

August 28, 1973

263-2831

Robert E. Centry
Associate Vice President
University of Wisconsin
1752 Van Hise Hall
Madison, Wisconsin 53706

Dear Bob:

You can probably use something along the following lines for the statement to NASA requesting a favorable invention determination.

The Wisconsin Alumni Research Foundation is a non-profit corporation organized and existing under the laws of the State of Wisconsin which is operated exclusively for the benefit of the University of Wisconsin. It is organized and is to be operated exclusively for charitable, scientific or educational purposes, including for such purposes -

1. To promote, encourage and aid scientific investigation and research at the University of Wisconsin by the faculty, staff, alumni and students thereof, and to provide or assist in providing means and machinery by which their scientific discoveries, inventions and processes may be developed, applied and patented and by which such utilization or disposition may be made of such discoveries, inventions and processes and patent rights or interests therein as may tend to provide funds for and to stimulate and promote further investigation and research within said University.
2. To pay out and distribute the corporation's funds to or for scientific investigation and research at the University of Wisconsin.
3. To use and administer gifts, grants, bequests and devises for the benefit of the University of Wisconsin.

In the patenting, development and licensing of inventions WARF has traditionally followed the policies listed below in relation to inventions assigned to it.

1. It has and will grant licenses which in the public interest will result in the broadest distribution of the products or processes embraced within the patent involved.
2. It has and will follow the policy generally of granting nonexclusive licenses to that number of licensees which will reasonably be expected to produce the widest possible distribution of the invented product.
3. It has and will require all licensees who undertake to develop any such invention to show diligence in pursuing such development and to report progress of such development to WARF.
4. It has and will grant exclusive licenses in the event the grant of an exclusive license is the only practical manner by which the invention will be adequately and quickly developed for widest use for the benefit of the public. Usually it will be WARF's policy to grant exclusive licenses only where substantial development work must be completed before the invention can be brought into production for distribution to the public and an exclusive license for at least a limited period is necessary to induce the licensee to undertake such development work.
5. It has and will follow the policy of granting licenses upon the basis of reasonable royalties consistent with normal trade practices.
6. It has and will follow the policy of rewarding inventors in an aggregate amount not to exceed fifteen percent (15%) of net royalties or other remuneration received; the balance of the net royalties received by WARF to be turned over to the University of Wisconsin for scientific investigation and research.

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It is also a policy of WARF to assess the value of filing patent applications in foreign countries on inventions on an individual basis. When no direct commercial interest in the invention has been expressed prior to the filing of foreign patent applications and no publication affects such filings and where it appears that the particular invention would find acceptance in a broader market than in the domestic United States, WARF will be inclined to file patent applications in Canada, Great Britain, West Germany, France and Japan. Filings in any additional countries would be based on an assessment of the subject matter of the individual invention and upon its relationship to the general or particular industrial or agricultural potential in a given country.

Where commercial interests have been found for an invention prior to the decision to file patent applications in countries outside of the United States, help is normally sought from such commercial interests in the way of recommendations for such foreign filings. This, of course, tends to broaden the scope of the license.

Licenses in foreign countries are sought out and brought to WARF's attention through close associations with United States companies where such companies have subsidiaries, affiliates in other countries or have cooperating arrangements with foreign companies; through direct inquiries from foreign companies who have been made aware of the particular invention through publication, usually by the inventor(s) in scientific journals; or through direct mailings by WARF where it appears that the expertise of certain companies in certain technological fields relating to the invention and their marketing efforts in those areas would indicate their potential interest in the invention.

We trust that the foregoing will form a basis for your request to NASA. If there is anything else that we can supply you with please call.

Very truly yours,

Howard W. Bremer
Patent Counsel

HWB:rw

bc--Rosten & Woerpel