

## CONTENTS

### ■ Inaugural Greeting

Let's all join and participate for our hopeful profession!

———— TSUTSUI Yamato 2

### Special Editon 《The trading of the intellectual property》

### ■ Introduction

Licensing Negotiations and Patent Attorneys in Technology

Transfer Marketplace

———— TORII Minoru 5

### ■ Comment

The trade for unused patents

———— MATSUMURA Shuji 17

### ■ Consideration

A consideration of the feasibility of open innovation by

placing sleeping patents in trust

———— SAKAI Masatoshi 21

### Special Editon 《An examination trend of the overseas intellectual property》

### ■ Comment

Fundamentals and Recent Developments of

US Patent Applications

———— YANAGIDA Masashi 29

### ■ Comment

The patent examination trend of each Asian country

———— ASAHINA Souta 36

### ■ Comment

Protection of New Types of Marks Consisting of Color,

Movement, Sound Marks, etc. -Status of protection in USA and EU

and discussion at the Working Group of Industrial Structure Council of METI-

———— AOKI Hiromichi 55

### ■ Consideration

About article 36 (6) (i) of the Patent Act (An invention stated in any claim shall not extend beyond the scope defined in a detailed description of the invention.)

———— MISE Katsuhiko 65

### ■ Comment

The binding effect of court decision on appeal vacating the

appellate board decision of JPO. -Practical matters and

possibility of mandamus procedure under Japanese

patent law.-

———— TAMAI Katsuya 73

### ■ Report

The reduction of CO<sub>2</sub> in the machine tool industry shown

in JIMTOF2008

———— WATANABE Atsuo 96