

美國及台灣智慧財產權研討會

2012 Perkins Coie on Intellectual Property(IP) Law at Hsinchu Science Park

國立交通大學 創新育成中心

Innovation Incubation Center of National Chiao Tung University

常在國際法律事務所

Tsar & Tsai Law Firm

博欽律師事務所

Perkins Coie LLP

博欽外國法事務所律師事務所

Perkins Coie Foreign Legal Affairs Attorneys at Law

Perkins Coie Foreign
Legal Affairs
attorneys at law

美國專利衝突的戰略與戰術：專利訴訟的管理、運作以及專利智慧財產系統的規劃與建立

Strategies and Tactics in Managing U.S. Patent Disputes and Building Patent Portfolios



民國 101 年 3 月 20 日，星期二，下午 1 點至 5 點 30 分
TUESDAY, 20 MARCH 2012 – HSINCHU (1PM – 5:30 PM)

矽導竹科研發中心

SI-SOFT RESEARCH CENTER

30078 新竹科學工業園區力行一路 1 號

NO. 1, LI-HSIN 1ST ROAD, HSINCHU SCIENCE PARK 30078,
HSINCHU, TAIWAN

Taiwanese technology companies face the constant threat of patent litigation in U.S., and must develop or refine their intellectual property strategies with battle-proven and cost-effective best practices. Perkins Coie LLP and Asia Pacific Intellectual Property Association (APIPA) are pleased to continue our successful joint effort in a prior full-house Hsinchu symposium in October of 2011 by co-hosting a follow-up symposium to discuss some key issues on practice pointers and best practices for Taiwanese companies in strategically building patent portfolios and effectively managing patent litigations in U.S.:

- Building Your Patent Portfolio Cost-Effectively and Strategically
- Recovering Attorney Fees in Patent Litigation
- Recent Amendment of Patent Act in Taiwan
- Patent Litigation Case Management: How to Achieve Success Cost-Effectively

For register, please email: SeminarHC@tsartsai.com.tw. For more information, please contact David Tsai (蔡進昌) at Tel: +1-415-344-7068; DTsai@perkinscoie.com; Silvia Lee (李淑英) at Tel: 02-8101-2031 Ext. 6702; SilviaLee@perkinscoie.com; or Vicky Pan (潘珮怡) at Tel: 03-563-3999 Ext. 561; SeminarHC@tsartsai.com.tw.

聯合主辦

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Legal Affairs
attorneys at law



研討會的主題與安排

Topics & Schedule



1:00 – 1:30 PM

報到/茶點 REGISTRATION/LIGHT REFRESHMENTS

1:30 – 1:45 PM

開場歡迎詞 WELCOMING REMARKS BY CO-SPONSORS

- PERKINS COIE
- TSAR & TASI
- NATIONAL CHIAO TUNG UNIVERSITY

1:45 – 2:15 PM

戰略性的建立專利智慧財產系統：進守兼顧

BUILDING YOUR PATENT PORTFOLIO BASED ON OFFENSIVE AND DEFENSIVE CONSIDERATIONS

- Benefits in having a robust patent portfolio
- Strategies for obtaining patents
- Patent portfolio value

Presented by Eric Wesenberg and Perkins Coie Panel

2:15 – 2:45 PM

美國專利訴訟的運作：如何有效地從對方爭取與拿到律師費用

RECOVERING ATTORNEY FEES IN PATENT LITIGATION

- Historical survey and recent case law related to fee recovery for prevailing defendants
- How to position yourself for potential fee recovery?

Presented by David Tsai and Perkins Coie Panel

2:45 – 3:00 PM

休息/茶點 BREAK/LIGHT SNACKS

3:00 – 3:50 PM

台灣專利法修正近況

RECENT AMENDMENT OF PATENT ACT IN TAIWAN

2011年11月29日，立法院三讀通過專利法修正（2011年12月21日總統公布），施行日期由行政院另定。本次修正範圍廣泛，共計修正159條（修正108條，新增36條，刪除15條），大幅改變我國專利制度。為使各界充分瞭解及適應修正後之制度運作，修正案施行日期將由行政院另定之。本場次主講人將概述專利法修正重點，期使與會者對本次修正規定有初步認識。

On November 29, 2011, the Legislative Yuan passed the amendment to the Patent Act (which was officially announced on December 21, 2011), with its effective implementation date to be further set by the Executive Yuan. The Patent Act is amended comprehensively this time, where the scope of the amendments covers a total of 159 articles (108 amended, 36 added and 15 deleted); and it makes significant changes to the Taiwan patent system. To enable all affected sectors to better understand, equip themselves and adapt to the new/amended system, the date on which this Act shall take effect will be further decided by the Executive Yuan. The speaker will introduce the highlights of the Patent Act Amendments hoping to make the participants having a general understanding of it.

