

Intellectual Property Advocacy: Parts I & II

<http://jeremydebeer.ca/about/teaching/ip-advocacy/>

Intellectual Property Advocacy is an experiential learning opportunity that gives students the practical skills and experiences they need to become successful intellectual property advocates—especially in administrative, trial or appellate courtrooms, but also in national legislative processes, international lawmaking forums, and even media or other public debates.

The course runs in two parts. Part I focusses on written advocacy (3 credits in the Fall or January term). Part II focusses on oral advocacy (3 credits in the January or Winter term). All students must enroll in both parts of the course, for a total of 6 credits. Participation is by application and audition only.

IP Advocacy is built upon, but not limited to, closely supervised participation in three competitive moots. In effect, the moot problems serve as the dynamic, substantive content around which lessons are structured, as well as the method of evaluation.

Experiences are enhanced with organized seminars and workshops on specialized legal research, advocacy skills, procedural rules and strategies, and presentation techniques. The course also develops students' collaboration and mentorship skills through extensive interaction with peers and builds professional relationships through the involvement of members of the intellectual property bar and judiciary. Students will learn from invited lecturers, both on- and off-campus, as well as site visits to watch leading litigators in action.

Fall, January, and Winter, 2018-19

Mondays 18h00-21h00 +

Weekly Meetings Schedule TBD

Profs Jeremy de Beer & Katie Szilagyi

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September 12-13: Auditions

Competitive tryouts for all moot teams.

September 16: Selections

Student selection and enrollment.

September 23: Introductions

To goals, methods, tools, timelines, etc.

September 30: Preparing to write

Why written submissions matter most.

October 7: Writing an overview

Dissecting and distilling your case.

October 14: Researching

Preliminary research.

October 21: Facts and framing

Drafting facts and framing issues.

October 28: Outlines and headings

Structuring your arguments.

November 4: Relearning to write

Drafting the heart of your arguments.

November 11: Testing it out

Presenting and refining your pitch.

November 18: Persuasive Editing

With Professor McCrae

November 25: Attention to details

More rewriting; perfecting references.

December 2: Tweaking

Penultimate factums due.

The Harold G. Fox Intellectual Property Moot focuses on problems of Canadian domestic intellectual property. The University of Ottawa team may be comprised of up to five students. In making selections, strong preference will be given to 2nd year students, because one of the Fox Moot prizes is guaranteed entry and paid travel to the Oxford Moot the following year.

The Oxford International Intellectual Property Moot involves a combination of international and comparative domestic and foreign law. Participants must find, synthesize and cite law from throughout the world, but especially the European Union, United States, United Kingdom and other Commonwealth countries. Teams from universities including some of the world's most prestigious institutions in many different countries compete in the Oxford Moot. The University of Ottawa team may include up to three participants. In making selections, strong preference will be given to 3rd year students from the previous year's Fox Moot team. As part of their work on the Oxford Moot, these 3rd year students will be expected to mentor and support the Fox Moot team of 2nd year students.

The policymaking competition is unlike any other course or moot. Rather than preparing a factum, we'll teach you the art of a different sort of persuasive writing: the "Memorandum to Cabinet". And instead of arguing before judges, you'll be trained to persuade Cabinet Ministers and other senior policymakers that your ideas should become law. This component of the course stems from a collaboration between the Departments of Canadian Heritage (PCH) and Innovation, Science and Economic Development (ISED), and the faculties of law at leading Canadian law schools. It has been conceived as a way for students to gain instruction and experience in public policy thinking, drafting and briefing.

The competitions that establish the framework for this course provide a simulated case and opportunities to practice both written and oral advocacy skills. But an essential part of this practicum also involves supplemental training through seminars and workshops, facilitated by the professor with judges, lawyers, and other experts.

December 9ish: Submitting

Oxford factums due.

January 6: Polishing

Revising Fox factums with fresh eyes.

January 14: Submitting

Fox Appellant's factum due.

January 20: Replying

Learning to respond. Get Oxford reply.

January 28: Submitting

Fox Respondent's factum due.

February 3: Speaking

Introducing oral arguments.

February 10: Answering

Strategies to deal with questions.

February 17: Rehearsing

Hone Fox details. Oxford bundles done.

February 21-22: Showtime

Fox Moot happens. Oxford road show.

February 28: Revising

Strategic adjustments for Oxford.

March 2: Ramp up

Oxford & Policymaking rehearsals.

March 9: Final Prep

Policymaking Memos due.
Oxford dress rehearsals.

March 19-21: Spring break-a-leg

Fly to England for the real thing.

March 27: Policymaking pitches

The Policymaking moot happens here.

March 30: Debrief

Celebrate our success
