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The IPIGRAM (October 22, 2008)



Above: From left, Rex Shoyama (Assistant Director, IP Osgoode), Professor Giuseppina D'Agostino (Founder and Director, IP Osgoode), Ontario Minister John Wilkinson, Professor Carys Craig, Professor David Vaver

-

IP Osgoode kick-off!

Osgoode Hall Law School has finally launched a new program in Intellectual Property Law and Technology: IP Osgoode. This dynamic initiative has been the result of many people coming together: from the students, to the faculty, to the leaders in the legal and IP community in Canada and around the world. And it's about time!

We had two IP Osgoode kick-off events (one in downtown Toronto and another on campus at Osgoode). Both events went like clock-work. We launched first at the Four Seasons in Toronto in conjunction with the Annual Meeting of the Intellectual Property Institute of Canada (IPIC) on October 15, and the next day, with our staff, faculty and students at the law school. Our IPIC launch attracted two Ontario ministers (Min. Wilkinson of Research and Innovation and Min. Bryant of Economic Development) as well as the leading lights in IP across Canada. There is definitely a [buzz about IP Osgoode](#) and we are energized to make things happen!

Our aim is to continue to bring many more people and their unique perspectives together, and inject a new voice, a voice of reason, an objective and balanced voice in the IP debate.

Of course, the return of Professor David Vaver to Osgoode is the cherry on top and we could not have scripted a better turnout of events. We have a flurry of initiatives and activities planned and encourage you all to visit our brand new website: iposgoode.ca. Our website is a go-to place for all that is IP and technology in Canada and around the world; a new resource of information.

In this first issue of the newsletter, The IPIgram, you will see that some of our IPilogue posts (our student-led online IP blog) have already generated a buzz of comments. I highlight Professor Vaver on [Canada's IP Laws – Amiss and A Mess](#), and IPilogue editor, George Nathanael on [Protecting Graffiti Artists](#). We offer fresh

posts daily and if there is a topic that you would like to see covered please do let us know. We invite you all to contribute.

IP Osgoode Speaks is our international speaker series where we have Lord Justice Robin Jacob and Professor Ann Bartow lined up already. Coming up are also some signature events like the Women and IP Roundtable on Nov 7 featuring power women in IP. Everyone is welcome and more details are on our website.

For all of this, we have an exemplary team: our Advisory Board which includes Justice Marshall Rothstein of the Supreme Court of Canada, Justice Roger Hughes of the Federal Court and Justice Karen Weiler of the Ontario Court of Appeal. We have a stellar International Advisory Council and Research Affiliates with colleagues from around the world. With your help, this pioneering initiative will change the IP landscape in Canada.

So please do get in touch. We would love to hear what projects you think we should work on, as we have a host of eager students committed to work in IP. This is only a little appetizer of what we have to offer, the full menu is available on our website with new updates all the time.

Browse and Enjoy!

Sincerely,

Giuseppina D'Agostino
Founder and Director, IP Osgoode
Assistant Professor, Osgoode Hall Law School

Toronto, 22 October 2008

Featured Blog Post by Professor David Vaver

[Canada's IP Laws – Amiss and A Mess](#)

October 15, 2008 by David Vaver

I am delighted to be returning to Osgoode as Professor of Intellectual Property Law after a decade at the University of Oxford as the Reuters Professor of Intellectual Property & Information Technology Law and Director of the Oxford Intellectual Property Research Centre.

The draw was Osgoode's establishment of a program devoted to research in IP and technology law. I came because the Dean and the Faculty thought I could help develop the program as a place for fresh thinking on innovation policy for Canada, as well as internationally. I worked on IP research and policy advice during the 15 years I was at Osgoode in the 1980s and 1990s, and continued working on it in Europe and internationally.

[Read more](#)

IPilogue – Recent Posts

[An Apple, The Apple, Whose Apple?](#)

October 22, 2008 by Anna Shahid (IPilogue Editor)

The famous company Apple Inc is ready to take a [‘bite’](#) at Victoria School of Business and Technology. The dispute [‘centers around a piece of fruit’](#). The ‘apple’ could be one of the most litigated issues in history. [Read more](#)

[Premature Transmission of Election Results](#)

October 22, 2008 by George Nathanael (IPilogue Editor)

With another federal election and \$300 million in the books, Canadians are left with parliament in similar shape as it was before. The popular perception of a stagnant government may have given more reason to push some citizens to go that extra step to shape a desired outcome, and to try to influence the votes of others.

[Read more](#)

[YouTube Reality Check](#)

October 21, 2008 by Daniel Hartrell (IPilogue Editor)

Lawrence Lessig, copyright activist and founder of Creative Commons, is promoting his new book “Remix”. In a recent [Wall Street Journal column](#), he raises a number of criticisms of copyright law and suggests several reforms. [Read more](#)

[The Dawn of Privacy in the Internet Era](#)

October 20, 2008 by Brandon Evenson (IPilogue Editor)

At the dawn of the internet, user privacy was not a concern. The internet consisted of a few bulletin boards, chat groups and static web pages. Most of the public was not using the internet, very little personal information was being exchanged, and it was seldom attached to a real person’s identity. [Read more](#)

[Copyrights may not mean many rights](#)

October 17, 2008 by Anna Shahid (IPilogue Editor)

On September 8, 2008, a New York federal court ruled that Steven Vander Ark is permanently enjoined from publishing his ‘Harry Potter Lexicon’. The Lexicon is an A to Z encyclopedia that consists of 2437 entries. The entries describe the creatures, characters, objects, events and places that exist in the world of Harry Potter. [Read more](#)