Presented by Josh Fan and Tsar & Tsai Panel

3:50 – 4:20 PM

美國專利衝突：如何管理專利訴訟的運作及有效地控制訴訟費用

PATENT LITIGATION CASE MANAGEMENT: SETTING GOALS IN COMPLEX PROCEDURES, STRATEGICALLY BALANCING DIFFERENT RISKS, AND EFFECTIVELY MANAGING COSTS

- How to align litigation and business goals?
- How to minimize discovery cost
- How to take advantage of multiple-defendant cases?

Presented by John P. Schnurer, Jack Ko and Perkins Coie Panel

4:20 – 4:30 PM

問題與探討/分享交流 Q&A WITH ALL SPEAKERS/ SHARING WITH ATTENDEES

4:30 – 5:30 PM

簡易自助餐 Buffet

About the Speakers



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Eric L. Wesenberg (艾瑞克), a partner with the firm's Patent Litigation group, devotes his practice to complex patent disputes, covering a broad spectrum of technologies. He practices primarily before federal courts at both the trial and appellate levels. He has extensive experience arguing before the Federal Circuit Court of Appeals and has appeared in U.S. International Trade Commission (ITC) proceedings relating to Section 337 claims, patent disputes and anti-trust challenges. He has also represented clients in trademark, trade secret, copyright and unfair competition disputes.

Eric has participated in more than thirty CAFC appeals relating to patents, arguing more than a third of those. Among these appeals, he has prevailed in arguing as an appellee, appellant and mandamus petitioner. Eric also argued to the CAFC en banc court in one of the most consequential patent/antitrust cases of 2010. Issues he has argued on appeal to the CAFC include: claim construction, anti-trust issues, patent misuse, patent invalidity and infringement, res judicata, statutory construction underlying mandamus petition, patent pooling issues, standards compliance, preliminary injunctions and a variety of jurisdictional issues. He is a member of a variety of Federal Circuit and appellate bar associations and has spoken on a variety of appeals issues. Eric is co-chair of Perkins Coie's CAFC Appellate Group.

In 2005 Eric opened Orrick Herrington & Sutcliffe's Taipei Office and managed it until he moved to Perkins Coie in 2011. Since 2002, Eric has continuously represented Taiwanese companies in patent disputes in the U.S. He recently represented Acer Inc., Nanya Technology and Powerchip in their successful Federal Circuit appeal against Tesser Inc. and has a number of other ongoing representations for Taiwan corporations.

Josh Fan is a partner with Tsar & Tsai Law Firm and joined the firm in 2006. Prior to joining Tsar & Tsai, Josh was a judicial officer for more than 15 years. He served as the prosecutor of Hsin-Chu District Court (1991-1997) and Shih-Lin District Court (1997-1998), a judge in Taipei District Court (1998-2000), the presiding judge in Taoyuan District Court (2000-2001) and a judge in the Taiwan High Court (2001-2006). Having served as a prosecutor and a judge, Josh brought to private practice his rich experience in handling criminal cases and white-collar crime.

After joining Tsar & Tsai, Josh has handled several high profile intellectual property infringement and securities cases, including defending several publicly traded companies against charges of violating the Securities and Exchange Law.

While serving as a judicial officer, Josh was actively involved in the Ministry of Justice's efforts to amend the Criminal Law and Criminal Procedure Law. He frequently gives speeches and lectures by the invitation of various government agencies and private organizations on topics ranging from proposed amendments to the Criminal Law to white collar crimes.

