

HOUSTON INTELLECTUAL PROPERTY LAW ASSOCIATION

AND

UNIVERSITY of **HOUSTON** | LAW CENTER

Institute for Intellectual Property & Information Law

# 38th Annual

## Fall Institute on Intellectual Property Law

SEPTEMBER 29 – OCTOBER 1, 2022

MOODY GARDENS HOTEL  
GALVESTON, TEXAS

### Highlights

Choice of Venue in Texas

Copyright Claims Board

Federal Circuit Patent Law –  
a Year in Review

IP Issues in the Metaverse

PTAB Update

Unitary Patent and  
Unitary Patent Court

### Moody Gardens Hotel

GALVESTON, TEXAS

APPROVED BY  
**THE STATE BAR OF TEXAS**  
14.75 Hours Participatory CLE,  
Including 3 Hours Ethics

### Featuring

#### KEYNOTE SPEAKER

Derrick Brent  
*U.S. Patent and Trademark Office*

#### DIVERSITY SPEAKERS

Joanna Nathan, *Prana Thoracic*;  
Hope Shimabuku, *U.S. Patent and Trademark Office*;  
and Tiffany L. Williams, *Diversity Fund Houston*

#### JUDICIAL PANEL - U.S. DISTRICT COURT

Hon. Derek Gilliland  
*Western District of Texas*

Hon. Sam S. Sheldon  
*Southern District of Texas*

Hon. Michael J. Truncale  
*Eastern District of Texas*

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*Immediate Past President*

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Paul Janicke, *Professor of Law*

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Sapna Kumar, *John Mixon Chair in Law*  
Andrew Michaels, *Assistant Professor of Law*  
Greg R. Vetter, *HIPLA Professor of Law*

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## PROGRAM ADMINISTRATION

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Leisa Talbert Peschel  
*Jackson Walker LLP*  
*Chair*

Professor Greg R. Vetter  
*University of Houston Law Center*  
*Vice-Chair*

Sindee Bielamowicz  
*University of Houston Law Center*  
*Program Coordinator*

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## PROGRAM SELECTION COMMITTEE MEMBERS

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Sharon Israel  
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Chris McKeon

Paul Morico  
Karthika Perumal  
Matt Prater  
Tammy Pennington Rhodes  
Tom Rooney  
Jason Sander  
Jennifer Sickler

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LYONDELLBASELL  
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SOUTHERN DISTRICT OF TEXAS  
*Houston, Texas*

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U.S. PATENT AND TRADEMARK OFFICE  
*Dallas, Texas*

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CADWELL CLONTS  
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*Houston, Texas*

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ASCEND PERFORMANCE MATERIALS  
*Houston, Texas*

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EASTERN DISTRICT OF TEXAS  
*Beaumont, Texas*

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HOUSTON INTELLECTUAL PROPERTY LAW ASSOCIATION AND UNIVERSITY OF HOUSTON LAW CENTER'S  
38TH ANNUAL FALL INSTITUTE ON INTELLECTUAL PROPERTY LAW  
SEPTEMBER 29 – OCTOBER 1, 2022

## THURSDAY, SEPTEMBER 29

**12:00 p.m. – 1:00 p.m.**  
**REGISTRATION**

**SPONSORED BY:**  
Jackson Walker LLP

**Moderator:**  
Alison Ibendahl

**1:00 p.m. – 1:15 p.m.**  
**OPENING REMARKS**  
Leisa Talbert Peschel

**1:15 p.m. – 2:00 p.m.**  
**NEGOTIATION: THE BOUNDARIES OF ETHICS AND PROFESSIONALISM (ETHICS – 0.75 HOURS)**  
Dick Schwartz

