



LESI International Management & Delegates Meeting (IMDM)

Virtual (via Zoom)
19 May 2021

Society Fact Sheet

Thank you for completing this LES Society Fact Sheet. This information helps us share your annual activities with the LESI Board and the Membership Committee. We have also included additional (optional) data questions as an appendix (while helpful, we appreciate that not all societies might have this data).

SOCIETY INFORMATION

SOCIETY NAME: LES ITALIA

CONTACT PERSON

(This person is responsible for communication with & timely submissions to the LESI Office. You may alternatively update your information directly on the website [here](#) and indicate below that it is up to date)

Name: Alessia Ferraro
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CURRENT SOCIETY OFFICERS

President: Mattia Dalla Costa
Secretary: Alessia Ferraro
Treasurer: Antonio Di Bernardo
Society Administrator(s):
Delegates:
Antonio Di Bernardo (a.dibernardo@thinx.expert)
Sergio Lasca (sergio.lasca@pirelli.com)
Dario Paschetta
(dario.paschetta@studiofrignani.com)
Marilena Garis (marilena.garis@praxi-ip.com)

Term of Current Society Officers/ Date of Next Change of Officers:

(please notify LESI with a complete list of officers when the change takes place)

October 2022

Annual Membership Dues: Euro 180 ordinary membership; Euro 90 junior membership (younger than 35 years old); Euro 90 senior membership (older than 70 years old and retired)

(please note currency and any categories of membership)

MEMBERSHIP DATA

Category	Total Number	% Change from last year
Total Number of Members: <i>(please note any categories of membership)</i>	452	

Date and Location of Next Annual General Meeting (AGM): October 2021, Milan. The organization of the event and especially the venue will be subject to the evolving of Covid-19 situation; it is very likely that the annual meeting will be held virtually.

Notable Society Activities / Educational Events during the past year:

(please include the date, purpose and number of attendees)

The Covid-19 emergency deeply changed our lives in the first months of 2020, and of course impacted in our professional activities, changing the means and ways of connection with clients and colleagues. Also, the activities carried out by our association deeply changed, since no event (meeting, seminar, course) was no longer possible. Despite this, LES Italia found the way to update its associates also during the Covid-19 emergency with a cycle of webinars on hot topics on IP law and litigation.

*On **June 11** the first webinar took place; it was dedicated **license agreements and the force majeure clauses, in light of the Covid-19 emergency**. Speakers: Prof. Giovanni Guglielmetti (Partner of Studio Bonelli Erede) and Avv. Sara Citterio (Head of the Corporate Affairs, Legal and Compliance Department at Trussardi). Approximately 60 attendees participated to the webinar.*

*The second webinar took place on **June 18**, and was dedicated to the contributory infringement – **“Contributory Infringement. An update on the application of art. 66 comma 2 bis, ter and quater CPI”**. Speaker of this webinar was Prof. Avv. Mario Franzosi (Franzosi e Associati). More than 60 attendees participated to the webinar.*

*The tridimensional trademarks and articles 151 and 152 of EUTMR were the object of the third webinar that took place on **June 23**. During this webinar – “Distinctive character of the tridimensional trademarks. When the shape is not distinctive per se” – the speakers were Prof. Avv. Marco Spolidoro (Studio Marco Spolidoro) and Dott. Giovanna Del Bene (Thinks S.r.l.). More than 60 attendees participated to the webinar.*

*On **June 30**, the annual roundtable **“Recent trends on IP case law”** took place via web. During this event, the judges of the specialized IP sections of the Courts of Milan, Turin and Naples confronted on the most recent case law concerning several topics: selective distribution, tridimensional trademark and shape of the product, exhaustion of the trademark and parallel markets, contributory infringement. We were particularly glad of the interest that this webinar generated amongst our associates: more than 100 persons participated.*

*The fifth webinar took place on **July 8** and was titled **“The protection of the concept store between copyright and unfair competition”**. The speakers Avv. Benedetta Cartella (Cartella e Manzoni Studio legale) and Architect Gianni Arnaudo commented a recent judgment issued by the Italian Supreme Court in the case Kico vs Wycon. More than 60 attendees participated.*

*Last **July 16** Russell Levine shared both with LES Italy and LES International’s associates his panel **“Top 10 Mistakes Commonly Made When Drafting and Negotiating Patent License Agreements”**. Also this webinar had a great success, being followed by more than 80 participants.*

*On **July 23**, Ing. Valentina Piola (Sisvel SpA) and Prof. Avv. Cesare Galli (Studio Galli IP) held the webinar titled **“Patents in the license agreements: new prospective in licensing”**; last **July 30** Avv. Simona Cazzaniga, Dott. Andrea Vestita and Ing. Antonio Di Bernardo held a mock trial in order to discuss the main aspects of the damage compensation arising from the infringement of IP rights. Approximately 60 attendees participated to both the webinars.*

*After the summer holidays, in autumn the webinars organized by LES Italy continued with the event dedicated to the **use of the third party's trademark in the internet marketplace** that took place on **September 23**. By examining the judgment “L’Oréal” (C-324/09) and the judgment “Amazon” (C-567/18) of the European Court of Justice, Avv. Anna Maria Stein (Partner, Avvocati Associati Franzosi Dal Negro Setti) and Avv. Paolina Testa (Partner, Studio Legale Associato FTCC) analyzed the concept of use of the third party's trademark, of offer for*

sale and of placing on the market in the Internet marketplace, evaluating also which type of activity, and with which degree of awareness, is demanded from the European and Italian case law in order to ascertain the responsibility of the managers of the marketplaces of Internet. More than 60 attendees participated to the webinar.

