



German Patent  
and Trade Mark Office



UNION OF EUROPEAN PRACTITIONERS IN INTELLECTUAL PROPERTY  
UNION EUROPÄISCHER BERATER FÜR GEISTIGES EIGENTUM  
UNION DES PRATICIENS EUROPÉENS EN PROPRIÉTÉ INTELLECTUELLE

# UNION-IP ROUND TABLE

## What Does My Claim Cover ?

Intended and Unintended Consequences of Amendments  
During Prosecution and Post-Grant Proceedings

Munich

Friday 24 February 2023

German Patent and Trade Mark Office  
Zweibrückenstrasse 12, 80331 Munich

Organized by the UNION-IP Patents Commission  
and the German Patent and Trade Mark Office

# UNION

## ➔ UNION-IP ROUND TABLE

24 February 2023

### What Does My Claim Cover ?

Intended and Unintended Consequences of Amendments During Prosecution and Post-Grant Proceedings

UNION-IP's 2023 Winter Round Table will be an outstanding opportunity to debate the impact of changes to the Guidelines for Examination of the European Patent Office (EPO) in relation to the amendments to the description, in judicial proceedings and before the EPO.

After two fully online sessions in 2021 and 2022, the Winter Round Table returns to Munich ! It will be a great chance to hear the views of judges and experienced professionals, and to exchange views on the subject with colleagues from all over Europe.

### ➔ Program

moderated by Rui Gomes and Joana Santos

09:00 **Registration**

09:30 **Welcome words**

**Fabian Edlund**, President of UNION-IP

**Rui Gomes**, President of the Patents Commission of UNION-IP

**Bernd Maile**, Vice-President of the German Patent and Trade Mark Office

09:45 **Plus ça change...? Impact of changes to the Guidelines**

The changes to the Guidelines for Examination of the EPO brought a significant change to the practice and to the granted patents issued since. Or did they? After almost two years of implementation, it is relevant to analyse how deep were the changes, and what was their impact in the life of a patent before the EPO, be it during examination

and opposition proceedings or before the Boards of Appeal.

This panel will count on the views and experience of

**Gerry van Dooren**, EPO, DG1 Operations Director

**Felix Hermann**, Patent Attorney at Boehmert & Boehmert

**Thomas Burchardi**, Senior Patent Attorney at Ericsson

and will be moderated by

**Rui Gomes**, President of the Patents Commission of UNION-IP

**10:45 Break**

**11:00 Litigation: Claim Scope in view of the Description**

Claim scope is at the centre of a patent, defining its economic value and its relevance, and being of life or death for the operation of a potentially infringing company. To determine the scope of a claim, national legislations define that the description and drawings must be taken into consideration. Thus, the changes to the Guidelines for Examination that the European Patent Office (EPO) initiated in 2020 have brought a renewed interest to the matter, the main alteration being related to the amendments to the description as a consequence of the amendments to claims during prosecution, as a measure of making post-grant litigation simpler.

How can these amendments affect the scope of a claim? What is the established national practice and how do specialists envisage that the changes may affect claim scope, not to mention patent validity?

This panel will count on the views and experience of

**Edger F. Brinkman**, Senior Judge at the District Court The Hague

**Matthias Zigann**, Presiding Judge at the Regional Court Munich, UPC Judge for the Munich Local Division

**James Mellor**, UK Patent Court Judge

**Lionel Martin**, European Patent Attorney, Lawyer, Partner at Auguste Debouzy and will be moderated by

**Joana Santos**, Vice-President of the Patents Commission of UNION-IP

**12:20 Round table discussion with all panellists**

**13:00 End of Round Table**

**Get together & walking lunch** (included in registration fee)

## ➔ How to register

Send in the completed registration form (see next page) on or before **24 February 2023** to

The secretariat of the Round Table  
c/o Nils T.F. Schmid  
SKM-IP PartGmbB Patentanwälte  
Oberanger 45  
80331 MUNICH (DE)  
Tel: +49 89 200 00 33-0  
E-Mail: UNION@SKM-IP.DE

either by editing the PDF (annotations), by printing & scanning, or by copying in a simple email the form data box numbers followed by the corresponding information. The information corresponding to **bold** item numbers (for example 01.) is required for completing your registration.

