

2018.3.13

“Toward Solving Disputes over Standard Essential Patents (SEPs): Licensing 5G SEPs”

Panel 1: Ideal Modality of Negotiations on SEP Licensing

Canon

make it possible with canon

Consideration Factors For SEP License Negotiation

Kenichi Nagasawa

Managing Executive Officer

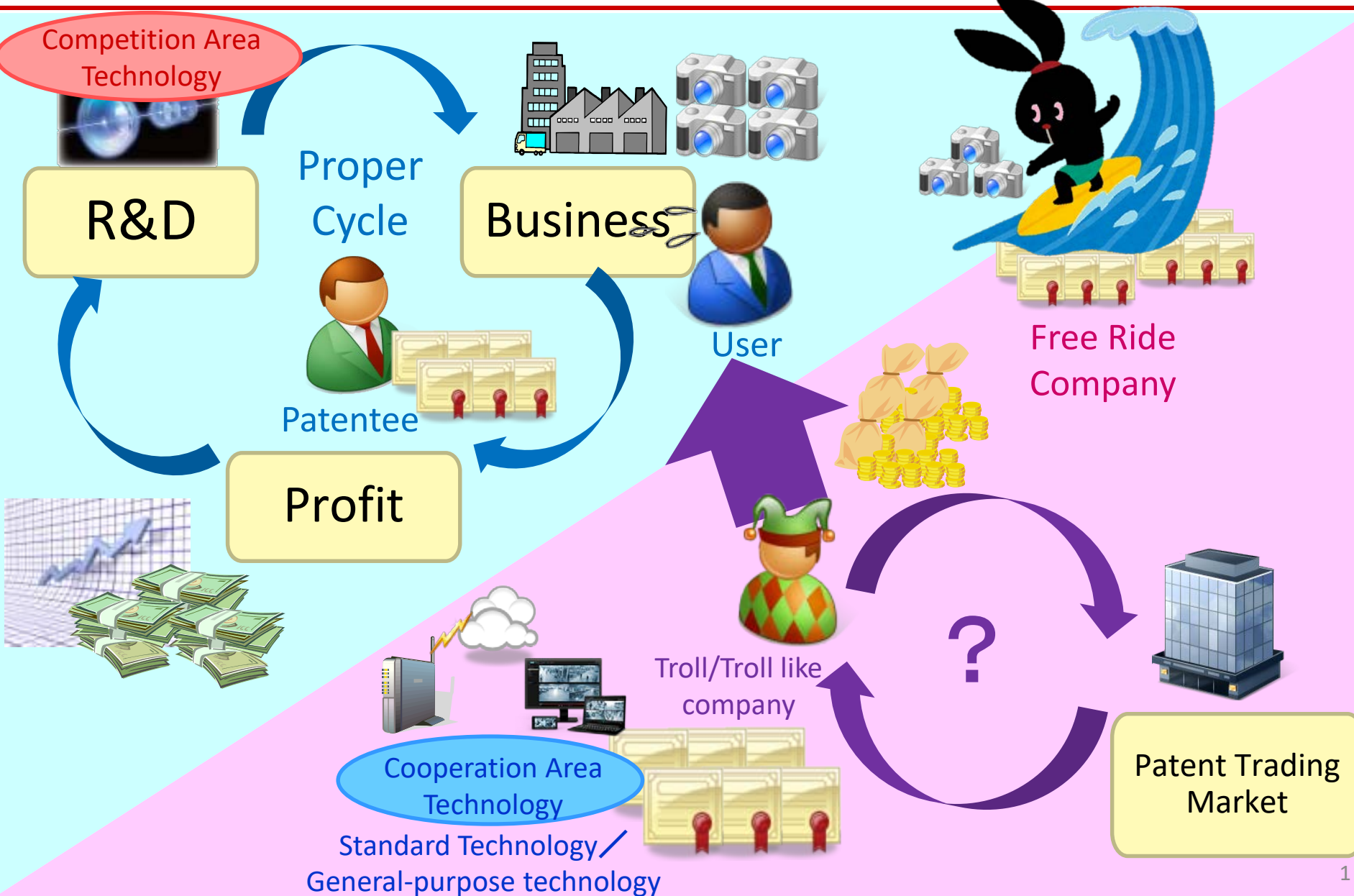
Group Executive

Corporate Intellectual Property And

Legal Headquarters

Canon Inc.

