

# WIPO-UPOV SYMPOSIUM ON INTELLECTUAL PROPERTY RIGHTS IN PLANT BIOTECHNOLOGY

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## JEFF KUSHAN

Jeffrey P. Kushan represents companies and trade associations on a diverse range of intellectual property matters, particularly strategic patent procurement, licensing, policy advice and enforcement. He currently represents clients in Hatch-Waxman and other types of patent litigation, has served as a patent expert in legal proceedings in the United States and other countries, and has been lead counsel in *amicus filings* in several significant patent law appeals. In 2003, he was named one of the top 45 lawyers in the United States under the age of 45 by *American Lawyer* magazine.

Prior to entering private practice, Mr. Kushan worked for the United States Government for over a decade. For two years, he served in the Office of the U.S. Trade Representative in Geneva, where he represented the United States on intellectual property matters before the WTO and WIPO. In Geneva, he was part of the U.S. legal team in WTO dispute settlement proceedings involving intellectual property matters, and was the chief U.S. negotiator in the WIPO "Internet" treaties. Prior to Geneva, he was an attorney advisor in the Patent and Trademark Office, where he helped develop U.S. patent policy, including by leading efforts to develop examination standards for biotechnology and software inventions. He also assisted in legislative and regulatory implementation of the TRIPS Agreement, and participated as a patent expert in negotiations on the Convention on Biological Diversity and in numerous bilateral treaty negotiations. Initially, Mr. Kushan was a biotechnology patent examiner with responsibility for evaluating pharmaceutical and diagnostic protein-based inventions.

Mr. Kushan is a frequent lecturer on domestic and international intellectual property policy issues, particularly those relating to patents in the pharmaceutical and biotechnology industries. He is a member of the adjunct faculty and of the Intellectual Property Advisory Board of the George Washington University, where he has taught courses on international and comparative patent law and on biotechnology patent policy. He serves on the executive committee of the US Committee of the AIPPI, is chair of the Patent Legislation Committee of the ABA Section on Intellectual Property Law and is an active member of the American Intellectual Property Law Association.

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