



Graduate
Intellectual
Property
Program
Course
Descriptions

CONTACT INFORMATION

www.cooley.edu/llm

E-mail: LLM@cooley.edu

(517) 371-5140, ext. 2849

Professor Gerald Tschura

Director

Graduate Intellectual Property Program

tschurag@cooley.edu

(248) 370-3622

Professor David Berry

Assistant Director

Graduate Intellectual Property Program

berryd@cooley.edu

(248) 370-3623

GRADUATE PROGRAM IN INTELLECTUAL PROPERTY LAW
THOMAS M. COOLEY LAW SCHOOL
COURSE DESCRIPTIONS

REQUIRED COURSES

6000 – Copyright Law and Practice (3 cr.):

Examines the historic and modern concepts, principles and scope of United States copyright law. Requirements for copyright protection, formalities of registration, ownership, assignment and licensing as well as other aspects of the practice of copyright law will be explored.

6001 – Licensing of Intellectual Property (3 cr.):

Extensive examination of express and implied licenses, validity and enforcement of license provisions, rights and obligations of parties to license, transfers and assignments of intellectual property and public policy considerations.

6002 – Patent Law (3 cr.):

Thorough coverage of substantive patent law, including standards for patentability, fundamentals of patent validity, acquisition and maintenance of patent rights, as well as the law governing patent infringement and applicable defenses and remedies.

6003 – Trademark & Unfair Competition (3 cr.):

Investigates the statutory and common law framework of trademark and unfair competition law, including creation and protection of trademark rights, trademark registration, infringement, defenses, loss of trademark rights and remedies.

ELECTIVE COURSES

6004 – Advanced Copyright Law (2 cr.):

Survey of advanced issues in copyright law including protecting copyrights on the Internet, the Digital Millennium Copyright Act patent/copyright interface for computer software, “fair use” defense and recent developments in copyright law and policy. Prerequisite: Copyright Law and Practice.

6005 – Advanced Patent Law (2 cr.):

Survey of advanced issues in patent law, interpretation and infringement and examination of major developments and recent decisions by the Court of Appeals for the Federal Circuit. Prerequisite: Patent Law.

6055 – Advanced Seminar in Licensing and Negotiations (1 cr.):

A workshop course designed to provide skills and experience in drafting and negotiating intellectual property license agreements with examples and scenarios from within all of the core areas including patent, trademark and copyright.

6006 – Advanced Trademarks & Unfair Competition Law (2 cr.):

Survey of advanced issues including, protection of product configuration, anti-cybersquatting protection and dispute resolution, dilution, parallel imports and grey market goods, and United States Patent and Trademark Office practice including inter partes cancellation and opposition proceedings. Prerequisite: Trademarks & Unfair Competition.

6007 – Antitrust Law and Misuse of Intellectual Property (2 cr.):

Covers general antitrust and fair trade principles and concerns, the Sherman Act, the Clayton Act and the Federal Trade Commission Act as they relate to acquisition and enforcement of patents, trademarks and copyrights, conspiracy in restraint of trade, predatory pricing and resale price maintenance.

6071 – Art, Cultural Heritage, and the Law (2 cr.):

Covers freedom of expression, copyright, moral rights, architectural works, and preservation of historic structures, museums, art merchants, quality and authenticity of art, title of art, cultural heritage and war, international trade of cultural property, and exploration and appropriation of indigenous culture.

6053 – Biotechnology and Intellectual Property Law (2 cr.):

Examines intellectual property rights in biotechnology research with a particular emphasis on effective strategies for patent protection, management and commercialization.

6008 – Business Franchise Law & Practice (2 cr.):

Thorough examination of the fundamentals of business franchising operations including federal and state statutes and regulations, franchiser and franchisee rights, obligations and limitations.

6072 – Cybercrimes (2 cr.): Explores enforcement of criminal statutes against unlawful activity involving the Internet, computers and other forms of high technology. Examines the legal process required to seize electronic records such as e-mail or web-surfing logs. Considers if there is meaningful privacy in e-commerce. Analyzes Fourth Amendment application to records stored in the online world.

6010 – Directed Study (up to 2 cr.): Provides an opportunity for Master's students to submit a proposal for a directed study project to the Academic Director. Generally requires 15-20 pages of a written project for each credit hour earned.

6075 – Domain Names: Management and Dispute Resolution (1 cr.): Covers obtaining and managing domain names, related intellectual property issues, and resolution of disputes using the UDRP and other methods.

6011 – E-Commerce Law (2 cr.): Survey of legal issues concerning cyberspace, on-line services, internet transactions and activities including free speech, intellectual property infringement, jurisdiction, computer crimes, information security and privacy issues.

6012 – Entertainment and Media Law (2 cr.): Analysis of various intellectual property issues relating to the entertainment, motion picture, music, broadcasting and publishing industries including copyright law, rights of publicity, licensing as well as structure and business practices of the entertainment industry.

6058 – Expert Witnesses and Technical Evidence (2 cr.): Focuses on the preparation, use and effective management of scientific and technical information in the context of intellectual property litigation. Various skills to be developed include expert witness selection, preparation, examination and cross examination as well as competencies in the use of technical, scientific, economic, survey research and other specialized knowledge evidence.