范清銘 律師 - 范律師為常在國際法律事務所合夥人，曾擔任地檢署檢察官及地方法院、高等法院法官，於 2006 年開始執業律師。專長領域為民、刑事訴訟、民、刑、商法、智慧財產法律及行政爭訟。於擔任法官期間，於智慧財產、證券交易等有豐富之審理經驗。擔任律師以來，曾接任國內多家上市、櫃公司負責人等被訴違反證券交易法案件之辯護律師，並擔任中華公司治理協會之講師，主講金融犯罪方面之理論及案例分析。

范律師曾參與多項法律的研修，對於刑法、刑事訴訟法的變遷沿革尤有研究。



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John Schnurer is a partner in the firm's Patent Litigation group and co-chair of the firm's Section 337 investigations practice. He litigates and tries cases in courts throughout the country, including Section 337 investigations before the United States International Trade Commission (ITC) including eight jury trials and eighteen bench trials, five of which were patent trials U.S. ITC. He is recognized as a premiere intellectual property strategist, particularly with respect to the development and execution of global patent litigation strategies. John also prepares provides strategic intellectual property counseling including advice on patent infringement, validity, re-examinations, and large portfolio due diligence studies, whether for acquisitions, licensing, or pre-suit purposes. He achieves optimum results by partnering with his clients to devise and execute customized legal strategies that are consistent with his clients' tactical and strategic business objectives. His experience as a former electrical engineer complements his legal practice.

He has represented Taiwanese companies in patent litigation, such as HTC, ASUS, Largan Precision, ATEN and Pegatron. He wins and does so cost-effectively. He was lead counsel for ASUS in *IBM v. ASUSTeK Computer, Inc. and ASUS Computer International* (337-TA-628)-- a patent case concerning products implementing power supplies, variable speed fans, network address port translation. His efforts resulted in a win at trial with the initial determination (ALJ Essex) finding no infringement. The Commission decided not to review the initial determination, which became final. Prior to this case, the Commission had reversed in whole or in part all five of ALJ Essex's initial determinations. Additionally, he is lead counsel for HTC in *FlashPoint v. HTC Corporation et al.* (337-TA-726)-- a patent case concerning various camera functionality in smartphones. His efforts resulted in a win at trial with the initial determination (ALJ Luckern) finding no infringement, no domestic industry and one of the patents invalid due to on-sale commercial activities. Significantly, other respondents including Nokia and RIM settled shortly before trial and LG settled after trial but prior to the initial determination, each paying substantial licensing fees. The Commission affirmed the initial determination, and also found HTC had an implied license to practice the asserted patents for its Windows-based products.



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David J. Tsai (蔡進昌) is an associate in Perkins Coie's San Francisco and Taipei offices and a member of Perkins' Commercial Litigation Practice Group. David's practice focuses on trade secret and patent litigation involving the Internet, smartphones, software, semiconductors, light-emitting diodes (LEDs), pharmaceuticals, biotechnologies, and medical devices. David has written and lectured on Internet software applications, Hatch-Waxman/ ANDA litigation, and stem cell gene therapy. David is the Vice President of the Silicon Valley Intellectual Property Law Association (SVIPLA) and serves as a Director of the Asian American Bar Association of the Greater San Francisco Bay Area. David also previously served on the Board of Directors for the Bar Association of San Francisco and the Santa Clara County Bar Association. In 2010, he was named Santa Clara County Bar Association Barrister of the Year, and since 2009, he has been named a "Rising Star" in intellectual property litigation by *Super Lawyers* magazine. David is fluent in spoken Taiwanese and Chinese Mandarin and has successfully represented numerous Taiwan-based companies. He has had the honor of serving as a panel speaker with TIPO Director General Wang Mei-Hua and former USPTO Director and U.S. Under Secretary Q. Todd Dickinson. David is a graduate of Harvard, Stanford, and Santa Clara University.



