### BAD 62 Course Outline as of Fall 2023

## **CATALOG INFORMATION**

Dept and Nbr: BAD 62 Title: INTELLECTUAL PRPTY LAW Full Title: Intellectual Property Law Last Reviewed: 5/8/2023

Units		<b>Course Hours per Week</b>		Nbr of Weeks	<b>Course Hours Total</b>	
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:	PLS 61

#### **Catalog Description:**

In this course, students receive an overview of the principal types of intellectual property, such as trade secrets, patents, copyrights, and trademarks.

**Prerequisites/Corequisites:** Course Completion or Current Enrollment in PLS 50

**Recommended Preparation:** 

### **Limits on Enrollment:**

### **Schedule of Classes Information:**

Description: In this course, students receive an overview of the principal types of intellectual property, such as trade secrets, patents, copyrights, and trademarks. (Grade Only) Prerequisites/Corequisites: Course Completion or Current 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:
<b>IGETC:</b>	Transfer Area			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:**

At the conclusion of this course, the student should 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. Understand a simple compulsory license agreement.
- 4. Recognize infringement situations.
- 5. Recognize the requirements of a trademark application.

## **Topics and Scope:**

- I. 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
- II. 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. United States Patent and Trademark Office (USPTO)

- I. Trademark selection and searching
- J. The trademark application
- K. Trademark calendaring
- L. Post-registration procedures
- M. Infringement and dilution
- III. Foundations of Copyright Law
  - A. Common law rights and rights under 1976 Copyright Act
  - B. The United States 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
  - L. 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
- IV. 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
- V. 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
- VI. Unfair Competition
  - A. Misappropriation
  - B. Publicity
  - C. False advertising
  - D. Disparagement and dilution
  - E. Infringement of trade dress
  - F. International protection
- VII. 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 source materials
- 2. Written homework assignments based on lecture and readings
- 3. Participation in weekly discussions (in person or online) including group discussions
- questions based on intellectial properpty senarios
- 4. Legal terminology homework
- 5. Midterm(s) and final exam

### 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.

Written homework assignments based on lecture and readings.

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

Legal terminology homework; group discussions questions based on intellectial properpty senarios

**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.

Midterm(s) and final exam

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

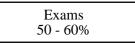
None

## **Representative Textbooks and Materials:**

Intellectual Property: The Law of Trademarks, Copyrights, Patents, and Trade Secrets for the Paralegal. 6th. Deborah Bouchoux. Delmar Cengage Learning. 2023.

	20 - 30%
	Problem solving
	20 - 30%
_	
	Skill Demonstrations
1	0 - 0%

Writing



Other Category	
0 - 0%	