

# **Trade Mark Licensing**



**LAWYERS**

# Trade Mark Licensing

**Oliver Herzfeld**



## **Trade Mark Licensing:**

*Trade Mark Licensing* Neil J. Wilkof, Daniel Burkitt, 2005 Recent years have seen fundamental changes to the law and practise of trade mark licensing Trade Mark Licensing 2nd edition offers a completely rounded perspective on the subject integrating discussion of legal concepts with extensive advice on practical concerns It provides comprehensive coverage of trade mark licensing under UK and US law and also considers relevant EU law including EU competition law and trade mark exhaustion A detailed sample agreement is included complete with explanatory notes and cross references to the main text This edition also contains new chapters on trade mark licensing in France and Germany and on domain name licensing

*Trade Mark Licensing* Neil J. Wilkof, Nigel A. Eastaway, 1995 This work comprehensively covers the legal issues and practical concerns of trade mark licensing in the international context particularly with regard to the UK and USA It describes the historical development and current practice of the relevant laws including the registered user system quality control the Lanham Act and the UK 1994 Trade Marks Act The focus of the work is on types of license agreement contractual aspects and problems connected with termination It addresses EC competition law bankruptcy product liability and special text considerations and concludes with an annotated sample trade mark licence together with extensive cross references and annotations

**International Trademark Licensing** Stojan Arnerstål, 2021-08-11 Increasingly firms use licensing to exploit and commercialize trademarks internationally In a globalized market the free flow of goods and services by means of licensing requires detailed knowledge of national legal provisions and principles that apply to agreements of this type This chapter by chapter comparative overview on the law and application of trademark licensing worldwide including chapters on such key commercial jurisdictions as the EU Member States the United Kingdom the United States Brazil and Japan is written by a team of experienced and distinguished attorneys each representing a particular country Each contributor describes and analyses legal challenges and offers practical guidance on licensing issues in his or her national jurisdiction Within this framework each chapter discusses such issues and topics as the following country specific regulations on trademark licensing particular legal requirements to be complied with prior to entering into a license agreement antitrust legislation affecting the scope of a license agreement breach of a trademark licensing agreement circumstances under which a breach of contract also constitutes a trademark infringement permitted extent of non compete or non challenge clauses licensee s standing to sue third parties for trademark infringement effect of invalidation or expiry of the licensed trademark on the agreement and licensee s right to claim entitlement to goodwill in the trademark or a right to compensation for investments made in the trademark Because of the broad range and variety of countries covered the book will be welcomed by legal practitioners dealing or coming into contact with trademark licensing in practically any jurisdiction Taken together the chapters provide invaluable insights into the similarities and differences among the covered jurisdictions helping trademark holders and their counsel to understand the particulars of a specific market and deciding whether to enter it or

not It will also be valuable as a comprehensive resource for academic researchers or policymakers interested in the international harmonization of intellectual property licensing law Trademark Law Adam Brookman,2014-06-13 This is the first practical treatise of its kind to approach trademark law from a fully integrated legal and business perspective It walks you through the major areas of trademark practice Selecting and adopting trademarks Perfecting exploiting and maintaining trademark rights Asserting and defending against trademark claims Business issues in trademark ownership You ll find clear concise explanations and illustrative case examples to help you take a course of action in the full range of business scenarios This book covers every key area including Trademark selection and adoption Trademark registration Trade dress Conducting due diligence Fair use of the trademarks of others Enforcement letters and more **Trade-mark Licensing** Henry George Bisgaier,1962 **Trademark License Agreements Line by Line** Erik W. Kahn,2009 Trademark License Agreements Line by Line is a thoughtful and pragmatic guide designed to walk practitioners and those in the licensing business through the legal intricacies of trademark licensing A recognized expert on trademark law the author effectively communicates to the reader along a spectrum of topics from the basic requirements to the more sophisticated aspects of trademark licensing deals This book covers the economics of trademark licensing exclusivity scope of use quality control termination and phase out infringement franchise and anti trust and many other significant aspects of licensing that most lawyers and licensing professionals are likely to encounter Offering practical advice identification of critical issues and best practicesthis book is a must for anyone interested in gaining insight into the world of trademark licensing on the Board of the New York City Leadership Academy **Rethinking the Role of Arbitration Agreements in Trade-Mark Licensing** Mark Hines,2014 Trade mark licensing is now ubiquitous in the global marketplace as companies seek to protect their brand while operating in a number of jurisdictions Licensing agreements and related commercial agreements will more often than not contain an arbitration agreement While much ink has been spilled on the virtues of arbitration as a preferable dispute resolution process for intellectual property disputes there has been no consideration of whether an arbitration agreement might be relevant to substantive trade mark law specifically the concept of control necessary to imply a trade mark license Arbitration agreements provide a licensor with a specific mechanism to enforce a licensee s contractual obligations They also control a licensee s access to other dispute resolution forums and the additional remedies available in those forums Further the separate legal identity of an arbitration agreement means that this control is distinct from the underlying contract This level of control over the underlying wares and services surpasses the low bar for direct or indirect control Arbitration agreements also exercise control over the trade marks themselves Where arbitration is mandatory a party attempting to challenge the validity of a trade mark will be excluded from national courts In most jurisdictions this protects the registration of the mark from any challenge because even a successful arbitration award is an in personam decision only This protection is significant because more and more the trade mark itself is becoming a commodity just as much as the wares and services it adorns In turn this

type of protection raises questions about whether the theory of quality control remains an adequate legal framework for governing trade mark use Forms and Agreements on Intellectual Property and International Licensing Leslie William Melville,1979 SUBSCRIPTION CANCELLED WITH RELEASE 15 **A Primer on Licensing** Jack Revoyr,1994 Many different aspects of trademark and character licensing are covered including how to define a program and protect trademarks negotiate and draft agreements and administrate a program *Trade Mark Licensing Made Easy* Oliver Herzfeld,2007 *Trademark License Agreement* John Jansky,1964 The Trade-mark Reporter ,1915 **Profit from Intellectual Property** Ron Idra,James L. Rogers,2003 Licensing is a multi billion dollar industry More people than ever are involved with intellectual property transactions and arrangements in everyday business Anyone using selling transferring giving or obtaining permissions to use a product protected by intellectual property law can benefit from this book It serves as an introduction and guide to reviewing writing and negotiating most of the licenses and agreements necessary to turn intellectual property into profit Whether you are a business owner inventor engineer artist writer photographer or freelancer Profit from Intellectual Property will give you a better understanding of your intellectual property rights and the processes of licensing and permission *Notes on Seed Inspection* Michigan. State Dept. of Agriculture,1926 Bulletin Michigan. Bureau of agricultural industry,1924 **Bulletin** Michigan. State Department of Agriculture,1924 *The Law Reports of the Incorporated Council of Law Reporting* Great Britain. Parliament. House of Lords,1894 **Trade Mark Licensing and Franchising** Rodney De Boos,1991 *New York City Court* , **The Complete Annual Digest of Every Reported Case in All the Courts** Alfred Charles Richard Emden,1885

## Unveiling the Magic of Words: A Overview of "**Trade Mark Licensing**"

In a world defined by information and interconnectivity, the enchanting power of words has acquired unparalleled significance. Their ability to kindle emotions, provoke contemplation, and ignite transformative change is truly awe-inspiring. Enter the realm of "**Trade Mark Licensing**," a mesmerizing literary masterpiece penned by a distinguished author, guiding readers on a profound journey to unravel the secrets and potential hidden within every word. In this critique, we shall delve into the book's central themes, examine its distinctive writing style, and assess its profound impact on the souls of its readers.

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