**Document N: Course and Program Development:**

**IMPACT AND APPROVAL SIGNATURES**

See Course and Program Development Policy and Procedures (www.ubalt.edu/provost) for instructions.

**SCHOOL:**
- LAW
- MSB
- CAS
- CPA

**CONTACT NAME:** Laurie Beth Harow

**PHONE:** 4457

**DEPARTMENT/DIVISION:** School of Law

**DATE PREPARED:** 3/20/13

**PROPOSED SEMESTER OF IMPLEMENTATION:**
- Fall
- Spring

**YEAR:** 2014

**TYPE OF ACTION:**
- add (new)
- deactivate
- modify
- other

**LEVEL OF ACTION:**
- noncredit
- undergraduate
- graduate
- other

**ACTION BEING REQUESTED** (select one category, either Course Actions or Program Actions):

- **COURSE ACTIONS**
- **PROGRAM ACTIONS**

**Original Subject Code/Course Number:**

LAW 766

**Original Course Title:** Intellectual Property Survey

Select one or multiple actions from one of the lists below (review the list of necessary documents and signatures):

**COURSE ACTIONS**

1. Experimental Course
2. Course Title
3. Course Credits
4. Course Number
5. Course Level
6. Pre- and Co-Requisite
7. Course Description

**PROGRAM ACTIONS**

10. Program Requirements
11a. Undergraduate Specialization (24 credits or fewer)
11b. Master’s Specialization (12 credits or fewer)
11c. Doctoral Specialization (18 credits or fewer)
12. Minor (add or delete)
13. Closed Site Program
14. Program Suspension
15. Program Reactivation
16a. Certificate Program (UG/G) exclusively within existing degree program
16b. Certificate Program (UG/G) outside of or across degree programs (12 or more credits)
17. Off-Campus Delivery of Existing Programs
18a. Undergraduate Concentration (exceeds 24 credits)
18b. Master’s Concentration (exceeds 12 credits)
18c. Doctoral Concentration (exceeds 18 credits)
19. Program Title Change
20. Program Termination
21. New Degree Program
22. Other

**ADDITIONAL DOCUMENTATION** (check all appropriate boxes of documents included; review the list of necessary documents):

- summary proposal (O)
- course definition document (P)
- full five-page MHEC proposal (Q)
- financial tables (MHEC) (R)
- other documents as may be required by MHEC/USM (S)
- other (T)
### IMPACT REVIEW (review the list of necessary signatures):

<table>
<thead>
<tr>
<th>Impacted Entity</th>
<th>Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. Library</td>
<td></td>
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</tr>
<tr>
<td>no impact</td>
<td></td>
<td></td>
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<tr>
<td>impact statement</td>
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<tr>
<td>statement attached</td>
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<td>b. OTS</td>
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<td>c. University Relations</td>
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### APPROVAL SEQUENCE (review the list of necessary signatures):

<table>
<thead>
<tr>
<th>Approval Level</th>
<th>Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Department/Division (Chair)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>B. General Education (for No. 7, 8)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C. Final Faculty Review Body Within Each School (Chair)</td>
<td>Michele</td>
<td>9.30.13</td>
</tr>
<tr>
<td>D. Dean</td>
<td></td>
<td>9.30.13</td>
</tr>
<tr>
<td>E. University Faculty Senate (Chair)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>F. University Council (Chair)¹</td>
<td></td>
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</tr>
<tr>
<td>G. Provost and Senior Vice President for Academic Affairs</td>
<td></td>
<td>10.17.13</td>
</tr>
<tr>
<td>H. President</td>
<td></td>
<td></td>
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<tr>
<td>I. Board of Regents (notification only)</td>
<td></td>
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<tr>
<td>J. Board of Regents (approval)</td>
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<td>K. MHEC (notification only)</td>
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<td>L. MHEC (approval)</td>
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<tr>
<td>M. Middle States Association notification</td>
<td>Required only if the University's mission is changed by the action</td>
<td></td>
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</tbody>
</table>

¹ University Council review (for recommendation to the president or back to the provost) shall be limited to curricular or academic policy issues that may potentially affect the University's mission and strategic planning, or have a significant impact on the generation or allocation of its financial resources.
Document O: Course and Program Development: SUMMARY PROPOSAL
See Course and Program Development Policy and Procedures (www.ubalt.edu/provost) for instructions.

SCHOOL: LAW
CONTACT NAME: Laurie Beth Harow
PHONE: 4457
DEPARTMENT/DIVISION: School of Law
DATE PREPARED: 3/20/13
PROPOSED SEMESTER OF IMPLEMENTATION: spring
YEAR: 2014

ACTION BEING REQUESTED (select one category, either Course Actions or Program Actions):

- [ ] COURSE ACTIONS
- [ ] PROGRAM ACTIONS

Original Subject Code/Course Number:
LAW 766

Original Course Title:
Intellectual Property Survey

Select one or multiple actions from one of the lists below (review the list of necessary documents and signatures):

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For changes to existing courses:

<table>
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<tr>
<th>OLD TITLE</th>
<th>SUBJECT CODE/COURSE NO.</th>
<th>CREDITS</th>
</tr>
</thead>
<tbody>
<tr>
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<td>CREDITS</td>
</tr>
</tbody>
</table>
DESCRIBE THE REQUESTED COURSE/PROGRAM ACTION (additional pages may be attached if necessary):

Create a new three-credit survey course: "Intellectual Property Survey"

This course would provide a survey of each of the three major intellectual property fields - patents, trademarks, and copyright.

