



CENTER FOR INTELLECTUAL PROPERTY RESEARCH

Fall 2017: Courses in IP and Related Fields

Indiana University Maurer School of Law
Center for Intellectual Property Research

Core IP Courses

B662 – [Copyright Law](#) – Leaffer

B743 – [Patent Law](#) – Janis

B751 – [Intellectual Property Survey](#) – Leaffer

Elective IP Courses, Seminars, Clinics and Externships

B528 – IP Appellate Advocacy – (For IP Moot Court Members) (fulfills skills requirement)

B551 – Intellectual Property Externship – Janis (fulfills skills requirement)

B572 – [Intellectual Property Clinic](#) – Hedges (fulfills skills requirement)

B561 – [Entrepreneurship Law Clinic](#) – Need (fulfills skills requirement)

B726 – [Intellectual Property Antitrust](#) – Knebel

B590 – [Entertainment Law](#) – Meitus

L730 – [IP Seminar](#) – Janis (fulfills writing requirement)



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Descriptions

Copyright Law (Leaffer)

This course provides an introduction to federal copyright law, beginning with a historical overview and leading to current day developments. Matters to be covered include the nature of protected subject matter, the idea-expression dichotomy, duration, the bundle of rights conferred by copyright, joint works, works made for hire, fair use, and remedies for infringement. Special attention will be paid to technological developments affecting copyright, including issues related to computer software and the Internet.

Updated 3/17

Patent Law (Janis)

Why do we give inventors the right to exclude others from making, using, or selling the inventions that they introduce into the world? Is the patent regime performing the purpose laid out for it in the Constitution, namely to “promote the Progress of ... Useful Arts”? How are patent rights structured to speed the delivery of new medicines, computers, and mousetraps to eager consumers? With an emphasis on these questions, this class surveys United States patent law as codified in Title 35 of the United States Code and as interpreted by the Federal Circuit Court of Appeals and the Patent and Trademark Office. The structure follows the basic steps of a patent infringement suit, addressing claim construction, claim validity, infringement, defenses and remedies.

Intellectual Property Survey (Leaffer)

This course provides a broad overview of intellectual property law, one of the fastest growing areas of the law and one that has become relevant to virtually all areas of modern legal practice. The course is designed for students who do not necessarily intend to specialize in intellectual property, and does not require any background in technology. The course considers patent, trademark, copyright law and related bodies of state law, such as trade secret and the right of publicity. Patents protect technological information (inventive products and processes); copyrights cover expressive information (art, literature, music, computer software); trademarks encompass symbolic information (brand names, and other identifying symbols). Students who complete the course may wish to enroll in other upper-level intellectual property courses that we offer here, although this course is not a prerequisite for those courses.

Updated 3/17



CENTER FOR INTELLECTUAL PROPERTY RESEARCH

Intellectual Property Clinic (Hedges)

The IP Clinic provides students the opportunity to work directly with clients on actual intellectual property law matters (e.g. patent, trademark, and copyright applications, interaction with the United States Patent & Trademark Office (USPTO), licenses, due diligence, and non-infringement and/or invalidity opinions). Students interested in IP law and advising individuals, start-ups, and small business are candidates for the Clinic. Because the Clinic is certified by the USPTO, students are eligible to receive temporary registration to practice before the USPTO. The Clinic is organized much like a law firm, with students working with other students and adjunct professors under the supervision of the Clinic Director. Students meet with the Director to review project status and to discuss experiences and concerns and attend at least a two-hour class each week. Students elect to participate in either (1) the patent section of the Clinic; (2) the non-patent section of the Clinic (trademark and other non-patent IP matters); or (3) both sections. Class sessions survey practical IP legal issues, including ethics, ownership, protection strategies, infringement avoidance, and client counseling.

Enrollment in the Clinic is limited, so students must submit a resume and an interest statement to the Director to obtain permission to enroll. Strongly suggested prerequisites or co-requisites include at least one of Patent Law, Trademark Law, or Survey of IP or equivalent experience. 3-4 credits, professional skills.