**2:00 p.m. – 2:45 p.m.**  
**TRADEMARK LAW UPDATE**  
David Armendariz

**2:45 p.m. – 3:00 p.m.**  
**BREAK**  
**SPONSORED BY:**  
Saunders McKeon PLLC

**3:00 p.m. – 3:45 p.m.**  
**PTAB UPDATES (CO-PENDING PROCEEDINGS)**  
Joe Beauchamp  
George Jordan

**3:45 p.m. – 4:30 p.m.**  
**LITIGATION FUNDING IN IP CASES (ETHICS – 0.25 HOURS)**  
Hector Chavez  
Michelle Eber

**4:30 p.m. – 5:00 p.m.**  
**COPYRIGHT CLAIMS BOARD**  
Whitney Levandusky

**5:00 p.m. – 5:30 p.m.**  
**CHOICE OF VENUE IN TEXAS**  
Kevin Cadwell  
Lisa Thomas

**5:30 p.m.**  
**CLOSING REMARKS**  
Leisa Talbert Peschel

**6:00 p.m. – 7:00 p.m.**  
**RECEPTION**  
Moody Gardens Hotel

**SPONSORED BY:**  
StoneTurn

## FRIDAY MORNING, SEPTEMBER 30

**Moderator:**  
Jonathan Hernandez

**7:30 a.m. – 9:00 a.m.**  
**DIVERSITY BREAKFAST**  
**SPONSORED BY:**  
Greenberg Traurig, LLP

**8:00 a.m. – 8:45 a.m.**  
**DIVERSITY PRESENTATION INCREASING EQUITY AND INCLUSIVENESS IN THE INNOVATION ECOSYSTEM**  
Joanna Nathan  
Hope Shimabuku  
Tiffany L. Williams  
Karthika Perumal, Moderator

*Promoted by ChIPs, HIPLA, and IPIL*

**8:45 a.m. – 9:00 a.m.**  
**OPENING REMARKS**  
Leisa Talbert Peschel

**9:00 a.m. – 9:30 a.m.**  
**UNITARY PATENT AND UNITARY PATENT COURT**  
Craig Watson

**9:30 a.m. – 10:15 a.m.**  
**FEDERAL CIRCUIT PATENT LAW: A YEAR IN REVIEW PART 1 (ETHICS – 0.25 HOURS)**  
Pete Peterson

**10:15 a.m. – 10:30 a.m.**  
**BREAK**  
**SPONSORED BY:**  
Shook, Hardy & Bacon L.L.P.

**10:30 a.m. – 11:15 a.m.**  
**FEDERAL CIRCUIT PATENT LAW: A YEAR IN REVIEW PART 2 (ETHICS – 0.25 HOURS)**  
Pete Peterson

**11:15 a.m. – 11:45 a.m.**  
**COPYRIGHT LAW UPDATE**  
Professor Tim McFarlin

**12:00 p.m. – 1:00 p.m.**  
**KEYNOTE LUNCHEON**  
Derrick Brent  
Hope Shimabuku, Moderator  
U.S. PATENT AND TRADEMARK OFFICE

**SPONSORED BY:**  
Womble Bond Dickinson (US) LLP

## FRIDAY AFTERNOON, SEPTEMBER 30

**Moderator:**  
Divya Kannegenti

**1:00 p.m. – 1:15 p.m.**  
**AFTERNOON ANNOUNCEMENTS**  
Leisa Talbert Peschel

**1:15 p.m. – 2:15 p.m.**  
**JUDICIAL PANEL (ETHICS – 0.25 HOURS)**  
Hon. Derek Gilliland  
Hon. Sam S. Sheldon  
Hon. Michael J. Truncale  
Sharon Israel, Moderator

**2:15 p.m. – 3:00 p.m.**  
**PROSECUTOR/LITIGATOR INEQUITABLE CONDUCT (ETHICS – 0.25 HOURS)**  
Carlyn Burton  
Chris McKeon

**3:00 p.m. – 3:15 p.m.**  
**BREAK**  
**SPONSORED BY:**  
Osha Bergman Watanabe & Burton LLP

**3:15 p.m. – 4:15 p.m.**  
**LEVERAGING IP KNOWLEDGE IN OTHER CAREER ROLES**  
Katherine Jackson  
Diane Kilpatrick-Lee  
Jared Tong  
Jason Sander, Moderator