SET FORTH THE RATIONALE FOR THIS PROPOSAL:

Although the LAW 761 Patents, Trademarks, & Technology (PTT) course does not permit in depth coverage of patent or trademark law, neither does not serve as an "IP Survey" course because it does not cover copyrights. Currently, students who wish to get an overview of IP must take two courses (PTT and Copyright). When PTT is divided into two courses, gaining a basic understanding of IP becomes even harder. A student would have to take three courses to get an IP overview. Creating a new "Intellectual Property Survey" course (3 credits) that briefly covers patents, copyrights, and trademarks would solve that challenge and allow students who wish to get a broad overview of various IP fields. The course can serve both as an overview for individuals not interested in the deep study of intellectual property and as a gateway to students who are unsure about their interest in the subject area. An IP Survey course may encourage some people to take an interest in IP that otherwise would not have taken an IP course.

In the Fall of 2012, Professor Hubbard conducted an informal survey of his students to gauge their interest in an Intellectual Property Survey course. Again, though the sample size was small, the support for such course was enthusiastic. It is also worth noting that this survey did not capture the views of the students not already enrolled in an IP-related course. Nonetheless, as a result of informal conversations with first year students, we feel comfortable saying that there is significant interest in such a survey course.
1. DATE PREPARED
3/20/2013

2. PREPARED BY
Laurie Harow & Faculty:

3. DEPARTMENT/DIVISION
School of Law

4. COURSE NUMBER(S) with SUBJECT CODE(S)
LAW 766

5. COURSE TITLE
Intellectual Property Survey

6. CREDIT HOURS
3

7. CATALOG DESCRIPTION
Survey of general principles of copyright, patent, and trademark law. Covers issues of subject matter, scope of protection, and remedies under each of the federal statutes and related state theories of protection, including rights in books, music, art, drama, inventions, computer programs, and other trade products.

8. PREREQUISITES
None

9. COURSE PURPOSE (how the course is to be used in the curriculum; e.g., required for the major, elective, etc.)
Course may be applied to the Intellectual Property Concentration

10. GENERAL EDUCATION AREA (if applicable; e.g., social sciences, humanities, mathematics, etc.)
N/A

11. COURSE TYPE/COMPONENT (clinical, continuance, discussion, field studies, independent study, laboratory, lecture, practicum, research, seminar, supervision, thesis research, tutorial or workshop; this must match PeopleSoft 9.0 coding, so check with your dean's office if you are unsure of the correct entry)

Summer 2010
12. FACULTY QUALIFIED TO TEACH COURSE
Will Hubbard, Greg Dolin

13. CONTENT OUTLINE

I. Nature and functions of intellectual property law

II. Copyright
   a. Source and theory of copyright protection
   b. Subject matter of copyright
      i. Fixation
      ii. Creativity
   c. Exclusive Rights of Copyright Owners
   d. Infringement
      i. Access
      ii. Copying
      iii. Substantial similarity
   e. The First Sale Doctrine
   f. Secondary Liability
   g. Fair Use and Other Defenses
   h. Moral rights

III. Patent
   a. Source and theory of patent protection
   b. Patentable Subject-Matter and Utility
   c. Statutory standards
      i. Novelty and Statutory Bars – Old 102
      ii. Novelty and Statutory Bars – New 102
      iii. Non-obviousness
   d. Patent infringement and Defenses
      i. Literal Infringement
      ii. Doctrine of Equivalents
   e. Defenses – Repair/ Reconstruction and Exhaustion
   f. Remedies

IV. Trademark and Unfair Competition
   a. Source and theory of trademark protection
   b. Distinctiveness
   c. Non-word marks and trade dress
      i. Trade dress distinctiveness
      ii. Functionality
   d. Acquisition, retention, and priority
   e. Likelihood of confusion
   f. Fair use and other defenses
   g. Dilution
      i. Blurring
      ii. Tarnishment
   h. Overlap with copyright

Summer 2010
14. LEARNING GOALS

At the end of the course, students will have an appreciation for the three different intellectual property regimes, and will understand which regime is appropriate to particular creations. Students will learn how the three different regimes interact and how and why they differ from each other. Finally, students will learn the philosophy and the policy behind protecting intellectual property and the countervailing considerations in deciding how much protection should be extended.

15. ASSESSMENT STRATEGIES

Final Exam (essay and/or multiple choice); Class Participation

16. SUGGESTED TEXT(S) and MATERIALS (e.g. textbooks, equipment, software, etc., that students must purchase)


17. SPECIAL GRADING OPTIONS (if applicable)

Regular

18. SUGGESTED CLASS SIZE

Open Enrollment -75

19. LAB FEES (if applicable)