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Who Should Attend:

Lawyers and business executives
involved with software
development projects

A Comprehensive One-Day Workshop on

Open Source Software

Practical guidance for locating open source code
and determining the best policies to manage it

June 9, 2008

San Francisco, California

Hotel 480 Union Square

Credits: CA MCLE 7 (call about others)
Quick when/where: 8:30 a.m., 480 Sutter Street

Open Source Software Workshop

June 9, 2008 | San Francisco, California
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08OPSCA WS



- 8:00 Registration and Continental Breakfast**
- 8:30 Introduction and Overview: The Open Source Year in Review**
 - Damien P. Eastwood, Esq., *Program Co-Chair, Vice President Legal***
Sun Microsystems, Inc. ~ Santa Clara, CA
 - Mark Radcliffe, Esq., *Program Co-Chair***
DLA Piper ~ East Palo Alto, CA
- 8:45 Open Source Strategies**
 - Understanding business models
 - Larry Augustin, Ph.D., *Managing Director***
Augustin Ventures ~ San Francisco, CA
- 9:15 Corporate Open Source Policies and Best Practices for Managing Open Source**
 - The current best thinking on open source policies and processes for managing open source to ensure license compliance and maximizing commercial value.
 - Valerie Alabanza-Cary, Esq., *Assistant General Counsel***
Sun Microsystems, Inc. ~ Santa Clara, CA
 - Karen F. Copenhaver, Esq.**
Choate, Hall & Stewart LLP ~ Boston, MA
 - Practical tips for open source including information on appropriate practices available on HP's new FOSSology.org and FossBazaar.org websites
 - Phil Robb, *Section Manager***
Hewlett Packard Company ~ Fort Collins, CO
- 10:30 Break**
- 10:45 GPL 3 Interpretation**
 - Interpretation of the defining license of the Free Software movement and practical tips for compliance: What is the intent of GPL 3? What business models fit the best?
 - Lothar Determann, Ph.D., Esq.**
Baker & McKenzie ~ San Francisco, CA
 - Richard Fontana, Esq.**
Open Source Licensing and Patent Counsel
Red Hat, Inc. ~ Raleigh, NC
 - Dave Marr, Esq., *Chief Counsel***
Sun Microsystems, Inc. ~ Santa Clara, CA

- 12:00 Lunch (on your own)**
- 1:15 Open Source in M & A**
 - What acquirors address regarding a target company's open source prior to an acquisition, and what happens with open source after closing the acquisition?
 - Sherman Chu, Esq., *Senior Director***
Cisco Systems Inc. ~ San Jose, CA
 - Rew Ikazaki, Esq., *Associate General Counsel/Legal Director***
Sun Microsystems, Inc. ~ Menlo Park, CA
 - Eric H. Wang, Esq.**
DLA Piper ~ East Palo Alto, CA
- 2:30 Integration of Open Source and Commercial Software in Products**
 - How do you incorporate the terms? What makes sense for the developer or vendor and their particular application and business model? What is the impact of GPL 3 on a patent portfolio?
 - Heather Meeker, Esq.**
Greenberg Traurig, LLP ~ East Palo Alto, CA
 - David McAllister, *Director of Standards and Open Source***
Adobe Systems Incorporated ~ San Jose, CA
- 3:30 Break**
- 3:45 A Look Into the Future: Predictions and How They Should Influence Your Current Decision Making**
 - What is expected to be finalized this year? What may be happening over the next year, the next decade?
 - Damien P. Eastwood, Esq., *Program Co-Chair, Moderator***
 - Mark Radcliffe, Esq., *Program Co-Chair, Moderator***
 - Andrew Aitken, *Co-Founder and Managing Partner***
Olliance Group, LLC ~ Palo Alto, CA
 - Michael R. Cunningham, Esq.**
Executive VP & General Counsel
Red Hat, Inc. ~ Raleigh, NC
- 5:15 Evaluations and Adjourn**



About the Workshop

LAW SEMINARS INTERNATIONAL

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As the intellectual property world continues to grapple with the challenges in this rapidly expanding and uncharted territory of open source software, it is important to know what the current field looks like, points to consider, what tools are available to effectively perform due diligence and what major leaders in the software industry are doing to set a precedent in establishing their own open source policies.

Many organizations have moved to a phase of integrating open source code and collaborative development models into daily operations and business controls.

This workshop is carefully designed to help you look at open source issues on a global and granular level, identify when to take calculated risks, to understand the impact of software patents, and to be brought up-to-date on current policy trends.

This program focuses on the use of automated tools including: How to do an open source analysis without going into the programming pits and what course of action to take to fulfill your obligations of due diligence.

This seminar will prove an invaluable resource for anyone who wishes to confidently address, protect and litigate the undeniably pervasive issue of open source and its impact on patent portfolios and general business practices.

~ Program Co-Chairs: Damien P. Eastwood, Esq. and Mark Radcliffe, Esq.



Damien P. Eastwood, *Program Co-Chair*, Vice President Legal for Sun Microsystems, Inc., leads the worldwide legal organization that provides support related to product, technology and service creation. Previously, he was European Corporate Counsel for Novell.