**4:15 p.m. – 5:00 p.m.**  
**GEOPOLITICAL STRATEGIES FOR PORTFOLIO MANAGEMENT**  
Sparkle Ellison  
Tom Rooney  
Melody van Denzen

**5:00 p.m. – 5:30 p.m.**  
**IP ISSUES IN THE METAVERSE**  
Rodney Miller  
Shayne O'Reilly

**5:30 p.m.**  
**CLOSING REMARKS**  
Leisa Talbert Peschel

**6:00 p.m.**  
**WINE TASTING**

**SPONSORED BY:**  
Chevron  
Legal Advantage

## SATURDAY, OCTOBER 1

**Moderator:**  
Jorge Lozano

**7:30 a.m. – 8:30 a.m.**  
**CONTINENTAL BREAKFAST**

**SPONSORED BY:**  
Eubanks PLLC

**8:45 a.m. – 9:00 a.m.**  
**OPENING REMARKS**  
Leisa Talbert Peschel

**9:00 a.m. – 9:30 a.m.**  
**SUPREME COURT UPDATE**  
George Webb

**9:30 a.m. – 10:00 a.m.**  
**ETHICS OF RULE 408 AND SETTLEMENT NEGOTIATIONS (ETHICS – 0.5 HOURS)**  
Jayne Piana

**10:00 a.m. – 10:15 a.m.**  
**BREAK**

**SPONSORED BY:**  
Boulware & Valoir PLLC

**10:15 a.m. – 11:15 a.m.**  
**101 & 112 ISSUES IN PATENT PROTECTION**  
Karthika Perumal  
Cesar Udave

**11:15 a.m. – 12:00 p.m.**  
**CO-REPRESENTATION OF THE INDIVIDUAL AND THE COMPANY IN TRADE SECRET LITIGATION (ETHICS – 0.5 HOURS)**  
Liz Flannery  
Paul Morico

**12:00 p.m.**  
**CLOSING REMARKS**  
Leisa Talbert Peschel

# SPECIAL EVENTS

## THURSDAY, SEPTEMBER 29, 2022

**6:00 p.m. – Reception:** Mingle with fellow Fall Institute attendees over drinks and heavy appetizers at the Moody Gardens Hotel. Reception sponsored by StoneTurn.

## FRIDAY, SEPTEMBER 30, 2022

**9:00 a.m. – Diversity Speakers:** Joanna Nathan, Hope Shimabuku, and Tiffany L. Williams will be presenting *Increasing Equity and Inclusiveness in the Innovation Ecosystem*.

**12:00 p.m. – Keynote Speaker:** Derrick Brent with the U.S. Patent and Trademark Office

**6:00 p.m. – Wine, Cheese, and Chocolate:** Julie Dalton is an Advanced Sommelier through the Court of Master Sommeliers and works with the Wine Spectator Grand Award-winning wine list at Mastro's Steakhouse in Houston, TX.

For more information and details of events, please visit: [law.uh.edu/jpil/hiplalPinstitute/](http://law.uh.edu/jpil/hiplalPinstitute/)

## LOCATION

The **Moody Gardens Hotel** is located in Galveston, Texas, on Hope Boulevard.

From Houston, take I-45 South and exit at 61st Street. Turn right on 61st Street and again on Stewart Road. From Stewart Road, stay in the right lane to go onto Jones Road. Turn right onto Hope Boulevard. The hotel will be on your right.

Telephone numbers: **888.388.8484** or **409.741.8484**

## HOTEL INFORMATION

A block of rooms has been reserved at special conference rates. Make your reservation directly with the Moody Gardens Hotel by phone at **888.388.8484**.

The deadline for making your reservation to guarantee a room at the special rate is September 7, 2022. After this date, reservations are made on a space-available basis only.

### The Moody Gardens Hotel

wants your experience to be  
*Clean, Safe, and Fun!*

For the hotel COVID-19 guidelines,  
please click [here](#).