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Jack Ko (柯呈信) is an Associate in Perkins Coie's Patent Litigation practice and he speaks both Mandarin and Taiwanese. Jack obtained his Ph.D. in electrical and computer engineering with an emphasis on semiconductor devices. Jack practices in the areas of patent litigation (both district courts and ITC), due diligence investigations, pre-suit investigations, patent prosecution and counseling, re-examinations, and preparation of infringement and validity opinions. Jack has represented various Taiwanese companies, including HTC, ASUS, and Largan Precision, in district court and ITC patent cases. Jack has extensive experience in the following technical areas: semiconductor devices (e.g. lasers, detectors, LEDs, power MOSFETs); semiconductor fabrication (e.g. Molecular Beam Epitaxy, vapor deposition, etch, patterning, and implant); semiconductor device characterization (e.g., SEM, TEM, SIMS, AFM, and X-ray diffraction), wireless communication devices and systems; optical communication networks; optical computing and information processing; computer architecture, analog IC design, smartphones, and computer power supplies.

Firm Overview of Perkins Coie



With more than 800 lawyers in 19 offices in United States, China and Taiwan, Perkins Coie is a leading international law firm and represents thousands of great companies across all industries and stages of growth—from start-ups to FORTUNE 50 public companies. Perkins Coie's 100-year tradition of partnering with our clients to build great companies has earned our firm the privilege of representing leading Taiwanese companies and other industry-leading companies such as HTC, ASUSTeK, Largan Precision, ATEN International, Microsoft, Intel, Google, Boeing and Starbucks, to name just a few.

CAPABILITIES

Perkins Coie attorneys represent a wide range of clients—individuals, partnerships, non-profit organizations, government bodies, for-profit entities, international organizations—and provide counsel in every major area of commercial and regulatory law and litigation. While the firm offers a broad range of specialized services, we focus intensively on patent litigation, patent procurement, other intellectual property and technology; M&A, corporate finance and other strategic transactions; complex litigation; labor and employment law; political law and government affairs; and real estate.

The firm has a strong international capability through our offices in Taipei, Beijing and Shanghai, the ongoing experience of our attorneys in the United States and our relationships with foreign law firms.

PROFESSIONAL RECOGNITION

Perkins Coie was named the fifth busiest law firm in the country for patent litigation defense and seventh for overall patent litigation by *Corporate Counsel* magazine in 2011. A total of 161 Perkins Coie lawyers were named among the 2012 "Best Lawyers in America;" 232 of our lawyers have received the highest "AV" rating from Martindale Hubbell; 100 attorneys received *Chambers USA* recognition with 29 attorneys receiving the #1 rank in their respective practices in 2011. Perkins Coie also obtained Band 1 placement in 18 practice areas with top rankings in ten key markets across the country. In addition, Perkins Coie was named one of the nation's "100 Best Companies to Work For" in 2011 by FORTUNE magazine for our tenth year in a row.

OFFICE LOCATIONS

Anchorage, Alaska	Denver, Colorado	Portland, Oregon
Beijing, China	Los Angeles, California	San Diego, California
Bellevue, Washington	Madison, Wisconsin	San Francisco, California
Boise, Idaho	New York, New York	Seattle, Washington
Chicago, Illinois	Palo Alto, California	Shanghai, China
Dallas, Texas	Phoenix, Arizona	Taipei, Taiwan
		Washington, D.C.

Patent Practice of Perkins Coie



OVERVIEW

In today's economy, a company is often defined in the global marketplace by its success in procuring, managing and enforcing its intellectual property. Perkins Coie's lawyers work closely with clients to develop comprehensive solutions to complicated intellectual property issues that companies face at all stages of growth.

The Perkins Coie Patent practice has more than 175 patent attorneys and agents that support the prosecution and litigation needs of our clients. Nearly 100 members of the group have science degrees, including more than 50 with electrical engineering, computer engineering or computer science backgrounds. Few firms, if any, in the country have our expertise plus such a deep technical bench. We also have more than 40 patent litigators and prosecutors with degrees in numerous life sciences disciplines.

Our Patent practice is part of the firmwide Intellectual Property group, which includes more than 250 lawyers focused on IP litigation, patent and trademark prosecution, technology licensing, copyrights, and trade secret and unfair competition counseling. Our clients include companies in all technologies and industries around the world. The IP group also has extensive experience litigating patent and trademark infringement actions, Internet-related disputes and gray market and anti-counterfeiting claims for companies in the software, online retail, search and electronics industries. Our clients benefit from our interdisciplinary approach to matters, which combines extensive legal and technical experience with strong corporate and litigation resources in a leading technology law firm.

