PLS 61 Course Outline as of Fall 2019

CATALOG INFORMATION

Dept and Nbr: PLS 61 Title: INTELLECTUAL PRPTY LAW Full Title: Intellectual Property Law Last Reviewed: 5/8/2023

Units		Course Hours per Week		Nbr of Weeks	Course Hours Total	
Maximum	3.00	Lecture Scheduled	3.00	17.5	Lecture Scheduled	52.50
Minimum	3.00	Lab Scheduled	0	6	Lab Scheduled	0
		Contact DHR	0		Contact DHR	0
		Contact Total	3.00		Contact Total	52.50
		Non-contact DHR	0		Non-contact DHR	0

Total Out of Class Hours: 105.00

Total Student Learning Hours: 157.50

Title 5 Category:	AA Degree Applicable
Grading:	Grade Only
Repeatability:	00 - Two Repeats if Grade was D, F, NC, or NP
Also Listed As:	
Formerly:	

Catalog Description:

This course presents an overview of the principal types of intellectual property, such as trade secrets, patents, copyrights, and trademarks.

Prerequisites/Corequisites: Course Completion or Concurrent Enrollment in PLS 50

Recommended Preparation:

Limits on Enrollment:

Schedule of Classes Information:

Description: This course presents an overview of the principal types of intellectual property, such as trade secrets, patents, copyrights, and trademarks. (Grade Only) Prerequisites/Corequisites: Course Completion or Concurrent Enrollment in PLS 50 Recommended: Limits on Enrollment: Transfer Credit: CSU; Repeatability: Two Repeats if Grade was D, F, NC, or NP

ARTICULATION, MAJOR, and CERTIFICATION INFORMATION:

AS Degree: CSU GE:	Area Transfer Area	I		Effective: Effective:	Inactive: Inactive:
IGETC:	Transfer Area	l		Effective:	Inactive:
CSU Transfer	:Transferable	Effective:	Fall 2010	Inactive:	
UC Transfer:		Effective:		Inactive:	

CID:

Certificate/Major Applicable:

Major Applicable Course

COURSE CONTENT

Student Learning Outcomes:

At the conclusion of this course, the student should be able to:

- 1. Describe the major forms of intellectual property.
- 2. Recognize the requirements for protection under intellectual property law.

3. Identify the importance of preserving traditional intellectual property rights in a world of emerging technology.

Objectives:

Upon completion of the course, students will be able to:

1. Identify information that may be protected by intellectual property law and evaluate the best means of securing protection for such information.

- 2. Perform a basic trademark search.
- 3. Draft a simple compulsory license agreement.
- 4. Recognize infringement situations.
- 5. Draft an application for a trademark.

Topics and Scope:

- 1. Overview of Intellectual Property Law
 - a. Types of intellectual property
 - b. Public policy
 - c. Intellectual property terminology
 - d. Internet domain names, publicity and social media
- 2. Foundations of Trademark Law
 - a. Purpose and function
 - b. Types of trademarks
 - c. Acquisition of trademark rights
 - d. Common law, federal registration, and state trademark rights
 - e. Trade names and business names
 - f. Protectable matter
 - g. Exclusions
 - h. USPTO (United States Patent and Trademark Office)

- i. Trademark selection and searching
- j. The trademark application
- k. Trademark calendaring
- 1. Post-registration procedures
- m. Infringement and dilution
- n. New and international developments in trademark law
- 3. Foundations of Copyright Law
 - a. Common law rights and rights under 1976 Copyright Act
 - b. The U. S. Copyright Office
 - c. Copyrightable material
 - d. Works of authorship
 - e. Exclusions
 - f. Compilations, collections, and derivative works
 - g. Rights afforded by copyright law
 - h. Limitations on exclusive rights
 - i. Compulsory licenses
 - j. Ownership, transfer, and duration
 - k. Works made for hire
 - 1. Termination of transfers of copyright
 - m. Copyright registration
 - n. Searching copyright records
 - o. Infringement elements
 - p. Defenses and remedies
 - q. New and international developments in copyright law
- 4. Foundations of Patent Law
 - a. Rights under federal law
 - b. Patentability
 - c. Patent searching
 - d. The patent application
 - e. Prosecuting the patent
 - f. Patent ownership and transfer
 - g. Inventions made by employees and independent contractors
 - h. Infringement, defenses, and remedies
 - i. New and international developments in patent law
- 5. Trade Secrets
 - a. Determination of trade secret status
 - b. Liability for misappropriation of trade secrets
 - c. Protection available
 - d. New developments in trade secrets law
 - e. Employer-employee relationships
 - f. Defenses and remedies to misappropriation
 - g. Litigation
 - h. New and international developments in trade secret law
 - i. Traditional intellectual property rights in a world of emerging technology
- 6. Unfair Competition
 - a. Misappropriation
 - b. Publicity
 - c. False advertising
 - d. Disparagement and dilution
 - e. Infringement of trade dress
 - f. International protection
- 7. Intellectual Property Audits and Due Diligence Reviews

- a. Practical aspects
- b. Conducting the audit
- c. Post audit activities
- d. Causation
- e. Consciousness of harm
- f. Peace officer's privilege of arrest
- g. Private citizen's privilege of arrest

Assignment:

- 1. Read textbook and outside sources of approximately 40 pages per week.
- 2. Written homework assignments based on lecture and readings.
- 3. Drafting (written) legal documents.
- 4. Participation in weekly discussions.
- 5. Group work and group presentations on intellectial property scenarios.
- 6. Legal terminology homework.
- 7. Midterm and final.

Methods of Evaluation/Basis of Grade:

Writing: Assessment tools that demonstrate writing skills and/or require students to select, organize and explain ideas in writing.

Drafting (written) legal documents.

Problem Solving: Assessment tools, other than exams, that demonstrate competence in computational or non-computational problem solving skills.

Legal terminology homework, group work on intellectial property scenarios

Skill Demonstrations: All skill-based and physical demonstrations used for assessment purposes including skill performance exams.

None

Exams: All forms of formal testing, other than skill performance exams.

Midtern and final exam

Other: Includes any assessment tools that do not logically fit into the above categories.

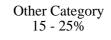
Attendance and participation; group presentation on intellectial property scenarios; weekly discussions

Representative Textbooks and Materials:

10 - 1570
Problem solving
30 - 40%
Skill Demonstrations
0 - 0%
U - U%

Writing

Exams 30 - 35%



Intellectual Property: The Law of Trademarks, Copyrights, Patents, and Trade Secrets for the Paralegal, by Deborah Bouchoux, Delmar Cengage Learning, 4th edition, 2013.