

Memorandum

To: Class

From: Professors Gene Crew and Roger Cook

Date: January 6, 2012

Re: Course on Antitrust Law and Intellectual Property Rights

Welcome to a course on what we hope you will find – as we do – one of the most interesting topics to challenge students of the law: "*Antitrust Law and Intellectual Property Rights*." A few observations as we begin:

1. While the subject commands the attention of academics, judges and businesses alike, it is not a new subject. The relationship between antitrust law and intellectual property rights has been the subject of vigorous debate for decades.

2. You are the first to have the benefit of an excellent new casebook – *Antitrust Law and Intellectual Property Rights* by UC/Irvine antitrust law professor Christopher Leslie (published just last year). Before this semester, there simply was no casebook on the subject. There also is an excellent two-volume treatise entitled "*IP and Antitrust*" co-authored by Professors Herbert Hovenkamp, Mark A. Lemley, Mark D. Janis and Christopher R. Leslie (on "course reserve" at the circulation desk of the library) which you may wish to consult for a deeper understanding of the subject.

3. Because we have a well organized casebook, it will also serve as our syllabus. We will let you know well in advance of class if any cases reported in the casebook may be skipped. We also will let you know of additional court decisions or law review articles that you should read before class.

4. We should plan to read about 35-40 pages in preparation for each class. We are reserving the last two classes for course review.

5. Plan to devote the first two class sessions (January 12 and 19) to Chapters 1 and 2 of the casebook.

6. Because of the overlap between antitrust law and intellectual property rights, we have allocated responsibility between us for leading classroom discussions in the following manner: Professor Crew will lead discussion of the antitrust law issues and Professor Cook will lead discussion of the intellectual property law issues. Each of us will occasionally supplement the other's remarks with his own questions or comments, and encourage you to do the same.

Each of us will be available, at your convenience and ours, to answer whatever questions you may have. Professor Crew can be reached by phone at 415-273-7520 and by email at gcrew@kilpatricktownsend.com. Professor Cook can be reached by phone at 415-378-2301 and by email at rcook@kilpatricktownsend.com.