



Bio® IP COUNSELS COMMITTEE CONFERENCE

PROGRAM AGENDA
ARIZONA GRAND RESORT
PHOENIX, ARIZONA
MARCH 25–27, 2009

WEDNESDAY, MARCH 25, 2009

***IP Counsels Committee Retreat &
Working Luncheon***
Palm 3AB

12:00 pm – 5:00 pm

**Open to IP Counsels Committee company members and their representatives only.*

Chair: Thomas Kelley, Patent Counsel, Monsanto Company

Copies of the Agenda for all Committee meetings to be provided onsite.

Meet & Greet Welcome Reception
F1 Race Factory

5:30 pm – 9:00 pm

**Prior RSVP is required and space is limited.*

**Casual dress is recommended and closed toe shoes are required to participate in race.*

We know you can race to the PTO—let's see how you can do on the race track.

Please meet in the Arizona Grand Resort lobby at 5:30 pm for transportation to the F1 Race Factory.

THURSDAY, MARCH 26, 2009

Chairman's Welcome & Breakfast Buffet
Palm 3AB Patio

7:30 am – 8:00 am

Session 1: Developments in Patent Reform
Palm 3AB

8:00 am – 9:45 am

Moderator: Michael Shuster, Partner, Fenwick & West
Q. Todd Dickinson, Executive Director, American Intellectual Property Law Association
Tony Figg, Partner, Rothwell, Figg, Ernst & Manbeck, P.C.

Over the past two years there have been significant initiatives in Congress and the PTO that would fundamentally change patent practice, but not much has happened to date. A panel of experts will discuss recent developments in the patent landscape and discuss the initiatives that will continue in the coming year.

Session 2: Intersection of Patent Law and Food & Drug Law
Palm 3AB

10:00 am – 11:30 am

Moderator: Dr. Narinder S. Banait, Partner, Fenwick & West
Dr. Wayne Montgomery, IP Consultant
Steven H. Sklar, Member, Leydig, Voit & Mayer, Ltd.
Stuart L. Watt, Vice President, Law & Intellectual Property Officer, AmgenInc.

This panel will discuss recent developments in Hatch-Waxman law such as declaratory judgment actions, safe-harbor and antitrust implications of litigation settlement. The panel will also discuss the implication of the emerging scheme for follow-on biologics on patent practice.

Luncheon and Guest Speaker
Palm 3AB Patio

12:00 pm – 1:30 pm

"Opportunities and Challenges for the Biotech Industry in the Obama Administration"
The Honorable James C. Greenwood
President & CEO, Biotechnology Industry Organization

Session 3:
In re Bilski: Implications for the Life Sciences Industry
Palm 3AB

1:45 pm – 3:45 pm

Moderator: Don Ware, Partner, Foley Hoag LLP
Scott Brown, Vice President, General Counsel and Global Head of NIBR Patents of
Novartis Institutes for BioMedical Research

Barbara Fiacco, Partner, Foley Hoag LLP
Dr. Denise Kettelberger, Special Counsel, Faegre & Benson

This panel will focus on the meaning and implications of the *Bilski* decision for subject-matter eligibility of biotech inventions. The panelists will review the arguments presented to the Federal Circuit in several pending biotech cases. The implications of the *Bilski* test for patenting diagnostic methods, therapeutic methods, and other biotechnology inventions will be considered, and the panel and attendees will discuss business and legal strategies going forward.

Chili Cook-off Contest & Dinner
Rustler's Rooste Western Steakhouse
**Open to registered attendees only.*
**Prior RSVP is required.*
**Casual dress is recommended.*



5:45 pm – 9:00 pm

Join us at Rustler's Rooste to network with a team of colleagues while competing to create the most delicious chili...prizes will be awarded for the top chili creation. Celebrate your chili prowess with a delicious southwestern dinner immediately following the competition.

Please meet in the Arizona Grand Resort lobby at 5:45 pm for transportation to the Rustler's Rooste Western Steakhouse for the reception and dinner.

Dinner Sponsored by
McKool Smith, P.C.

FRIDAY, MARCH 27, 2009

Continental Breakfast
Palm 3AB Patio

7:30 am – 8:30am

IP Counsels Committee Business Meeting
Palm 2

8:00 am – 9:45 am

**Open to IP Counsels Committee company members and their representatives only.*

Chair: Thomas Kelley, Patent Counsel, Monsanto Company

Copies of the Agenda for all Committee meetings to be provided onsite.

Session 4:
Recent Developments in Patent Law throughout the World
Palm 3AB

10:00 am – 11:30 am

An overview of patent laws around the world, including the Chinese patent law amendments, the WARF decision in Europe, and updates in Indian and South African patent law.

Moderator: *Tom Kelley, Patent Counsel, Monsanto*

Dr. Suhas Kulkarni, Examiner of Patents & Designs, Patent Office, India, Ministry of Commerce & Industry

Bert Oosting, Partner, Lovells

Jon Santamauro, Counsel, Sidley Austin

McLean Sibanda, Partner, Sibanda & Zantwijk

Session 5:

12:00 pm – 2:00pm

Working Luncheon

Inequitable Conduct and Practitioner Ethics for In-House Counsel

Palm 3AB Patio

Recent inequitable conduct case-law has raised significant interest in an update and refresher of practitioner ethics as they apply to in-house counsel. This session will update attendees on the Office of Enrollment and Discipline's recent initiatives in this area. Specifically, in the areas of information disclosure statements, annual fee for registered practitioners, continuing practitioner education, as well as other obligations that in-house practitioners, who often work without the support of outside counsel, may not be aware of.

Moderator: *Richard Shear, Partner, Thompson Coburn LLP*

Steven Ritchey, Partner, Thompson Coburn LLP