



Lawrence Berkeley National Laboratory



U.S. DEPARTMENT OF
ENERGY

Part III: The Response by Government Contractors

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September 13, 2011

Data provided from 16 DOE contractor labs to the Technology Transfer Working Group (TTWG)

16 IP Acknowledgments/Agreements (IPA)

Prior to Stanford v. Roche:



3 with "hereby assign" language



12 with "agree to assign"-type language



1 – No IPA provided and does not plan any change



Decided to amend IPA?



10 Yes



2 Under consideration

When IPA amended?



8 amended between ~4/10 – 7/11



2 currently amending

Will current employees be asked to sign the amended IPA?



4 Yes



3 Under consideration



3 Non-response

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How are current employees asked to sign the new IPA?

4 contractor labs – Yes

- Employees are undergoing verification for a different issue - employees are executing the new IPA as part of this verification.
- Employees e-mailed instruction to sign the IPA.
- Employees e-mailed instruction to sign the IPA. Second and third e-mail reminders have been sent out.
- Employees e-mailed instruction to sign the IPA electronically. Reminder e-mails have been sent.

One contractor lab's response: "[We also plan] to consider any advice received after the DOE IP Attorney's meeting in September."

Thanks to Jason Stolworthy (Recording Secretary, TTWG) for collecting this data.

Prior to the S. Ct. decision LBNL decided to have current employees sign an Amendment to the IPA

Prior to Rollout:

- Draft Amendment to IPA (for current employees/guests) and revised IPA for new employees/guests and FAQ
 - Internal reviews and University of California legal
- Lab Senior Management approval – support was both excellent and critical
- Planning Meeting- HR & Tech Transfer, co-leads
 - HR
 - Public Affairs
 - Tech Transfer
 - IT
- Worked with IT to create website to view and sign Amendment
- Identified 1st and 2nd priority job classifications
 - 1st priority – scientists, engineers, technicians



Rollout and Follow Up:

- E-mail to all employees and guests from Deputy Lab Director
- Coordinated with HR to begin use of all new forms
- Website
 - Where employees and guests could electronically sign amendment
 - Links to FAQ and to contacts for IT and substantive questions
 - Reports can be generated to track completion/non-completion
- Listserv and e-mail to receive and track questions
 - Tech Transfer Dept heads and attorneys receive and respond to e-mails
- Follow Up - Division by division
 - E-mail from Division Directors
 - List of non-signers



Results:

- Immediate response
 - 570 signed in 20 minutes
 - 1,000 within hours
 - >2,000 within 2 weeks
- To date:
 - 93% of all 1st priority employees have signed (<200 have not yet signed)