



INTELLECTUAL PROPERTY CHECKLIST

This checklist provides a series of questions intended to help identify potential intellectual property issues related to your business. Given that many of these issues are time-sensitive, it is important to consider your various options sooner rather than later, as time is often of the essence. We welcome the potential opportunity to assist you with your intellectual property-related needs, and we would be happy to answer any questions or concerns you might have in the meantime.

- Who **owns** the IP that we create or commission?
 - Are the necessary employment and/or independent contractor agreements in place with all applicable parties?
 - Any contractual obligations to current or past employers?
 - Are the necessary confidentiality agreements in place with all applicable parties?
- Are any aspects of our **ideas** protectable (and worth protecting)?
 - Through patent protection?
 - Through trade secret protection?
- Are any **tangible works** associated with our ideas protectable (and worth protecting) through copyright?
- Are the **source identifiers** we plan to use protectable (and worth protecting) as trademarks?
- Do any aspects of our planned products and/or services **infringe** any known third-party IP rights?
 - Potential patent infringement issues?
 - Potential trademark infringement issues?
- How can we **monetize** our IP?
 - Direct commercialization of technology?
 - Licensing technology rights to others?
 - Sale of technology rights to others?
 - Enforcement of rights against infringers?