



OHIM's Mediation Service

Settling Community Trade Marks and Design Disputes

- ▮ Benefits of OHIM mediation; costs, timing and conditions for engaging mediation
- ▮ From mediation meeting to settlement agreement from an IP lawyers perspective
- ▮ How to overcome difficult situations in mediation: cultural aspects, stalemate
- ▮ Case studies and role play with real-world examples

Friday
5 December 2014
9 am - 5 pm
Amsterdam
Renaissance Hotel



Gordon Humphreys

Mediator, Member of the
Boards of Appeal, OHIM

Gordon, a member of the OHIM Mediation Unit, has qualified as a mediator with the Chartered Institute of Arbitrators since 2010. He is also a Member of the Second, Third and Fifth Boards of Appeal.



Sven Stürmann, LL.M.

Legal Advisor and
Mediator, OHIM

Sven Stürmann is Legal Adviser at OHIM and internationally accredited mediator (CEDR) with OHIM's Mediation Service. Sven is also a frequent speaker on trade mark and mediation matters as well as coaching mediators.

Essentials of OHIM mediation: from positions to interests

- ▮ Benefits for OHIM users, advantages over court proceedings
- ▮ When to opt for OHIM mediation, when to debar from mediation

Principles of mediation and their practical consequences

- ▮ How much autonomy and flexibility do parties have?
- ▮ Confidentiality, neutrality, other sensitive issues: How to deal with

OHIM mediation proceedings

- ▮ Legal basis; costs and timing; request; choice of OHIM mediator
- ▮ Effects of the request: suspension of appeal proceedings

Stages of OHIM mediation proceedings: hints and pitfalls

- ▮ from mediation meeting via solution finding through parties' brainstorming to settlement agreement; mediation failure

Cultural aspects, stalemate: How to overcome difficult situations

Settlement agreement: subject and enforceability

- ▮ Withdrawal/limitation of CTM/CD registration, opposition or appeal
- ▮ Future cooperative ventures, assignment of costs and more

Preparation of OHIM mediation from a IP lawyers perspective

- ▮ Is your IP dispute suitable for OHIM mediation? How to assess it
- ▮ Lawyers, corporate representatives: coaching and preparing

Case studies and role play with real-world examples

- ▮ Best trade mark; unused trade mark; malevolent agent

Disputes relating to Community trade marks or designs are often resolved through litigation before courts. However, OHIM's option of mediation proceedings might be the dispute resolution alternative which helps to **save your company's or client's time, money and maybe even business relations.**

The purpose of this seminar is to convey attendees the potential of OHIM mediation with **first-hand insight from OHIM mediators.** This will be done through a systematic overview of the stages of the OHIM mediation proceedings and case studies and role play with real-world examples. The speakers will also focus on how to coach and to prepare lawyers, corporate representatives and parties for OHIM mediation.

MORE INFORMATION



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REGISTRATION

Fee: 930 € (+ 21% Dutch VAT), includes course documentation (incl. free download) as well as mid-session refreshments, lunch and certificate.

Accommodation: A limited number of rooms have been reserved at the hotel and are subject to availability. Details will be forwarded with our confirmation.

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