ASIAN CLIENT EXPERIENCE

Perkins Coie has strong experience representing Asian companies, particularly in patent litigation and other intellectual property matters. We assist Asian companies in obtaining, enforcing and protecting their intellectual property assets in a variety of disciplines including semiconductors, telecommunications, biotechnology, pharmaceutical, medical devices and industrial chemistry and manufacturing.

The firm represents technology companies such as HTC, ASUSTeK, ATEN International, Largan Precision, Princo Corporation, Lite-On Group and Monolithic Power Systems in patent litigation and patent prosecution. Recently, we secured an important patent litigation victory for HTC Corporation before the U.S. International Trade Commission in a case filed against it and others by FlashPoint Technologies, a subsidiary of Apple (337-ITC-726). We also recently obtained a favorable result in the ITC for HTC in a case brought by Apple (337-ITC-710).

We recently opened an office in the Taipei 101 Tower, which marks the third Perkins Coie office in Asia. Our offices in Beijing and Shanghai represent Chinese and multinational companies in intellectual property matters in the areas of technology and life sciences.

ACCOLADES

Ranked by *Corporate Counsel* as the 5th busiest law firm in the country for patent litigation defense and 7th for overall patent litigation

Ranked National Tier 1 in Patent Law by *U.S. News – Best Lawyers*

Ranked by *Law360 and IP Law & Business* as having one of the largest patent litigation practices in the U.S.

Ranked in the Top 5 firms for patent quality in the Information Technology area and 6th overall by *Ocean Tomo and Intellectual Asset Management Magazine*.

Four patent litigators are Fellows in the American College of Trial Lawyers.

Curriculum Vitae of Josh Fan of Tsar & Tsai



JOSH FAN is a partner with Tsar & Tsai Law Firm and joined the firm in 2006. Prior to joining Tsar & Tsai, Josh was a judicial officer for more than 15 years. He served as the prosecutor of Hsin-Chu District Court (1991-1997) and Shih-Lin District Court (1997-1998), a judge in Taipei District Court (1998-2000), the presiding judge in Taoyuan District Court (2000-2001) and a judge in the Taiwan High Court (2001-2006). Having served as a prosecutor and a judge, Josh brought to private practice his rich experience in handling criminal cases and white-collar crime.



After joining Tsar & Tsai, Josh has handled several high profile intellectual property infringement and securities cases, including defending several publicly traded companies against charges of violating the Securities and Exchange Law.

While serving as a judicial officer, Josh was actively involved in the Ministry of Justice's efforts to amend the Criminal Law and Criminal Procedure Law. He frequently gives speeches and lectures by the invitation of various government agencies and private organizations on topics ranging from proposed amendments to the Criminal Law to white collar crimes.

Admitted, 1996, R.O.C. (Taiwan)

Joined the firm, 2006.

Education: National Taiwan University School of Law (LL.B. 1986)
Training Institute for Judges and Prosecutors (1991)
Legal Administration Curriculum, Center for Public Business & Administration Education, National Cheng-chi University (Graduated First in the Class 1997)
National Taiwan University Executive MBA (LLM,2011)

Memberships: Taipei Bar Association

Language: Mandarin Chinese and English

Author: Retrospection and Review of Government's Handling the Structure Note Incident in 2005— From the Viewpoint of the Legal Aspect
Study on Mainland China's Law Governing Economic Contract Involving Foreign Elements - Focusing on the Breaches of Contract (Executive Yuan and Ministry of Justice Awarded Publication 1993)
General Study on the Application of Cause-and-Effect Crimes and Repeated Crimes after Their Abolishment (The Taiwan Law Review, Issue 136)
Commentary on Interpretation No. 288 & No. 321 by the Constitutional Court of the Judicial Yuan (The Taiwan Law Review, Issue 28)
Commentary on Amendment to the Hearsay Rules of the Criminal Procedure Law (The Law Monthly, Vol. 54, Issue 7)
Study on Validity Period of the Interpretation on Unconstitutionality (China Law Journal, Vol. 41, Issue 2)
Short Introduction on Amendment to the Criminal Law in 2006 (Police, Issue 7)
Commentary on Issue of Over-exercise of Power of Seizure in Criminal Cases (Criminal Law Journal, Vol. 52, Issue 5)
Discussion on Equality of Power in Criminal Trials (Taiwan Prosecutor Review, Issue 4)