Updated 3/17

Entrepreneurship Law Clinic (Need)

The Elmore Entrepreneurship Law Clinic is designed to provide students the unique opportunity to work on actual business formation, planning, and strategy issues in a multidisciplinary setting. Students interested in transactional law practice, advising entrepreneurs, or becoming entrepreneurs are typical candidates for participation in the Clinic. The Clinic operates much like a small law firm, with Clinic interns working under the supervision of the Clinic Director, providing legal and business consulting to a variety of early stage companies. Client projects vary widely, but frequently include advising clients on appropriate business form; drafting necessary formation documents; obtaining permits and licenses; negotiating contracts and leases; and providing business planning advice. Students frequently have opportunities to review and provide feedback on business plans of actual startups.

Clinic interns meet with the Director in groups or individually to review project status and to discuss experiences and concerns. Clinic interns also attend a two-hour class each week. The course surveys typical legal issues affecting entrepreneurial enterprises, including choice of



CENTER FOR INTELLECTUAL PROPERTY RESEARCH

entity issues; ownership and governance issues; employment issues; operational liabilities and insurance issues; financing issues; and employment issues.

Strongly suggested prerequisites for participation in the Clinic include Corporations, Corporate Taxation, and Business Planning, or equivalent preparations as determined by the Director. Per Indiana Supreme Court Rules, students participating in the Clinic must also have completed or be enrolled in a Professional Responsibility course. 3Ls or 4th-year JD/MBAs only.

Enrollment in the clinic is limited, so students must, at or prior to enrollment, submit a current resume and a brief statement of interest to the Director by email in order to obtain permission to participate, and proceed to enroll in the course while awaiting approval.

Updated 3/17

Intellectual Property Antitrust (Knebel)

This course will focus on the interplay between the antitrust laws and laws protecting intellectual property such as inventions, works of authorship and trademarks. Although both sets of laws are ultimately intended to make our economy more innovative and productive, their distinct ways of accomplishing that objective often seem to put them at odds with each other and courts are routinely called upon to resolve those conflicts. In the process of looking at these conflicts and their resolution, the course will provide an understanding of basic antitrust principles that may be sufficient for students not intending to concentrate in that area.

No previous exposure to antitrust is expected or required. It is recommended that students have taken at least one intellectual property course, or be concurrently enrolled in one.

Updated 3/17

Entertainment Law (Meitus)

Entertainment law has been a respected area of legal practice for decades dealing with representation of both creative talent and entertainment business interests. Entertainment law has most notably been at the forefront of popular culture as forms of media distribution have moved to the Internet in digital forms and questions about monopolistic practices of the increasingly small number of media conglomerates. This course will provide students with the opportunity to develop both a practical understanding of representing creative and business interests in the fields of music, film & television and literary publishing and a theoretical understanding of the broader IP and constitutional issues at stake with regard to control of creative media.

Either of the courses Survey of Intellectual Property Law or Copyright Law are recommended to be taken either prior to or concurrently with Entertainment Law (but are not required). The



CENTER FOR INTELLECTUAL PROPERTY RESEARCH

subject matter of Entertainment Law, though drawing on copyright law to some extent, does not significantly overlap with any other course to an extent that would preempt students from taking both.

Updated 3/17

Seminar in Intellectual Property (Janis)

In this seminar, we will study how patent, trademark, copyright, and other IP regimes can be brought to bear on the difficult problem of protecting visual design. “Visual design,” for our purposes, includes a wide range of subject matter – such as the shape of a FERRARI chassis; the appearance of the graphical user interface on a WINDOWS tablet; the packaging that Apple uses for its IPHONE; sculpture; fashion design, and so on. In addition to reading cases and other primary materials, we will hear from five or six intellectual property law scholars and lawyers who will visit campus to present works-in-progress that pertain to the topic. Students will also select a topic within this general area and will prepare a seminar paper. Grades will be based on the paper and on class participation. Concurrent or prior enrollment in an intellectual property law class is strongly advised.