6021 – Externship (up to 4 cr.): Offers students the opportunity to practice intellectual property and/or technology law in a supervised setting. Master's students can complete tasks assigned by their attorney supervisors, with their learning

guided by a Cooley faculty member. Students must apply and be approved for externship placements and all sites must be pre-approved.

6054 – Intellectual Property in China and the Pacific Rim (2 cr.): Intellectual property protection and enforcement is examined in detail under the laws of the Peoples Republic of China as well as Japan and other Asian Pacific countries.

6059 – Intellectual Property in the European Union (2 cr.): Provides a thorough review of commercial, competition and intellectual property law in the European Union necessary for advising clients trading in the member states of the EU.

6060 – Intellectual Property Capital Management and Financing (2 cr.): Provides practice oriented insight into pro-active counseling with respect to intellectual property assets as they relate to capital financing. Topics include IP audits, due diligence investigations and IP valuation.

6061 – Intellectual Property Due Diligence and Risk Management (2 cr.): Practice oriented course on a pro-active approach to avoiding infringement of the intellectual property rights of others and effective enforcement and policing of a clients intellectual property assets. Topics include invention record practice, the keeping of trade secrets, outsider inventor and suggestion problems, patent searching and non-infringement analysis.

6062 – Intellectual Property Under the Bankruptcy Code (1 cr.): Explores the key elements of the bankruptcy process and its effect upon the debtor's intellectual property rights. Topics include executory contract assumption /rejection, termination rights, licensee/licensor rights and bankruptcy considerations in drafting agreements relating to intellectual property.

6063 – International Copyright Law (1 cr.): An in depth review of the provisions, application and procedural aspects of the various international treaties and conventions relating to copyright law including Universal Copyright, Berne Convention, WIPO Copyright Treaty as well as issues concerning comparative international copyright law and policy.

6064 – International Patent Law (2 cr.): An in depth review of the provisions, application and

procedural aspects of the various International treaties and conventions relating to patent law including the Paris Convention, the Patent Cooperation Treaty, as well as the relevant provisions of NAFTA, TRIPS Agreement & GATT.

6065 – International Trademark Law (2 cr.): An in depth review of the provisions, application and procedural aspects of the various international treaties and conventions relating to trademark law including the Paris Convention, Nice Agreement, Madrid Protocol, Trademark Law Treaty and others. Topics will also include issues relating to international trademark law harmonization efforts & the Community Trademark in the European Union.

6073 – IP Enforcement: Cross Border and International Trade Issues (1 cr.): Examines the U.S. statutory and regulatory framework for protecting intellectual property against the importation, exportation and in-transit movement of goods that violate IP. Analyzes the extent of an administrative agency's powers to protect IP at the border and to consider the role of the IP owner in the enforcement system. Compares the authority provided for in the U.S. to the requirements of the World Trade Organization's Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS) and other standards of border protection. Examines the U.S. government's efforts to enhance IP protection at the border through bilateral and regional trade agreements.

6015 – Master's Thesis (2 cr.): Students research & write on a topic selected by the student & approved by the Academic Director.

6018 – Patent Litigation (2 cr.): A practice oriented skills course relating to the enforcement of patent rights, construction of patents, patent infringement, contributory infringement, patent invalidity defenses, unenforceability, practical considerations including jurisdiction, venue, pretrial and trial practice.

6016 – Patent Office Practice I – Patent Prosecution (2 cr.): Covers practice before the U.S. Patent & Trademark Office in detail with particular emphasis on the preparation and prosecution of the patent application, including formal requirements and claim drafting.

6017 – Patent Office Practice II – Advanced Patent Prosecution (2 cr.): Provides extensive instruction designed to enhance skills in claim

drafting and patent prosecution including reissue, reexamination and interference practice.

6115 – Patent Research & Analytics (1 cr.): Provides a look at how patent research and analytics are utilized across many areas of practice including exploring the specifics of performing, understanding, and analyzing patent research.

6019 – Privacy Laws and Rights of Publicity (2 cr.): Course examines the protection of publicity and privacy rights.

6096 - Seminar in Design Patent Law and Other Protection for Industrial & Product Designs (1 cr.): Seminar course dealing with the various aspects of intellectual property law that apply specifically to designs, including trade dress, design patents, and copyright. This course includes topics related to securing and enforcing rights for designs in each of these three areas of the law.

6051 – Taxation of Intellectual Property (2 cr.): Focuses on the tax issues associated with intellectual property transactions (primarily, patents, trademarks, trade secrets, copyrights, and computer software) - acquisition, development, transfer, licensing, use and sale. Highlights related state tax and international tax issues.

6032 – Trade Secrets Law (2 cr.): Course examines various aspects of law relating to trade secrets and proprietary information.

6090 – Trademark Office Practice (2 cr.): Provides students with the fundamental skills necessary to represent clients in transactional trademark matters, including: developing a trademark strategy, trademark searching and clearance, federal trademark registration process and registration and maintenance, inter partes proceedings before the U.S. Patent and Trademark Office and an introduction to foreign trademark registration practice, treaties and protocols.

For more information about Cooley's Graduate Program in Intellectual Property Law, please visit its web site at www.cooley.edu/llm, or contact:

Office of Graduate and Extended Programs
(517) 371-5140, ext. 2703
LLM@cooley.edu