Curriculum Vitae of Josh Fan of Tsar & Tsai



范清銘 律師

范律師為常在國際法律事務所合夥人，曾擔任地檢署檢察官及地方法院、高等法院法官，於 2006 年開始執業律師。專長領域為民、刑事訴訟、民、刑、商法、智慧財產法律及行政爭訟。於擔任法官期間，於智慧財產、證券交易等有豐富之審理經驗。擔任律師以來，曾接任國內多家上市、櫃公司負責人等被訴違反證券交易法案件之辯護律師，並擔任中華公司治理協會之講師，主講金融犯罪方面之理論及案例分析。



范律師曾參與多項法律的研修，對於刑法、刑事訴訟法的變遷沿革尤有研究。

2006 年加入本所

- 學歷： 國立台灣大學法學士(1986 年)
司法官訓練所司法官班第 28 期結業(1991)
國立政大公企中心法制行政班第 8 期第一名結業(1997)
國立臺灣大學碩士(2011)
- 經歷： 台灣高等法院法官(2001 年至 2006 年)
司法院刑事訴訟法研究修正委員會研究員(2002 年至 2005 年)
桃園地方法院庭長(2000 年至 2001 年)
台北地方法院法官(1998 年至 2000 年)
法務部刑法修正委員會研究員(1996 年至 1998 年)
新竹、士林地方法院檢察署檢察官(1991 年至 1998 年)
- 專長領域： 訴訟、行政法、刑法、民法、商事法、契約、行政爭訟
- 語言： 中文及英文
- 著作： 政府處理西元 2005 年結構債事件之回顧與檢討—以法律層面為中心
中共「涉外經濟合同法」之研究—以「違反合同的責任」為中心(82 年法務部研究發展獎優等，82 年度行政院傑出研究獎—甲等)
淺談牽連犯與連續犯廢除後之適用問題—一個實務工作者的觀點(月旦法學雜誌第 136 期)
略論司法院大法官會議釋字第二八八、三二一號解釋(月旦法學雜誌第 28 期)
刑事訴訟法傳聞法則修正評析(法令月刊第 54 卷第 7 期)
論違憲解釋的「時之效力」(法學叢刊第 41 卷第 2 期)
九十五年修正刑法簡介(警政署「日新警察」第 7 期)
略談刑事搜索之證物過度扣押問題(刑事法雜誌第 52 卷第 5 期)
略談刑事審判中的武器平等原則(台灣高等法院檢察署「檢察新論」第 4 期)

Curriculum Vitae of Dr. Joyce I. Ho of Tsar & Tsai



DR. JOYCE HO is a partner with Tsar & Tsai Law Firm and is the Director of Tsar & Tsai's IP Practice Group. Dr. Ho specializes in intellectual property law, antitrust law, technology law, dispute resolution and international transaction and investment. Dr. Ho's practice focuses on assisting clients in high tech industries on patent and trademark right protection. As an expert in antitrust and unfair competition laws, Dr. Ho's IP practice also concentrates on assisting clients in litigations relating to abuse of patent rights and advising clients on strategies for patent litigation and licensing.



Dr. Ho is regularly consulted by relevant government agencies and various industry associations on patent right protection and antitrust issues and a frequent speaker for seminars hosted by industry associations on protection of IP rights and strategies for IP right disputes.

Dr. Ho is an active member in the legal community. She was a Director, Supervisor of the Taipei Bar Association, and serves as the Chair of Trademark Committee of Taiwan Patent Attorney Association and is an international councilor and co-chairperson of the Anti-counterfeiting Committee of Asia Patent Attorneys Association.

EDUCATION:

National Taiwan University Law School (LL.B.; LL.M.; Ph.D.)
University of Washington Law School (LL.M.)