Recent IP Industry Structure

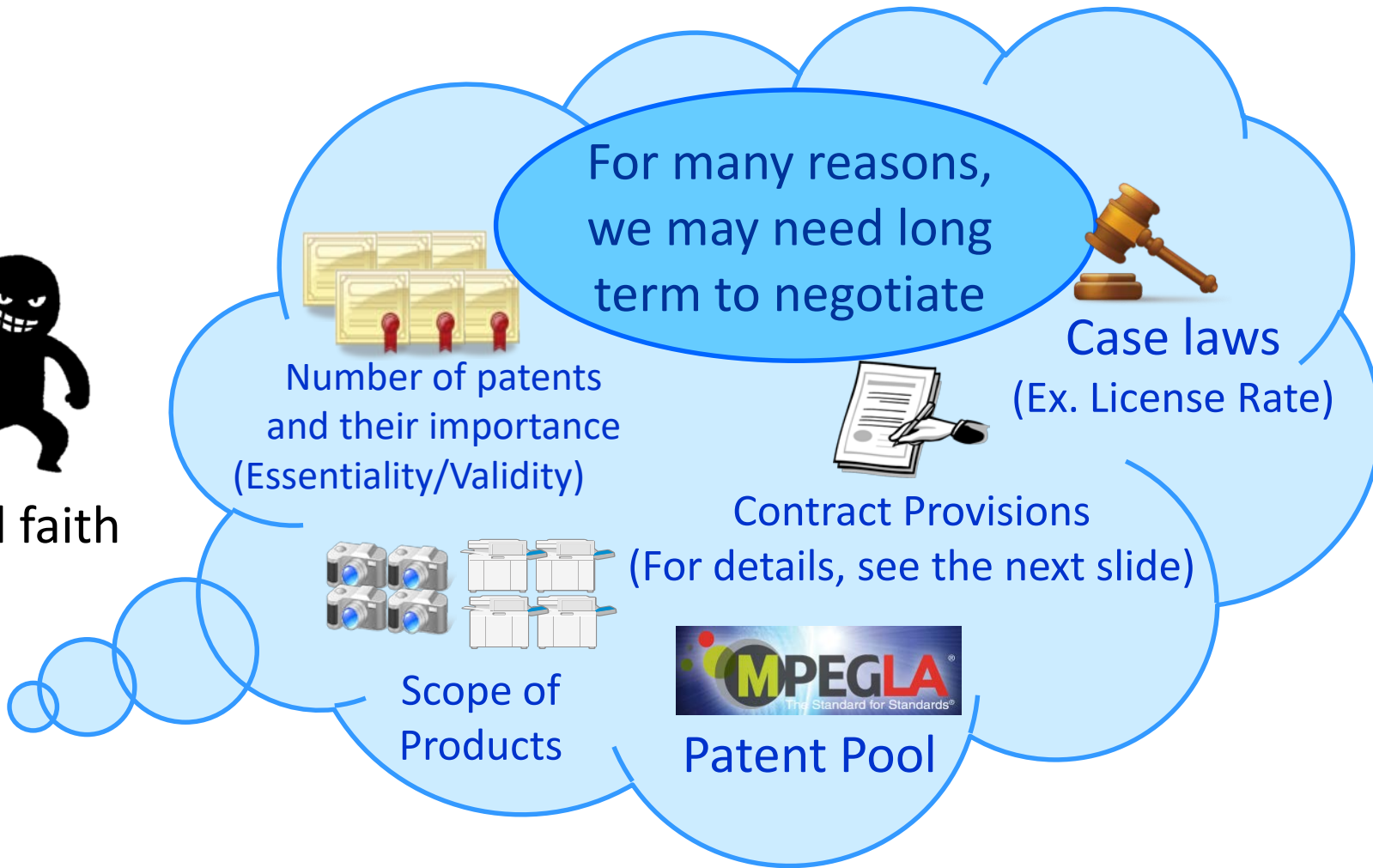
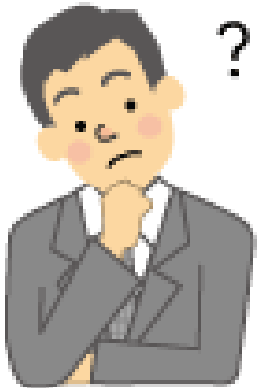