[‘Ringtone’ Tariff Appeal Refused by SCC](#)

October 16, 2008 by Ryan Prescott (IPilogue Editor)

Last month, the SCC [refused](#) leave to appeal from the FCA’s [decision](#) in *Canadian Wireless Telecommunications Association v. SOCAN*. The FCA had undertaken the judicial review of a tariff [decision](#) by the Copyright Board. The tariff covered the communication of musical works, in the form of cell phone ringtones, from suppliers to subscribers. [Read more](#)

IP Osgoode Speaks: Upcoming Events

Tues, Nov 4 (12:40pm-1:40pm, Room 204)

Lord Justice Jacob, The Court of Appeal (UK)

Title: *“The Scope of a Patent: Claim Construction and Equivalent*

Thurs, Nov 6 (12:40pm-1:40pm, Room 204)

Professor Ann Bartow, University of South Carolina School of Law

Title: *“The Intersection of Copyright and Pornography”*

Fri, Nov 7 (10:00am-2:00pm, Faculty Common Room)

Women and IP Roundtable: *Is everything rosy in here or is the glass ceiling tinted pink?*

CHAIR:

Professor Giuseppina D’Agostino (Osgoode Hall Law School)

PANELISTS:

Susan Abramovitch (Gowling Lafleur Henderson LLP)

Professor Ann Bartow (University of South Carolina)

Darlene H. Carreau (Trade-marks Opposition Board)

May Cheng (Fasken Martineau DuMoulin LLP)

Professor Carys Craig (Osgoode Hall Law School)

Virginia H.L. Jones (Canadian Motion Picture Distributors Association)

Sangeetha Punniyamoorthy (Dimock Stratton LLP)

COMMENTATOR:

Pascale Chapdelaine (PhD candidate, Osgoode Hall Law School)

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

IP in the News

[Bloggers get insurance against lawsuits](#)

The Media Bloggers Association has launched a new program that provides bloggers with liability insurance and an online legal hotline.

[Magazine-sharing site shut down](#)

A website (Mygazines.com) that encouraged people to upload and share copies of magazines has closed itself down, citing that it simply ran out of funds.

[IP Osgoode heats up the intellectual property law debate](#)

York University’s daily bulletin covers the official launch of IP Osgoode, an event that was attended by John Wilkinson, Ontario Minister of Research & Innovation and Michael Bryant (LLB ’92), Minister of Economic Development.

[CRTC to review new media broadcasting in February](#)

The CRTC has scheduled hearings for February, 2009 to determine whether broadcasting over the internet should be subject to federal regulations. The CRTC is soliciting comments from interested parties until December 5.

[Bush signs controversial anti-piracy law](#)

New law to stiffen penalties for movie and music piracy and creates a new intellectual property czar.

[RIM and Indian government to jointly resolve the security issues](#)

Bal Krishna (LLM student), reports on recent developments regarding data encryption of Blackberry communications in India.

[Election blackout renegades could dodge prosecution](#)

Complaints received about people who illegally publicized early Canadian vote results, will be investigated by elections officials.

[Authorities Shut Down Spam Ring](#)

The New York Times reports on an announcement that one of the largest spam organizations in the world has been shut down. According to SpamHaus, the organization at one point delivered up to one-third of all spam.

[Unofficial student-run exam bank nearing end of its life](#)

The Ontarion (University of Guelph's student newspaper) has an interesting article on copyright issues relating to posting university exams on the Internet.

IP Pick of the Week

The [Unlocking IP](#) blog is run by research staff affiliated with the Cyberspace Law and Policy Centre, University of New South Wales.

[Career Opportunities](#)

[Intellectual Property Society of Osgoode \(IPSO\)](#)

[Writing Competitions](#)

[IP Research Guide](#)

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- Andrew Hunter on [IP Osgoode Speaks Series Video: The Honourable Mr. Justice Marshall Rothstein](#)
- Jordan Fine on [IP Year in Review 2014 - The Perpetual Motion of IP Law](#)
- James Plotkin on [IP Year in Review 2014 - The Perpetual Motion of IP Law](#)
- Joseph Turcotte on [Users' Rights and Realities: CCH, Fair Dealing, and the Experiences at Canadian Cultural Institutions](#)
- Lesley Ellen Harris on [Users' Rights and Realities: CCH, Fair Dealing, and the Experiences at Canadian Cultural Institutions](#)
- Sabrina Ding on [The Legality of "Player" Generated Content](#)
- Jordan Fine on [The Legality of "Player" Generated Content](#)
- nina on [The Future is Unfriendly for Mobilicity Acquisition by Telus](#)
- Harjot Atwal on [Marvel's Misadventures in the Kirby Copyright Chronicles](#)
- Brian Chau on [Grand Theft Likeness: The Story of Lindsay Lohan and Lacey Jonas](#)

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- [Why Women Entrepreneurs are the Future of Tech](#)
- [Faculty of Science 50th Anniversary Event Explores STEM Careers](#)
- [Announcing the Lasonde 50:50 Challenge](#)
- [Announcing Canada's 7th Annual IP Writing Challenge](#)
- [Osgoode Takes Best Factum at the 2015 Fox Moot](#)
- [25 Million Streams of "Summer of '69" earns Bryan Adams at Least One Six String](#)
- [Yahoo! Vs RTI: a new era for ISP's liability in Italy?](#)
- [IP Osgoode Speaks Series Video: The Honourable Mr. Justice Marshall Rothstein](#)
- [IP Intensive: A Semester at Cineplex; or, How I Learned to Stop Worrying and Eat the Popcorn](#)
- [IP Intensive: SOCAN You Believe What A Tariffic Time I Had?](#)

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