MEMBERSHIPS:

- Taipei Bar Association
- Taiwan Patent Attorney Association
- Asia Patent Attorneys Association (APAA)
- International Trademark Association (INTA)
- International Association for the Protection of Intellectual Property (AIPPI)
- Licensing Executive Society (LES)

PUBLICATIONS:

- The Relationship between Patent Law and Competition Law (Doctoral Dissertation)
- Copyright Infringement on Internet – The Comparison Study between R.O.C. and U.S.
- Legal Issues Regarding Patent Pool Under Competition Law (Fair Trade Quarterly)
- Legal Issues Regarding Setting Technical Standards (Taiwan Bar Journal)

Curriculum Vitae of Dr. Joyce I. Ho of Tsar & Tsai



何愛文律師

何律師為常在國際法律事務所合夥人及常在智慧財產權部門負責人。專長領域為智慧財產權法、公平交易法、科技法、爭端解決、跨國交易及投資等。業務範圍包括協助客戶進行有關專利、商標及著作權侵權訴訟，並提供客戶有關侵權訴訟或專利授權案件相關訴訟策略之諮詢，協助客戶進行有關於仿冒品邊境管制措施之相關事宜，並協助客戶處理國內外訴訟案以及與智慧財產權糾紛有關之海關查扣事宜。



何律師經常提供政府機構與各產業公會有關於專利權保護與公平交易法的相關諮詢，並受邀至政府機關產業公會或學術機構就智慧財產權糾紛之處理與競爭法相關議題發表演講。何律師經常參與國、內外法律組織事務。曾任台北律師公會理事、監事，目前擔任亞洲專利代理人協會國際理事暨「反仿冒實務委員會」共同主席、專利師公會商標實務委員會主任委員、國際婦女法學會中華民國分會理事以及國際商標協會「著名商標委員會」東亞及太平洋分會委員。

學歷：

- 國立台灣大學法學博士
- 美國華盛頓大學法學碩士
- 國立台灣大學法學士及法學碩士

現任：

- 台大工商管理學系兼任助理教授，講授「智慧財產權法」課程
- 台北律師公會「在職進修委員會」主任委員
- 中華民國專利師公會「商標實務委員會」主任委員
- 亞洲專利代理人協會(APAA)國際理事暨「反仿冒實務委員會」主席
- 國際商標協會(INTA)「著名商標委員會」東亞及太平洋分會委員
- 國際婦女法學會中華民國分會理事

相關著作：

- 美國藥證審查與專利侵權資訊扣合制度之研究(全國律師雜誌)
- 論專利法制與競爭法制之關係
- 網際網路的著作權侵權爭議－中華民國與美國法制的比較
- 專利聯盟所生競爭法上爭議(公平交易季刊)
- 建立技術規格所生法律問題初探(全國律師雜誌)

Curriculum Vitae of Dr. Huang of IIC, NCTU



Occupation

- General Director of Industrial-Academia Collaboration Center
- Director of Technology Licensing Office and Incubation Center
- Associate Professor / Department of Electronics Engineering

Education

- Ph.D. in Electrical Engineering, Rutgers University, Piscataway, New Jersey, 1996.
- M.S.E.E. in Electrical Engineering, New Jersey Institute of Technology, Newark, New Jersey, 1991.
- B.S. in Physics, National Taiwan University, Taipei, Taiwan, 1987.

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CHIN-GYAO HUANG has his BS degree in Physics from National Taiwan University, Taiwan, in 1987 and then the Master and Ph.D. degrees in Electrical and Computer Engineering from NJIT and Rutgers University (WINLAB), the state university of New Jersey, in 1991 and 1996 respectively. Dr. Huang joined AT&T Whippany, New Jersey and then Lucent Technologies in 1996 as a Member of Technical Staff. In the years of 2001 and 2002, Dr. Huang was an adjunct professor at Rutgers University and NJIT. Since 2002, Dr. Huang joins the department of Electronics Engineering, National Chiao Tung University, Taiwan and currently is an associate professor and director of Technology Licensing Office and Incubation Center.