On **October 8** the webinar dedicated to **technology transfer and cooperation between industry and university** took place. Dr. Shiva Loccisano (Head of Technology Transfer and Industrial Liaison Department of Politecnico di Torino) and Dr. Paolo Markovina (Patent Manager Electrolux) discussed how research and development agreements and technology transfers between universities and industry are evolving with respect to the regulation of IP rights (mainly patents and trade secrets) and whether these contractual models allow an efficient exploitation of the knowledge generated in the collaborations. Approximately 60 attendees participated to the webinar.

The **distribution agreements and limitations to online sales** were the object of the webinar that took place on **November 11**. Starting from the decisions of the European Commission and rulings of the EU Court of Justice, Prof. Fabio Bortolotti (Partner, BBM Studi Legali Associati) and Dario Paschetta (Partner, Frignani Virano e Associati Studio Legale) addressed the issue of the regulation of online sales restrictions in distribution contracts by analyzing some of the most important clauses. Approximately 40 attendees participated to the webinar.

On **November 23** the last webinar of 2020 took place: **“License agreements, big data and open innovation: where the meeting point?”**. Avv. Gianluca De Cristofaro (LCA Studio Legale) and Ing. Emilia Garito (CEO of Quantum Leap IP) discussed the theme of big data and open innovation, analyzing the benefits and risks of technological innovation, the exploitation of company assets and the protection of trade secrets and industrial property rights. Approximately 60 attendees participated to the webinar.

The webinars organized by LES Italy are continuing also in 2021 with events both on national and on cross borders topics involving speakers from other LESI Chapters and co-organized with LESI. The first event of year 2021 - **“5g & Patents”** that took place last **January 27** – analyzed the main features of 5G technology, mainly focusing on why 5G is considered a disruptive technology and on how would it be possible to promote a 5G licensing market for promoting innovation. In this webinar hosted by LESI & LES Italy the speakers Sonja London (Nokia), Matteo Sabattini (Ericsson) and John Carney (LES USA & Automotive Sector), with the moderation of Luis Ignacio Vicente del Olmo (ASTI Mobile Robotics & Pons IP) discussed on the following topics: Why 5G is so different from 4G? Which is the impact in a key field as automotive sector (impact in sales, V2X – communications...)? Which are the different scenarios for 5G patents licensing? Which will be the impact of Covid to 5G deployment? The webinar had more than 120 attendees, as a confirmation of the power of the synergy between the LESI Chapters and associates.

Following to this webinar, an event dedicated to the LES Italy associates followed. On February 12 the webinar on **“Recent trends of the jurisprudence in the field of intellectual property”** took place with the participation as speakers of the Presidents and Judges of the specialized IP Sections of the main Italian Courts: Milano, Torino, Genova, Roma and Napoli. The judges confronted on the most recent case law concerning several topics: contributory infringement, protection of trade secrets and databases, copyright and claim for ascertaining authenticity of works, software protection and compliance report. The webinar generated also this year grate interest amongst our associates: more than 120 persons participated.

International and cross-borders topics were once again the focus in the webinar co organized by LES Italy and LESI on February 24 titled **“Contributory infringement: an overview under German, French, English and Italian law”**. The speakers Prof. Dr. Tilman Müller-Stoy (BARDEHLE PAGENBERG), Jean-Hyacinthe de Mitry (GIDE LOYRETTE NOUEL A.A.R.P.I.) and Richard Pinckney (BRISTOWS LLP), with the moderation of Ing. **Rinaldo Plebani** (Former member of LES Italy Board – Co-Chair of IP Maintenance Committee of LES International) discussed some cases and decisions involving contributory infringement and discussed the approach of the respective case law on the matter. Approximately 70 attendees participated to the webinar.

LES Italy is organizing other webinars and virtual events, both on national and on cross-borders topics. The next upcoming cross-border event will concern pharmaceutical patents and COVID-19, with a focus on licensing or expropriation agreements and compulsory licenses involving Italian, French and German jurisdiction. Another webinar on interim remedies will follow, with a compared analysis of this important IP defensive tool in the Italian, English, French and German jurisdictions.

Please List Your Professional Committees (e.g., Education, Life Sciences, Transportation):

LES Italy has established 6 professional committees (Patent & Trade secret; Trademark, Design & Copy Right; Industry; TT from University and Research Institutes to industry; YMC; IPV committee)

Does your society have (or plan to start) a Young Members Congress (YMC)? Would your Society be interested in becoming more involved in WILA? If so, please provide a contact for each.

For the YMC LES Italy is already active. Reference: Alberto Dalle Ceste (alberto.dalleceste@gmail.com).

For the WILA LES Italy would like to be more involved. Reference: Alessia Ferraro (Alessia.ferraro@cbalex.com)

How can LESI or other LES Societies further support you?

Report completed by : _____

Date : _____

Appendix

Additional LES Society Membership Data

If known:

	Total Number	% Change from last year
Lawyers or patent agents in --		
private practice:		79%
law/patent firm:		75%
production or sales company (goods and materials):		14%
IP consulting or transaction entity (NOT production/sales):		2%
Non-lawyers/non-patent/trademark agents in --		
law/patent firm:		n/a
production or sales company (goods and materials):		n/a
IP consulting or transaction entity (NOT production/sales):		0,1%
Other members (please define):		3%
Women Members:		40%
Young Members (< 40 years of age):		10%