



INTELLECTUAL PROPERTY LAW SEMINAR FINAL PROGRAMME

Thursday 4 – Friday 5 June 2015

National Institute of Magistracy (NIM), Bucharest – Romania

Bd. Regina Elisabeta No. 53, Sector 5 RO-050014 Bucharest, ROMANIA

Thursday, 4 June 2015 – First day

Conference moderator: Octavia Spineanu-Matei

08:45 – 9:15 Registration & Welcome words by the Authority of the hosting country and the EJTN representative

Session 1 Unitary Patent System (UPS)

09:15 – 09:45 **General presentation of the Unitary Patent System**

Presenter: Mr. Dragos Bogdan

09:45 – 10:15 **Rules of Procedure. The expert evidence before the Unified Patent Court (UPC)**

Presenter: Mr. Klaus Grabinski

10:15 – 11:15 **Other issues – panel debate – Q & A**

Will the court of 1st instance have to deal with all questions of law put forward by the plaintiff or only with those necessary to decide the case?

Style of the judgments: English-, French-, German-, ECJ-like any other-like/ the same all over Europe, different in different places?

Level of evidence required: more probable than not, clear and convincing, beyond reasonable doubt?

Presenters: Mr. Dragos Bogdan, Mr. Klaus Grabinski, Mr. Willem Hoyng, Mr. Robert Van Peurseem

11:15 – 11:45 Coffee break

Session 2 Trademarks

11:45 – 13:00 **Recent case law of the CJEU in the field of trademarks**

What constitutes a CJEU-proof trademark infringement test to be applied by national judges in the EU? – Q&A

Presenter: Mr. Robert Van Peurseem

13:00 – 14:00 Lunch at the Judicial School – NIM

Session 3 IP cases – common issues

14:00 – 14:45 **Cross border jurisdiction in IP cases – Q&A**

Presenter: Ms. Laura Fresco

14:45 – 15:30 **Dealing with costs in IP cases: can mediation help? – Q&A**

Presenter: Mr. Michael Fysh

15:30 – 16:00 Coffee Break

16:00 - 16:30 **What makes a good IP judge?**

Presenter: Mr. Willem Hoyng

16:30-17:00 **Panel debate**

All speakers

Friday, 5 June 2015 – Second day

Mock trial

09:00 – 10:15

Case presentation

Mr. Klaus Grabinski

Arguments for plaintiff

Presenter: Mr. James St. Ville

Arguments for defendant

Presenter: Mr. Willem Hoyng

Break-up in groups to discuss the outcome of the case argued

10:15 – 10:30

Coffee break

10:30 – 11:30

Group work – Deliberation

Members of the panel: Mr. Klaus Grabinski – chairman

Mr. Michael Fysh

Mr. Robert Van Peurseem

11:30 – 12:15

Plenary session - presentation of the conclusion of each group

Delivering the verdict

Presenter: Mr. Klaus Grabinski

12:15 – 12:30

Evaluation & Closing of the Seminar

12:30

Lunch at the Judicial School – NIM



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