Dr. Huang is the recipient of “Bell Labs Team Award” from Lucent in 2003, “Best Paper Award” from IEEE VTC Fall 2004, and “Outstanding Achievement Award” from National Chiao Tung University in 2007. Dr. Huang’s research areas include medium access controls, radio resource management, and scheduler controls for wireless systems. Dr. Huang has been published more than 50 technical memorandums, journal papers, and conference papers and has 16 patents. Moreover, Dr. Huang has served as Editor for ACM WINET and Recent Patents on Electrical Engineering and will be technical chair for International Symposium of Medical Information and Communication Technology, 2010. Dr. Huang also applied and honored to get the first Certificate in Taiwan on Soft Landing of International Incubator for Si-Soft Business Center from National Business Incubation Association, NBIA by National Chiao Tung University and Hsinchu Science Park Administration cooperation plan with new management model.

黃經堯副教授 Prof. ChingYao Huang，於 2002 年進入國立交通大學之前，曾服務於美國 Bell Labs, Lucent Technologies，負責 3.5 代無線通訊系統開發，2003 年榮獲 Bell Labs Team Award、2004 VTC Best paper Award 獎項，黃教授自 2003 年起擔任國立交通大學智慧財產權中心主管迄今，本校除了連續五年獲得國科會頒發為績優技轉中心外，並於 2007、2008 年教育部高等教育評鑑中，在國立大學「智權產出成果與應用效益」項目中拿下全國第一，以及 2008 年經濟部大學產業經濟貢獻獎『產業貢獻獎』團體獎。黃教授目前同時兼任創新育成中心主任。2008 年同時也以其帶領智權技轉組及創新育成中心團隊之優異表現得到中華科技管理學會科技管理獎的團隊獎。黃教授本身也於 2007 年獲得教育部優秀教育人員獎項，肯定其投注於教育界以及提攜後進之成就。黃教授領導的交大育成團隊為矽導商務中心獲得世界商業育成協會頒發台灣第一張 NBIA「全球最適商業創業育成中心」認證，使交大與科學工業園區管理局以合作計畫型態，創造政府與學校共同經營創新模式。

Curriculum Vitae of Mr. Lin of IIC, NCTU



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MICHAEL BOHENG LIN has his BS degree in in Agriculture Economy from National Taiwan University in 1995. and then the Master MBA in Management of Technology, National Chiao Tung University in 2002. In MBA research, he led a team to propose a RFID business plan and won the first prize of the business plan competition of Taiwan Industrial Bank in 2000.

Since 2002, he managed ITRI incubator. His works included the business plan evaluation of the new companies, consulting for the startups, fund raising assistance, and investment evaluation. He also had to deal with the tenants, different kinds of company, and made them feel satisfied. ITRI Incubator is the best one in Taiwan. He had to report to the numerous guests coming from abroad on our progress and share the incubating experience with them. He had the experience of hosting the international conference and different activities. He screened many business plan and knew how hard to establish a successful company. What He have done in ITRI Incubator was to find out the solution for the tenants without limited. It's a promise to assist them in making survive. ITRI Incubator got the prestigious award from the largest association of incubator in the world by ranking as the best one when he was the manger of incubator.

In 2008, he left ITRI and join another incubator in university, National Chiao Tung University, as the incubator manager. NCTU IIC has ranked as one of best incubator in Taiwan in recent year. Michael got the certification of senior incubation manager issued by Minister of Economy. He also applied and honored to get the first Certificate in Taiwan on Soft Landing of International Incubator for Si-Soft Business Center from National Business Incubation Association, NBIA by National Chiao Tung University and Hsinchu Science Park Administration cooperation plan.

林 伯 恒 簡 歷

一、學歷

- 國立交通大學科技管理研究所博士班 修業期間：2009年9月~
- 國立交通大學科技管理研究所碩士 修業期間：2000年9月~2002年6月
- 國立台灣大學農業經濟學系學士 修業期間：1991年9月~1995年6月

二、經歷

- 國立交通大學創新育成中心資深經理 (2008年10月~迄今)
工作內容：校園新創事業培育、育成中心經營管理
- 工業技術研究院技術移轉與服務中心專案經理 (2006年1月~2008年9月)
工作內容：創業育成中心經營管理、專案計畫執行
- 工業技術研究院技術服務中心專案經理 (2005年1月~2006年12月)
工作內容：創業育成中心經營管理、專案計畫執行
- 創新工業技術移轉股份有限公司投資經理 (2002年5月~2004年12月)
工作內容：科技公司投資分析、創業育成中心經營管理