Mark Radcliffe, *Program Co-Chair*, partner at DLA Piper and Co-Chair of the firm's Technology and Resource Practice, concentrates in strategic intellectual property advice, private financing, corporate partnering, software licensing, Internet licensing and copyright and trademark. He is listed in *Chambers USA: America's Leading Lawyers* and named one of Northern California's Top 100 Intellectual Property Lawyers.

Andrew Aitken, Co-Founder and Managing Partner of Olliance Group, LLC an open source management consultancy, has senior management experience in building and leading national professional service firms, including Renaissance Worldwide and eWork. He is on the Board of Directors of the Open Source Software Institute.

Valerie Alabanza-Cary, Assistant General Counsel in the Products and Law Technology Group within Sun Microsystems, Inc.'s Legal Department, is Chairperson of Sun's internal review tool that manages inbound and outbound reviews and policies for open source technology.

Larry Augustin, Ph.D., Managing Director of Augustin Ventures, is an angel investor and advisor to early stage technology companies. He currently serves on the Board of Directors of Compire, Fonality, Hyperic, Medsphere, Pentaho, SugarCRM and XenSource. *Worth Magazine* named him one of the Top 50 CEOs.

Sherman Chu, Senior Director and Head of the Technology Licensing Group of Cisco Systems Inc., oversees legal support for Cisco's Research and Development, manufacturing, marketing, strategic alliances, IT and other organizations. He is responsible for most legal facets of Cisco's use of open source, including creating their original open source usage guidelines.

Karen F. Copenhaver, partner in Choate, Hall & Stewart LLP's Business and Technology Group, focuses on technology transfer and licensing of intellectual property, particularly in the areas of software licensing and open source business models. She is Director of Intellectual Property Strategy for the Linux Foundation and is listed in *Chambers USA, Legal 500* and is named a Massachusetts Super Lawyer

Michael R. Cunningham, Executive Vice President and General Counsel of Red Hat, Inc., a provider of open source solutions, has business and legal experience in the global marketplace. Previously he was Associate General Counsel for IBM as well as Partner and General Counsel for Pricewaterhousecoopers.

Lothar Determann, Ph.D., partner at Baker & McKenzie, focuses on software licensing, electronic commerce, data protection, intellectual property and international commercial law relating to technology transactions and outsourcing.

Richard Fontana, Open Source Licensing and Patent Counsel at Red Hat, Inc., was counsel at Software Freedom Law Center focusing on matters relating to the drafting of version 3 of the GNU General Public License.

Rew Ikazaki, Associate General Counsel and Legal Director at Sun Microsystems, Inc., focuses on Intellectual Property Licensing and Technology Service Agreements.

Dave Marr, Chief Counsel to Sun Microsystems, Inc.'s, Open Source Group and Global Engineering Practices, is responsible for open source licensing strategy, its associated legal ramifications, driving policy and process change to address open source risk factors.

David Mc Allister, Director of Standards and Open Source at Adobe Systems Incorporated, focuses on the company's long-term strategic direction as it relates to standards and open source technologies to differentiate Adobe. He is Adobe's representative to Ecma International, a standards body for information and communications technology.

Heather Meeker is chair of the Intellectual Property/Information Technology Licensing and Transactions Practice at Greenberg Traurig, LLP, Chair of the Open Source Committee of SciTech Section of ABA and an adjunct professor at the UC Berkeley School of Law.

Phil Robb, Section Manager at Hewlett Packard Company leads their Open Source Programs Office, including the FOSSology.org project, and is responsible for HP's Open Source Review Board. He is also General Manager of FOSSBazaar.org, a website and community dedicated to improving the governance and adoption of free and open source software.

Eric H. Wang, partner at DLA Piper, concentrates on corporate securities and mergers and acquisitions. He is recognized as one of the "Best Lawyers in the Bay Area" in the corporate and securities area in *Bay Area Lawyer Magazine*.



Registration & Other Workshop Information

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Substitution & Cancellation: You may substitute another person at any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Tuesday, June 3,

2008. After that time, we will credit your tuition toward attendance at another program or the purchase of a Homestudy. There is a \$25 cancellation fee for Course Materials orders and \$50 for Homestudy orders.

Seminar Location: The workshop will be held at the Hotel 480 Union Square at 480 Sutter Street in San Francisco, CA 94108. Call the hotel directly at (415) 398-8900 for reservations at the special negotiated rate of \$249 and mention that you are attending a Law Seminars International workshop. Rooms are on a first come, first served basis.

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Practical guidance for locating open source code and determining the best policies to manage it

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You Will Learn About:

- Open source business models
- Best practices for managing open source
- How to interpret and understand GPL 3
- Open source and M&A
- Open source and commercial software in products
- Predictions for the future and how they should influence decision-making

Watch for our telebriefings on major legal developments.

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kate@lawseminars.com

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Entertainment Technology Law	August 14 & 15, 2008	Vancouver, BC
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