Factors to Be Considered for “Bad Faith” Labeling



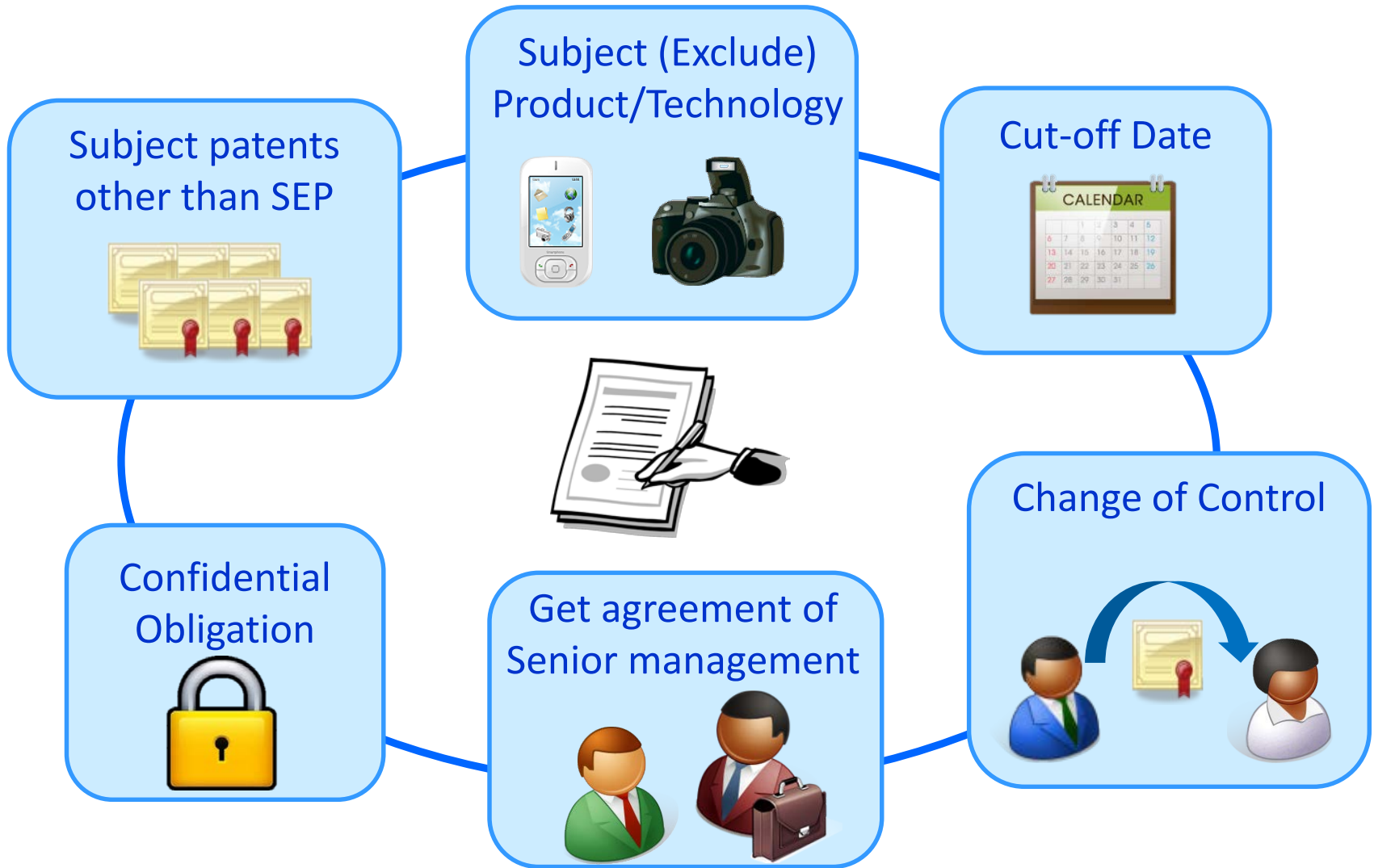
Bad faith

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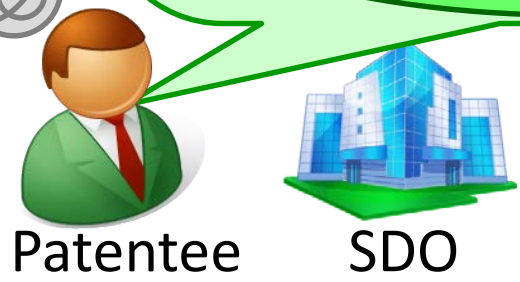
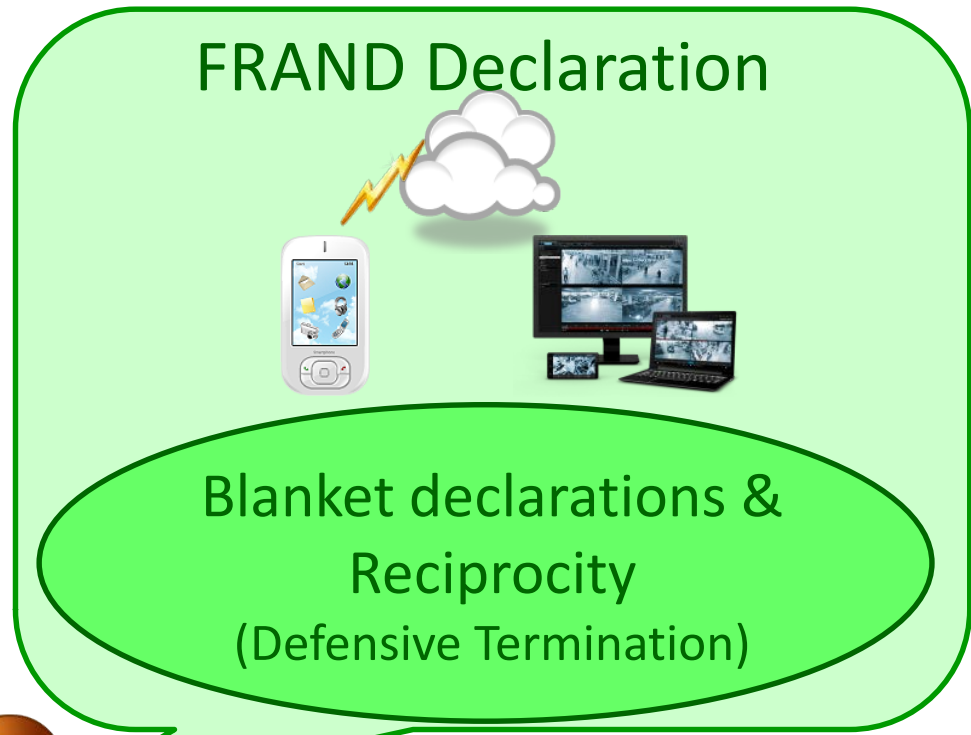
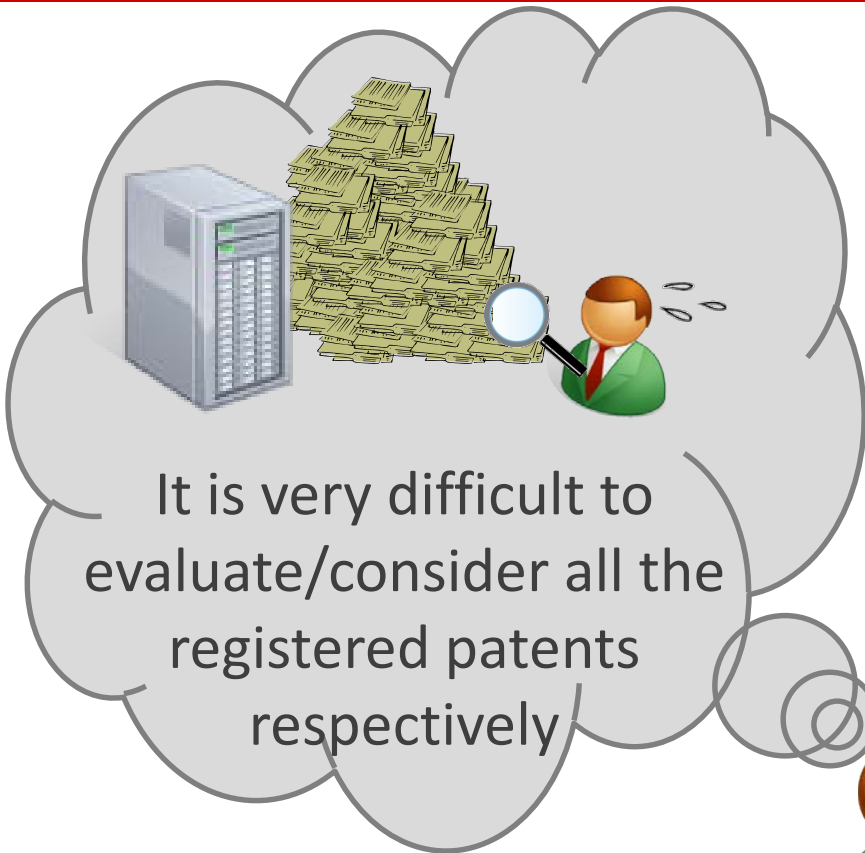
“Bad Faith” should be identified based on realities of negotiations

Contract Factors to Be Considered in Actual Business



Making contract requires time to consider many factors

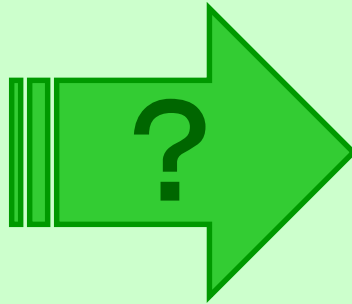
Transparency of SEP



Blanket declarations without identifying specific patents are desirable. Inclusion of reciprocity clause is better.

Transparency of SEP

Judgment of Essentiality



It is important “who” judges the Essentiality of SEP
Need to Consider “how”



Thank you for listening