

## LAW 198C Intellectual Property: Copyright, Trademark, and Patent Law

Kapi`olani Community College, Legal Education Department

### Course Description

Time: Online course - asynchronous

Location: World wide web

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Mickey Mouse, McDonald's, and Microsoft. These easily recognizable names conjure up globally recognized brands. There is immense value to trademarks - a word, name, symbol or device (think of the Golden Arches) that identify a brand, to copyright - protection for original works such as books, music, and film (think of Mickey Mouse), and patents - the ability to prevent others from using your invention (think of Windows XP). Collectively, these three types of protected rights are called "intellectual property." These rights are and will continue to be a critical part of a business's and individual's rights to profit from what they produce from the work of the mind, as opposed to the work of the body. All three of these areas are heavily regulated by the federal government to balance the rights of the creators with the rights of the public. This course will review the scope of these three areas, show how they are protected, and give you hands-on experience in how you can preserve your client's right to their valuable intellectual property.

### COURSE OBJECTIVES

- Research and analyze whether a trademark or service mark is protected
- Perform trademark searches and report on trademark availability options
- Prepare documents to submit a trademark or service mark registration to the United States Patent and Trademark
- Describe the types and requirements for a patent
- Analyze the copyright protection and trademark protection applicable to a given work

### Course Requirements and Policies

This course is taught online, in an asynchronous format. This means that the class will be set up with materials for you to access each week that complement the readings, and that you have any time within the one week period to complete the

work, including discussions and quizzes, at your convenience. This is not a correspondence-type of course. You cannot skip a week of work and make it up later, or go faster than the class schedule. You will need the discipline to come to the class websites and participate with me and your fellow students on a weekly basis.

The class will use Lulima, the UH-system course management system, and Ning, a private, online discussion forum. You must be able to access the internet on a weekly basis and be able to open and view videos and Word documents. I have set up a webpage at <http://www2.hawaii.edu/~susanjaw/IP> that you need to review prior to the start of class to ensure that you can access the websites and view the materials and videos.

To recap, students must participate in the online class every week, which runs from Wednesday to Wednesday at noon. Each week covers a different topic, and will include a weekly quiz and weekly discussion that are only available during that one-week period. You may watch the videos, read the materials, and do your other work at any time within that period, but at the end of each week, all work must be done.

This syllabus is subject to change by the instructor. Any change will be posted online.

### Instructional Methods

Online lectures, videos, homework assignments, and hypotheticals designed to illustrate how to identify and resolve issues related to trademark, patent, and copyright law.

### Class expectations

Legal professionals are expected to follow a code of professional responsibility. As paralegals-in-training, you are expected to follow these standards of conduct in this class. Your behavior should be comparable to what would be appropriate in a law office or in court, so be courteous and professional to all in your participation in this course.

Avoid disruptive behavior. Any student whose speech or actions are intentionally disrespectful, offensive, and/or threatening; interferes with the learning activities of others; impedes the delivery of College services; or has a negative impact in any learning environment will be directed to leave the class and may be subject to additional disciplinary action by the College. For more information, please refer to "Student Conduct Code," Kapi`olani Community College General Catalog.

### Office hours

In order to be responsive to student questions, I will do the following. All general questions should be posted to our Q&A discussion board, which I will review daily and answer. Specific questions, such as those relating to your grades, can be emailed to me, and I will respond within 24 hours M-F. If you want to talk with me instead of communicate in writing, email me to set up a time to come by in person or to talk via phone, Elluminate (online video conferencing), or Skype (online video conferencing or phone).

### Grading

Final grades will be based on the following point schedule:

Weekly quizzes	= 150
Assignments	= 150
Class participation	= 100
Final exam	= <u>200</u>
Maximum points	= 600
540-600	A
480-539	B
420-479	C
360-419	D
<360	F

### Textbook

Bouchoux, D. E. (2008) *Intellectual Property for Paralegals* (3rd ed.) (2008) Clifton Park, NY: Delmar Cengage.

### Policies

Please review Attachment A – Addendum to Syllabus which describes the applicable general policies.

### Course Schedule

<b>Class #</b>	<b>Topic</b>	<b>Read</b>	<b>Homework</b>
1	Course introduction, introduction to trademark law	Chapter 1	Q1 & Q2
2	Trademark	Chapters 2 & 3	Q3
3	Trademark	Chapter 4 & 5	Q4
4	Trademark	Chapter 6	Q5
5	Trademark	Chapter 7 & 8	Q6
6	Patent	Chapters 17 & 18	Q7
7	Patent	Chapter 19	Q8
8	Patent	Chapter 20 & 21	Q9
9	Trade secrets	Chapter 22	Q10
10	Copyright	Chapter 9 & 10	Q11
11	Copyright	Chapter 11 & 12	Q12
12	Copyright	Chapter 13 & 14	Q13
13	Copyright	Chapter 16	Q14
14	Trends in intellectual property	Chapter 15	Q15
15	Student presentations		
16	Final exam		