

## INTERNATIONAL SYMPOSIUM 2018

## Patent Litigation in Japan and Germany

October 4, 2018

German Patent and Trade Mark Office, Munich

German Japanese  
Association  
of JuristsGerman Patent and  
Trade Mark OfficeJapan Patent  
OfficeJapan Intellectual  
Property  
AssociationJapan Patent  
Attorneys  
AssociationJapanese Group  
of AIPPIJapan Federation  
of Bar AssociationsIP Lawyers  
Network Japan

In the last few months and years it has become increasingly clear that we live in challenging times with full of changes. Many of the beloved certainties of the past and even fundamental values of our democratic and rule-based world are suddenly being questioned, and the political situation has become much more volatile.

Before this backdrop, Germany and Japan are currently forming happy “islands of stability” and “zones of free trade”, with an unshaken desire of living peacefully together as democracies and economies that are firmly based on the rule of law. What would be better suited to deepen and strengthen our mutual understanding and affection of the rule of law than Japan’s and Germany’s long-standing tradition of studying and learning from each other’s legal systems? In addition to a constitutional and rule-of-law-based legal system, both Germany and Japan have a strong social market economy and highly value innovations as a driving force to foster the economic well-being of their respective societies. Accordingly, legal systems designed to encourage innovations such as patent law are highly appraised in both countries.

In view of recent global developments, it is even more important as ever to continue and strengthen the exchange between Germany and Japan in the field of IP law and legal practice, specifically in the area of patent law, to the mutual benefit of the legal systems in both countries.

This “*International Symposium 2018: Patent Litigation in Japan and Germany*” brings together the most prominent and experienced patent practitioners who will share their insights as judges, litigators or industry representatives with all participants. This unique opportunity to have a direct comparative view from these distinguished experts on selected current issues of patent litigation makes this Symposium a very unique event.

We are pleased that this Symposium will be held in Munich for a third time after 2009 and 2014, and look forward to your participation!

**Venue** **German Patent and Trade Mark Office, Zweibrückenstr. 12, 80331 Munich ([www.dpma.de](http://www.dpma.de))**

**Language** **English**

**Participation Fee** **Free of charge**

**Registration** **[www.djjv.org/symposium2018](http://www.djjv.org/symposium2018)**

The Oktoberfest will be held in Munich at the same time as the Symposium. We therefore recommend booking hotel accommodation as early as possible. Information on selected hotels is available at [www.djjv.org/files/docs/symposium2018/List-Hotels-Symposium-Final.pdf](http://www.djjv.org/files/docs/symposium2018/List-Hotels-Symposium-Final.pdf).

## Program

<b>8:00</b>	Registration, coffee/tea	
<b>9:00</b>	Welcome/Greetings	<p><b>Cornelia Rudloff-Schäffer</b>, <i>President of the German Patent and Trade Mark Office</i></p> <p><b>Tetsuya Kimura</b>, <i>Japanese Consul General in Munich</i></p> <p><b>Jan Grotheer</b>, <i>President of the German-Japanese Association of Jurists</i></p>
<b>9:30</b>	<p><b>Session 1:</b></p> <p><b>Protection of confidential information in patent litigation</b></p> <p>Moderation:</p> <p><b>Gisbert Hohagen</b>, <i>Attorney-at-Law, Taylor Wessing, Munich</i></p>	<p><b>Ryoichi Mimura</b>, <i>Former Judge of the Japanese IP High Court, Attorney-at-law, Nagashima Ohno &amp; Tsunematsu, Tokyo</i></p> <p><b>Peter Tochtermann</b>, <i>Presiding Judge, Regional Court Mannheim</i></p> <p><b>Takanori Abe</b>, <i>Attorney-at-law, Abe &amp; Partners, Osaka</i></p> <p><b>Claudia Tapia</b>, <i>Director IPR Policy, Ericsson</i></p>
<b>11:00</b>	Coffee break	
<b>11:30</b>	<p><b>Session 2:</b></p> <p><b>Claim construction and doctrine of equivalence in Japan and Germany after maxacalcitol and pemetrexed – Principles, case law and comparative case study</b></p> <p>Moderation:</p> <p><b>Christian Lederer</b>, <i>Attorney-at-Law, Taylor Wessing, Munich</i></p>	<p><b>Makiko Takabe</b>, <i>President of the Japanese IP High Court</i></p> <p><b>Klaus Grabinski</b>, <i>Judge, German Federal Court of Justice</i></p>
<b>13:00</b>	Lunch break	
<b>14:00</b>	<p><b>Session 3:</b></p> <p><b>How to avoid hindsight in the assessment of inventive step</b></p> <p>Moderation:</p> <p><b>Thorsten Bausch</b>, <i>German and European Patent Attorney, Hoffmann Eitle, Munich</i></p>	<p><b>Peter Meier-Beck</b>, <i>Presiding Judge, German Federal Court of Justice</i></p> <p><b>Misao Shimizu</b>, <i>Former President of the Japanese IP High Court, Attorney-at-law, Yanagida &amp; Partners</i></p>
<b>15:30</b>	Coffee break	
<b>16:00</b>	<p><b>Session 4:</b></p> <p><b>The use of mediation/conciliation, court settlements and arbitration as effective means of alternative dispute resolution</b></p> <p>Moderation:</p> <p><b>Dirk Schüssler-Langeheine</b>, <i>Attorney-at-law, Hoffmann Eitle, Munich</i></p>	<p><b>Eiji Katayama</b>, <i>Attorney-at-law, Abe, Ikubo &amp; Katayama Law Firm, Tokyo</i></p> <p><b>Elke Schwager</b>, <i>Regierungsdirektorin (Senior Government Official), Bavarian State Ministry of Justice</i></p> <p><b>Katsuya Tamai</b>, <i>RCAST, University of Tokyo</i></p> <p><b>Frank Gerhards</b>, <i>Bayer Intellectual Property</i></p>
<b>17:30</b>	Symposium closing	

After the symposium, there will be a reception with drinks and Bavarian snacks at the foyer of the German Patent and Trade Mark Office.

### For further information, please contact:

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