

**Licensing and Copyright  
(Spring 2007)  
Syllabus  
Wu**

<i>Course Materials</i>	<i>General Information</i>
<p><i>Required Texts:</i> Raymond T. Nimmer, Licensing of Intellectual Property and Other Information Assets</p> <p>Additional reading will be distributed in class or on TWEN</p> <p><i>Recommended reading:</i> Strunk &amp; White, Elements of Style</p>	<p><i>Phone:</i> (516) 463-5901 <i>E-mail:</i> <a href="mailto:lawmmw@hofstra.edu">lawmmw@hofstra.edu</a> <i>Office:</i> 102A (law library)</p> <p><i>Class meetings:</i> Tuesdays, 2:10 - 4:00 p.m.</p> <p><i>Office hours:</i> Tuesdays, 4:00 p.m. - 5:00 p.m. Additional times available by appointment</p> <p><i>Administrative Assistant</i> Dianne Kaplan, room 102A</p>

***Course objectives*** –

This course is designed to introduce you to drafting and licensing principles as they apply to one type of intellectual property – copyright. Other IP rights will only be discussed and debated insofar as their governing principles are applicable to copyright. This course will also familiarize you with the elements of a license and alert you to common issues that attorneys practicing in this area face.

***Grading*** –

*Class attendance and participation*

Class attendance and participation are mandatory and will count for 15% of your grade. Attendance will be verified by signatures on class sign-in sheets.

The rules of the New York State Court of Appeals, the American Bar Association, and the Law School all require law students to be in good and regular attendance in the courses for which they are registered. To comply with these rules, you must attend at least 85% of your regularly-scheduled classes. Thus, you may miss no more than four hours of class. Missing more than 15 minutes of any class will count as non-attendance for the day. I will provide sign-in sheets for each regularly-scheduled class, which shall be the dispositive evidence regarding your absence from a given class. Each student is responsible for signing in. Falsification of sign-in sheets is a violation of the Code of Academic Conduct.

If you exceed the permitted absences by failing to sign in, you will be administratively withdrawn from the course. No prior notice may be given, and you will receive notification from the Office of Academic Records indicating the withdrawal. Any such withdrawal may have serious ramifications for your financial aid, academic standing, and date of graduation. If you are excessively absent from several classes, you may face additional sanctions, including but not limited to denial of certification of good and regular attendance to the New York State Board of Law Examiners, or other state bar examiners.

If you believe you must be absent from class for more than the permitted number of hours, you should speak with the Instructor and the Senior Assistant Dean for Student Affairs (or the Director of Student Affairs) in Room 244 as soon as possible. Accommodations may be made for students who must be absent for religious reasons and in cases of truly compelling hardship.

#### Drafting assignment

This take-home drafting assignment is mandatory, and will count for 15% of the grade. Failure to submit this assignment when due will automatically result in a failing grade.

#### Paper

The remaining 70% of the grade will be determined by the final paper (20-25 pages long). The paper will be assessed on substance as well as form.

### **Writing requirement –**

#### Deadlines

Students who are taking this course to fulfill Writing Requirement II should so specify this goal when submitting proposed topics.

February 6, 2007	Proposed topic submitted
March 27, 2007	Draft due
May 1, 2007	Final paper due

#### Choosing a topic

You may choose any topic involving copyright and/or licensing. In respect to licensing topics, you may elect to analyze other intellectual property law, such as that of patents.

Skimming the tables of contents of the two texts or the site below may provide ideas for topics.

ROGER M. MILGRIM, MILGRIM ON LICENSING (Law Classified, KF 3145 .M55)

JAY DRATLER JR., LICENSING OF INTELLECTUAL PROPERTY (Law Classified, KF 3145 .D73)

United States Copyright Office, particularly the portion of the site dedicated to current/recent legislation at <http://www.copyright.gov/legislation/>

After reviewing these resources, if you are unable to select a topic, please contact me with a particular area of interest in mind. Based on these interests, I can provide some sample topics and/or suggest other source materials.

#### Format

The entire text, including quotations, should be typed double spaced with 1" margins on all sides. Font should be 12 point, Times New Roman. Quotations of less than fifty words should be enclosed in quotation marks; quotations of fifty words or more should be blocked off and indented an additional inch on the left and right margins. Footnotes should be identified in the text by superscript numbers. For general questions of style, follow *The Bluebook : A Uniform System of Citation* (18<sup>th</sup> ed.).

#### Plagiarism

Plagiarism will result in a failing grade. Plagiarism is the passing off of ideas that are not your own; this includes, but is not limited to, improper or missing attribution.

All students must complete a basic plagiarism exercise before the first paper draft is due on March 27, 2007. This is not a graded assignment, but it is a requirement of the course. Non-submission will result in an incomplete or failing mark. For more information about the plagiarism standard applied, please see Part IB of the Academic Code of Conduct in the Hofstra University School of Law Student Handbook at [http://www.hofstra.edu/pdf/law\\_student\\_handbook\\_831.pdf](http://www.hofstra.edu/pdf/law_student_handbook_831.pdf)

Writing requirement II

To fulfill this requirement, the student must write a substantial and original scholarly research paper. The focus of the paper may be a single statute, case, or regulation. Though the relevant laws must be discussed, the overall paper may propose a new approach or incorporate significant philosophical or non-legal arguments.