MEDT-WIPO Seminar on Mediation for Intellectual Property and Technology Disputes

Kyiv, Ukraine, May 28, 2019

Organized by:

WIPO Arbitration and Mediation Center

and

Ministry of Economic Development and Trade of Ukraine (MEDT)

with the financial support of FIT/RoK (IP)
08.30-09.00 Registration

09.00-09.10 Opening Remarks

09.10-09.40 I. Intellectual Property and Technology Disputes in Ukraine

09.40-10.10 II. Overview: WIPO Arbitration and Mediation Center

Session Leader: Leandro Toscano

1. Introduction to Alternative Dispute Resolution (ADR) Procedures
2. Role of the WIPO Arbitration and Mediation Center
3. WIPO Mediation Rules
4. International Trends

10.10-10.40 III. Preparing and Commencing the Mediation

Session Leader: Pierre Kobel, Kobel Avocat Attorney-at-law

1. The lawyers’ role
2. The parties’ role
3. Submitting the Mediation Request: the Mediation Agreement

10.40-11.00 Coffee Break

11.00-11.30 IV. Selection and Appointment of the Mediator

Session Leaders: Pierre Kobel, Leandro Toscano

1. Negotiating a suitable candidate
2. The WIPO Arbitration and Mediation Center’s role

11.30-12.00 V. Preparatory Organization of the Mediation

Session Leader: Pierre Kobel

1. Preparing the mediation process with the mediator
2. Preparing the client for the mediation meeting
3. Exchange of documents

12.00-13.30 Lunch

13.30-14.00 VI. The Role of the Different Actors at the Mediation Meeting

Session Leader: Pierre Kobel

1. The mediator’s role and techniques
2. The lawyers’ role
3. The parties’ role
14.00-14.30  VII. Concluding Phase

Session Leader: Pierre Kobel

1. Exploring possible alternative solutions
2. Settlement
3. Conclusion

14.30-15.00  VIII. Drafting Efficient Dispute Resolution Clauses

Session Leaders: Pierre Kobel, Leandro Toscano

1. Best practices
2. Avoiding pathological clauses

15.00-16.00  IX. Resolving Domain Name Disputes at the WIPO Arbitration and Mediation Center: Possibilities for Ukraine


16.00  Closing

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