



Intellectual Property (Law 388)
Professor [Eric Goldman](#)
Fall 2010

- 1. SESSIONS.** The course meets in Bannan 139 Tuesdays and Thursdays 10:30-11:45 am from August 17 to November 23, except September 9 (Rosh Hashana) and October 12 (Academic Recess).
- 2. BOOKS.** Merges, Menell & Lemley, *Intellectual Property in the New Technological Age*, ****FIFTH EDITION**** (ISBN 978-0735589131) [an affiliate link to the current edition's [Amazon page](#)], plus a short coursepack I'll distribute via Claranet and at our first meeting.
- 3. READINGS** (subject to change).

Introduction and Overview (approx. 1 week): 1-31

Trade Secrets (approx. 2 weeks): 33-123

Patents (approx. 3 weeks): 125-146, *Bilski v. Kappos* (in coursepack), 166-191, 195-201, 207-256, 262-299, 343-399

Copyright (approx. 3½ weeks): 411-448, 460-539, 555-634, 722-732

Trademarks (approx. 3 weeks): 733-796, 824-859 (read *Pillsbury v. Milky Way* in coursepack after the *Haute Diggity* case), 890-948

Publicity Rights (approx. 1 week): 1020-1051

Notes: We will discuss the casebook problems only occasionally, so feel free to skim them. Pay close attention to the statutes reprinted in the casebook.

4. GRADING.

Attendance

In-class material and discussions are crucial to this course, so I expect you to attend every class. However, because our lives are unpredictable, you have five “free passes” for unexcused absences (no need to notify me in advance). I will excuse absences only for very good cause. Your sixth unexcused absence may trigger a significant penalty to your final course grade. At my option, I may drop you from the course or give you an F upon a seventh unexcused absence.

Final Exam

Except for any adjustments due to unexcused absences, the final exam will constitute 100% of the course grade. The final exam will be administered on December 14 at 9 am. I anticipate 2 essay questions, each with a maximum word count.

I strongly encourage you to review my past exams to understand my exam style. You can find past exams and sample answers at [my website](#) (note the law may have changed in the interim).

5. RECORDING. I intend to record most course sessions and post them online. If you have any concerns about your in-class comments being recorded, please let me know.

6. OFFICE HOURS. I can schedule a time to speak with you at your convenience. Please email me to make an appointment. I'm also happy to talk by email. Because I teach another class right after lunch, I may be a little harried after class as I race to prepare for my next one.

7. CONTACT.

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In all emails to me related to this course, please put the words "IP" in the subject line to avoid unintentional deletion as spam. This will also help me distinguish emails from my two classes.

If you want to see some of the issues I'm tracking, consider reading [my blog](#) or following me at [Twitter](#). More course-related materials, including an electronic copy of this syllabus, are available at [my personal website](#).