



Intellectual Property Law & Technology Program

## Events

**Tony Chapman**, Capital C  
Marketing Group

Title: "**Made in Canada: Why  
creativity and invention must  
become the life blood of our  
economy**"

(Date to be announced)

**Jason Kee**, Entertainment  
Software Association of Canada

Title: "**IP: Perspectives from the  
Video-Game Industry**"

(Date to be announced)

See a list of [more upcoming  
events](#)

## IP Poll of the Week

This week's question: U.S.  
Congress may be considering new  
net neutrality laws early next year.  
Is there a need in Canada for net  
neutrality legislation?

Visit our [website](#) to vote on our IP  
Poll of the Week.

## IP in the News

[Where the boys weren't](#)

The Law Times covers IP  
Osgoode's recent Women and IP  
roundtable.

[Calgary man becomes first person  
convicted under anti-piracy laws](#)

A man caught illegally recording  
"Sweeney Todd" in a movie theatre  
last year has pled guilty.

[US net neutrality law could outlaw  
'throttling'](#)

There will be a push in the U.S.  
Congress to create a new net  
neutrality law.

## The IPIGRAM (November 17, 2008)

### Feature Posts

#### [The IceTV Hearing Cometh](#)

November 17, 2008 by Catherine Bond

*Catherine Bond is a PhD Candidate at the Faculty of Law, University of New South Wales*

Today there are generally no surprises when it comes to copyright law. Earlier this year, when the Full Federal Court overturned the decision of Bennett J in [Nine Network Australia Pty Ltd v IceTV Pty Ltd](#), there was disappointment, but no surprise. That case concerned copyright infringement in a weekly schedule of television programs produced by the Nine Network and the Full Federal Court found that IceTV, in creating a similar television guide based on Nine's programs, had taken a substantial part of the schedule and infringed copyright. Thus when the High Court of Australia granted special leave to appeal in [IceTV v Nine Network Australia](#), Australian IP scholars were surprised, and our surprise was supported by two factors. [Read more](#)

#### [Response to "Women and IP: is everything rosy in here or is the glass ceiling tinted pink?" - IP Osgoode takes the lead in addressing gender issues in the IP field](#)

November 12, 2008 by Catherine A. Campbell, LL.B.

I attended the session on gender issues in IP last week and commend the organizers for putting together such a stimulating panel. I continue to mull over what I heard and there were a few comments I wanted to share.

I think there is a distinction between a lawyer working outside private practice in a setting where the "work" is still very much law and legal advice and a lawyer working in a business or association setting where the connection to legal work is much more tenuous. As time passes, it is challenging for someone to return to private practice from the former and it is nearly impossible to return to private practice from the latter. A career change may be permanent and not by choice. [Read more.](#)

[Ottawa widens tax probe of eBay 'PowerSellers'](#)

The Federal Court of Appeal has ordered eBay to produce records of its Canadian "PowerSellers"

[Argentine search engines told to block famous names](#)

A temporary order has been granted by an Argentine judge compelling Google and Yahoo! to filter search results relating to certain celebrities.

[Holy court action! Can 'Dark Knight' beat Turkish mayor?](#)

The leader of the city of Batman in Turkey has stated that it plans to start a lawsuit against Warner Brothers.

[Moscow knocking off knockoffs](#)

The Globe and Mail reports on a recent visit to Canada by a delegation of Russian lawyers who say that Russia is getting tougher on trademark violators.

[A patent on patent trolling?](#)

The Legal Post notes a US patent application that was filed for a method of "patent acquisition and assertion by a (non-inventor) first party against a second party."



**IT.Can Student Writing Competition 2009**

The Canadian IT Law Association (IT.Can) encourages scholarship from students with an interest in information technology law.

See [Rules](#).

## IPilogue - Recent Posts

[IP Fears Hinders West's Aid for Climate Change Mitigation in China](#)

November 17, 2008 by Adrienne Ng (IPilogue Editor)

Over the past decade, China, a developing country with a population of 1.3 billion, has nurtured a booming economy, growing at an exponential rate. All of this has not been without a heavy cost however; China's industrial activity has contributed immensely to the world's total emissions of greenhouse gases. [Read more](#)

[Regulating the Forthcoming Personal Genomics Industry](#)

November 14, 2008 by George Nathanael (IPilogue Editor)

The [recent sequencing](#) of two human genomes exemplifies the current pace of development in the field of genomics. Newer technology is making it much cheaper and quicker to carry out this process, which raises the possibility that its use will eventually become more widespread by researchers, such that the genomes of consumers and patients may become readily available for sharing by means of a simple electronic transfer. [Read more](#)

[Discussion: IP at Regulation's Turning Point](#)

November 13, 2008 by Daniel Hartrell (IPilogue Editor)

With Americans electing a new president last week, [change](#) is the topic du jour. This is only compounded by the recent financial crisis, which led the chairman of the Federal Reserve to proclaim, "[there are no atheists in foxholes and no ideologues in financial crises](#)". [Read more](#)

[Internet Privacy: A Risk Based Approach](#)

November 12, 2008 by Brandon Evenson (IPilogue Editor)

In my [last privacy post](#) I identified certain cloud-computing privacy issues that may be regulated by the free-market. This post will outline a risk-based approach to analyzing privacy issues that laws and legislation may be required to address. [Read more](#)

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