

INTELLECTUAL PROPERTY MANAGEMENT PLAN
(INNOVATOR SEEKING IP LICENSE FROM UNIVERSITY)

This intellectual property plan submitted to Chain Reaction Innovations (“CRI” or “Program”), a Lab Embedded Entrepreneurship Program (“LEEP”) at Argonne National Laboratory, located in Illinois, and administered by UChicago Argonne, LLC pursuant to its Prime Contract with the DOE. _____ (“Innovator” or “Participant” for this CRADA), through its representative _____, certifies that it is in the process of obtaining the intellectual property rights listed below, which are or may be relevant to execute the Innovator’s business model.

I. SCOPE

Innovator is in discussions with the [INSERT UNIVERSITY] for a[n] [option] [non-exclusive] [exclusive] license to the below-listed patents and/or patent application. [INSERT UNIVERSITY] has informed Innovator that an exclusive license to the below-listed patent and patent application is available [and has provided a Commitment Letter unto that end.]

Innovator is seeking a[n] [option] [non-exclusive] [exclusive] license to the below-listed patents and/or patent application that will provide to Innovator the right to grant and authorize sublicenses, to make, have made, use, import, offer for sale the claimed products, processes, and materials in the Territory.

II. PATENT RIGHTS

All provisional, non-provisional, divisional, continuation-in-part applications, reissues, renewals, re-examinations, and extensions of the following; patents issuing on each of the following; and all foreign counterparts of each of the following.

Serial/Patent No.	Filing/Issue Date	Title	Inventors	Assignee	Territory
XX/XXX,XXX	XX/XX/XXXX	Title	Inventors		[U.S.] [Worldwide] [Other]

All of the above are hereby designated as Participant’s Background Intellectual Property under the CRADA.

[Of the above-listed patents and/or patent applications, the following contain an acknowledgement of U.S. Government sponsorship:

For U.S. [Patent Application No. XX/XXX,XXX] [Patent No. XX,XXX,XXX]:
[Insert Statement of reserved government sponsorship as it appears in the patent application, verbatim]

Because the CRADA is part of CRI, a federally funded LEEP taking place at a federal government facility, Argonne and Innovator will operate under this reserved government use license for the above-listed patents and patent applications that provide for reserved government use rights.]

Innovator has performed a patent search, and Innovator is presently unaware of any other intellectual property required to achieve the project's goals. If Argonne, Innovator or DOE subsequently determine that additional intellectual property will or may be required, the CRADA and/or this IP Management Plan will be amended at that time.

III. FIELD OF USE

Innovator intends to negotiate for rights in all fields of use with [INSERT UNIVERSITY].

IV. TERRITORY

As of the date of execution of this plan, the [INSERT UNIVERSITY] has only filed for a patent application in [the United States] [other]. Innovator intends to seek a license from the [INSERT UNIVERSITY] for rights in all countries where patent rights have been or will be secured.

V. CRADA SUBJECT INVENTIONS

Any subject inventions that arise under the CRADA will be governed by the terms of the CRADA.

VI. ARGONNE INTELLECTUAL PROPERTY

Innovator acknowledges that participation in CRI does not confer preferential access to Argonne intellectual property that is not a CRADA Subject Invention.

VI. IP MONITORING ACTION PLAN

Innovator has begun discussions with the [INSERT UNIVERSITY] for rights to the above-listed patents and/or patent applications. Innovator will provide Argonne updates on its licensing efforts, every month until an option is executed, and upon request thereafter. Innovator will also monitor the patent prosecution of any above-listed patent applications and provide notification to Argonne every three months from the signing of this IPMP, upon any patent filings, and in the event of a notice of allowance. Should any of the above-listed patent application(s) receive a notice of allowance during the course of the CRI program, Innovator will promptly update this IP Management Plan to detail its plan to evaluate whether a license is required, and obtain such a license, if necessary. In any event, this IP management plan will be revisited in one year.

The Parties share a mutual desire to ensure that CRADA Subject Inventions are appropriately identified, so that reserved government use rights are included in any application, and the U.S. Competitiveness clause appropriately applied.

Unto that end, should the Innovator believe they developed an invention outside of the scope of the CRI CRADA, the Innovator agrees to notify CRI of such invention. Innovator should provide a nonproprietary abstract of an invention prior to filing a patent application to allow Argonne and/or the DOE to verify that the invention is not a CRADA Subject Invention. As part of that disclosure, Innovator will provide the supporting facts as to why the invention is not a Subject Invention (e.g., date of invention, location of research/invention, funding used for invention, name of inventors, etc.). CRI may request additional information to make such verification, and the Innovator agrees to work in good faith to provide that information, under duty of confidentiality if necessary. In the event that CRI and the Innovator disagree as to whether an invention is a Subject Invention, the Parties agree to work in good faith to resolve such matter.

VII. CERTIFICATION & APPROVAL

IN WITNESS WHEREOF, the undersigned certify that to the best of my knowledge the above Intellectual Property Plan is accurate and complete:

Signed: _____

Date: _____