## ➔ Registration Fee (coffee break and walking lunch included)

€ **175** Standard fee

€ **120** Reduced fee (for **UNION-IP** members only)

Accommodation is not provided.

## ➔ Credits for permanent formation

This event has not been previously accredited by a credit organisation for consultants and attorneys. The attendees can however obtain a certificate of attendance upon request.

## ➔ Organisation

**Rui Gomes**, President of the Patents Commission of UNION-IP

c/o **UNION-IP** aisbl, Boulevard General Wahis 15, 1030 BRUSSELS [BE]

## ➔ REGISTRATION FORM



### UNION-IP ROUND TABLE

**What Does My Claim Cover ?** Intended and Unintended Consequences of Amendments During Prosecution and Post-Grant Proceedings

on **Friday, 24 February 2023**

at the **German Patent and Trade Mark Office** [DPMAforum]  
Zweibrückenstrasse 12, 80331 Munich (DE)

## ➔ Yes, register me for the Round Table

01.  Full Name

02.  Title

03.  Firm/Company

04.  Street & no.

05.  City & Zip code

06.  Country

07.  Phone

08.  E-Mail

## ➔ Registration Fee (coffee break and walking lunch included)

09.  € 175 Standard fee

10.  € 120 Reduced fee (for **UNION-IP** members only)

Payable through wire transfer (free of charge for the recipient) to  
**UNION-IP** bank account: IBAN: **BE08 7360 4195 7113** BIC: **KREDBEBB**  
with mention of "**UNION-IP RT 2023**" + **name of the participant**

11.  I wish to receive a certificate for proof of participation (as a training session acc. to § 15 FAO)

## ➔ Data protection

By registering for the event the participant authorises UNION-IP to hold and process the provided personal information and to pass on said information to any third party where such would be required for the efficient administration of the event.

The participant additionally authorises UNION-IP to use the provided information (name, surname, title, company and e-mail):

12.  for receiving announcements on future UNION-IP events:

13.  to be shared with the other participants of the event. UNION-IP never rents or sells personal information to third parties.

ON OR BEFORE **24 FEBRUARY 2023** TO **UNION@SKM-IP.DE**

## ➤ What is UNION-IP ?

**UNION-IP** is an association of practitioners in the field of Intellectual Property, that is, of individuals whose principal professional occupation is concerned with Patents, Trademarks, Designs or Copyright and related fields, and who carry on their profession independently or as employees.

**UNION-IP** is a private international association that is not dependent on any national or international authority: it approves its own members, in accordance with its statutes, in total independence, and likewise decides on its own activities and its own budget.

**UNION-IP** aims to work on developments in Intellectual Property in Europe, especially by making submissions during the preparation of proposed laws and treaties, and to devote itself to the improvement of professional and personal understanding between European practitioners in the Intellectual Property field in different countries and different branches of the profession.

## ➤ What is a UNION-IP ROUND TABLE ?

This Round Table is organized by **UNION-IP**, offering the opportunity for practitioners to hear from authoritative speakers on topics of interest in the European and International IP field and, just as importantly, to interact with and influence them by feeding back their own practical experience.

The integral Question and Answer sessions and friendly discursive nature of the event lead to real exchange and development of views on both sides. Participants tend to find these practitioner-lead events a real and useful antidote to the more commercial seminars familiar to all.

If you are not yet a member of **UNION-IP** and would like to join this friendly, active and interesting organization please go to our website where you can join online. Membership also entitles you to reduced prices for this, and other, **UNION-IP** events.

FOR MORE INFORMATION: [WWW.UNION-IP.ORG](http://WWW.UNION-IP.ORG)