American University Washington College of Law, Washington, DC

Maxwell Blecher, Blecher & Collins, Los Angeles, CA

Michelle M. Burtis, Cornerstone Research, Washington, DC

10:15 a.m. – 10:30 a.m.

Break

10:30 a.m. – 11:45 a.m.

New Directions in the New Administration

Moderator:

Melanie Sabo, Assistant Director, Anticompetitive Practices Division,
Federal Trade Commission, Washington, DC

Speakers:

Roxane C. Busey, Baker & McKenzie LLP, Chicago, IL

Susan A. Creighton, Wilson Sonsini Goodrich & Rosati PC, Washington, DC

William J. Kolasky, Jr., Wilmer Cutler Pickering Hale and Dorr LLP, Washington, DC

A. Douglas Melamed, Wilmer Cutler Pickering Hale and Dorr LLP, Washington, DC