Managing Intellectual Property in Bankruptcy

Description: This seminar provides a thorough overview of the rights and risks of licensors and licensees that are subject to bankruptcy proceedings. Insight into how various intellectual asset classes—patents, trademarks, copyrights and trade secrets—are affected by bankruptcy filings is provided.

Among the issues discussed during this webinar are:

- Why might the value of patents decline when the patent holder files for bankruptcy protection?
- What is an executory contract? What is the significance of executory contracts in the context of bankruptcy proceedings?
- What are the consequences for a licensee if a bankrupt licensor rejects the license?
- What must a licensee do if he wishes to practice patents from a bankrupt licensor that has rejected the license?
- What are the risks for a licensor in terms of licensees assigning licenses to competitors of the licensor?
- How is the bankruptcy auction process determined?
- What priority will infringement damages awards against infringers have when the infringer is in bankruptcy?
- How are patent re-exams and post-grant oppositions affected by bankruptcy filings?
- Can insolvency be a legitimate reason for license termination?
- To what degree are trademark licenses assignable when licensees are in bankruptcy?
- How can trade secrets be preserved when disclosure is necessary in the context of a bankruptcy proceeding?

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