

ANTITRUST, PATENTS and COPYRIGHT

EU and US Perspectives

Edited by FRANÇOIS LÉVÉQUE and HOWARD SHELANSKI

NEW HORIZONS IN COMPETITION LAW AND ECONOMICS

Antitrust Patents And Copyright Antitrust Patents And Copyright

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Antitrust Patents And Copyright Antitrust Patents And Copyright:

Antitrust, Patents, and Copyright François Lévêgue, Howard A. Shelanski, 2005-01-01 In modern markets innovation is at least as great a concern as price competition The book discusses how antitrust policy and patent and copyright laws interact to create market dynamics that affect both competition and innovation Antitrust and intellectual property policies for the most part are complementary sharing common goals of promoting innovation and economic welfare In some cases however their distinct approaches one based on competition and the other on exclusion come into conflict As antitrust authorities focus increasingly on ensuring that firms do not interfere with innovation by rivals or impede the pace of technological progress in an industry they necessarily must confront difficult questions about the strength and scope of intellectual property rights When should private property rights give way to public competition objectives When is it appropriate to remedy anticompetitive outcomes through access to protected intellectual property How does antitrust enforcement or competition itself affect incentives to innovate Leading economists and lawyers address these questions from both US and EU perspectives in discussing salient antitrust cases involving intellectual property rights such as Microsoft Magill Kodak Intellectual Property Misuse, 2000 Misuse is an increasingly important topic because of the central role IMS and Intel intellectual property plays in our economy The consequences of a misuse finding are severe unenforceability of the patent or copyright involved and defense to a suit to recover royalties in a license The defense continues to arise in patent cases has led to the dismissal of several recent copyright cases and is now being asserted in trademark cases. The misuse defense thus represents a nexus of intellectual property and antitrust law and has the potential to affect business practices involving computer copyrights and other areas highly relevant in today s economic environment This timely handbook covers the origin and development of the misuse doctrine the debate about its scope and existence in relation to antitrust law and its present status in patent copyright and trademark law It also gives practical insights into how the doctrine affects both licensing and litigation practice Antitrust Enforcement & Intellectual Property Rights: Promoting Innovation & Competition United States. Department of Justice, 2007 Intellectual Property Damages Mark A. Glick, Lara A. Reymann, Richard Hoffman, 2002-12-30 A comprehensive resource for anyone involved in intellectual property litigation With Intellectual Property Damages you ll get the basics of theintellectual property litigation process the essential rules inpostulating damages theories the basics of IP law the economic policies that are the foundation for much of IP litigation theskills necessary to correctly calculate damages in IP cases andmore Order your copy today

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provides the most important consequences when owners of intellectual property misuse their rights in a way that harms consumers or illegitimately excludes competitors Antitrust law defines the limits of what intellectual property owners can do with their IP rights In this book Leslie explores what conduct firms can and cannot engage in while acquiring and exploiting their intellectual property rights and surveys those aspects of antitrust law that are necessary for both antitrust practitioners and intellectual property attorneys to understand This book is ideal for an advanced antitrust course in a JD program In addition to building on basic antitrust concepts it fills in a gap that is often missing in basic antitrust courses yet critical for an intellectual property lawyer the intersection of intellectual property and antitrust law The relationship between intellectual property and antitrust is particularly valuable as an increasing number of law schools offer specializations and LLMs in intellectual property This book also provides meaningful material for both undergraduate and graduate business schools programs because it explains how antitrust law limits the marshalling of intellectual property rights **Law and Economics** Keith N. Hylton, 2010-01-01 In this outstanding new book Professor Keith Hylton and his collaborators examine what antitrust law has become over the past ten years a time in which economic analysis has become its undisputed core What has become of the old antitrust doctrine what are the new issues for the immediate future This book brings together the leading experts to examine this silent revolution at the core of US domestic policy Mark Grady UCLA School of Law US Hylton's Antitrust Law and Economics brings together many of the best authors writing in antitrust today Their essays range widely covering proof of agreement under the Sherman Act group boycotts monopolization and essential facilities tying and other vertical restraints and merger policy. The writing is clear accessible but still technically sophisticated and comprehensive This book represents the best in contemporary antitrust scholarship by authors who understand and are able to communicate the centrality of economic analysis to antitrust No antitrust lawyer serious antitrust student or antitrust economist should be without this book Herbert Hovenkamp University of Iowa College of Law US This comprehensive book provides an extensive overview of the major topics of antitrust law from an economic perspective Its in depth treatment and analysis of both the law and economics of antitrust is presented via a collection of interconnected original essays The contributing authors are among the most influential scholars in antitrust with a rich diversity of backgrounds Their entries cover amongst other issues predatory pricing essential facilities tying vertical restraints enforcement mergers market power monopolization standards and facilitating practices This well organized and substantial work will be invaluable to professors of American antitrust law and European competition law as well as students specializing in competition law It will also be an important reference for professors and graduate students of economics and business

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