### Moody Gardens Hotel

7 Hope Boulevard  
Galveston Island, Texas 77554

**888.388.8484**

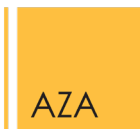
Single:	\$165/night
Double:	\$165/night
Triple:	\$165/night
Quad:	\$165/night
Junior Suite:	\$310/night

Any cancellations must be received at least 48 hours prior to arrival date.

All requests are subject to availability.

Reservations will be considered tentative unless guaranteed by the first night's deposit or major credit card.

## SPONSORS



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VALIDITY



## PROGRAM MATERIALS

Program materials will be provided in an electronic format via the web and smart phone software application *Whova*.

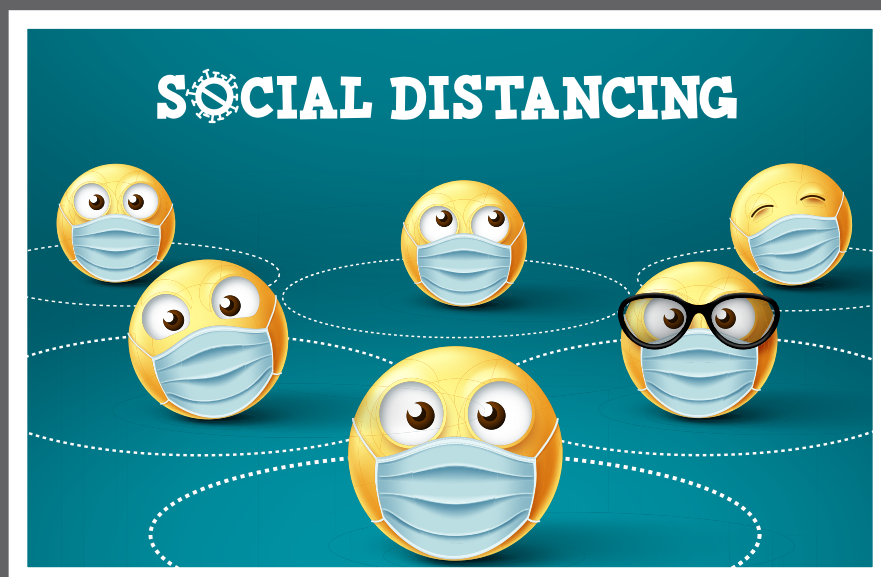
## REFUNDS

Refunds will be made only if they are requested in writing no later than **September 8, 2022**.

## MINIMUM CONTINUING LEGAL EDUCATION

This program has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas for 14.75 hours, including 3 hours of ethics credit.

**Ensuring your safety!**



## QUESTIONS?

If you have any questions about the program, please call the UH Law Center's Institute for Intellectual Property & Information Law at **713.743.2180** or send email to **[IPIL@UH.EDU](mailto:IPIL@UH.EDU)**.

# REGISTRATION INFORMATION

Please register for the 38th ANNUAL FALL INSTITUTE ON INTELLECTUAL PROPERTY LAW, in-person attendance only.

## Registration costs are:

### REGISTRATIONS FEES:

- Government or in-house HIPLA members - **\$550**
- Non-HIPLA members - **\$800**
- Student limited registration - **\$55**

### HIPLA MEMBERS:

- Early Registration (By September 15) - **\$650**
- Late Registration (After September 15) - **\$750**

### COURSE MATERIALS:

- Course materials without conference registration - **\$305**

### Meal costs are:

- Friday Diversity Breakfast - **\$0**
- Friday Keynote Luncheon - **\$0**
- Friday Wine Tasting - **\$75 x \_\_\_\_\_ = \$ \_\_\_\_\_**

**Total Amount Due \$ \_\_\_\_\_**

Name ..... Firm .....

Address ..... City ..... State ..... ZIP .....

Phone ..... Fax .....

Email ..... Bar Card No. ....

**Registering online?** Contact us at [www.hipla.org](http://www.hipla.org)

**Registering by mail?** Please return this form, including credit card information below, (no checks please) to:

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**Institute for Intellectual Property & Information Law**  
4170 Martin Luther King Blvd  
Houston, Texas 77204-6060

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