

THE UNIVERSITY OF MICHIGAN

REGENTS COMMUNICATION

Approved by the Regents
October 13, 2011

ACTION REQUEST

Subject: Reassignment of Patent Rights to Eugene Daneshvar

Action Requested: Approval of Reassignment Agreement

Preamble:

A statutory conflict of interest situation was identified by the Office of Technology Transfer while reviewing the technology transfer agreement. This then triggered a review by the OVPR Conflict of Interest Review Committee. A plan for management of the possible risks associated with the conflict of interest was developed and approved by this Committee and agreed to by the parties involved in this plan.

This proposed reassignment agreement ("Agreement") falls under the State of Michigan Conflict of Interest Statute because Eugene Daneshvar is an employee of the University of Michigan ("University"). The law permits such an Agreement provided it is disclosed to the executive officers and approved in advance by a 2/3 vote of the Regents of the University of Michigan.

Background:

Eugene Daneshvar, a graduate student in Biomedical Engineering, is a co-inventor on a potential new device to actuate a microfabricated cortical electrode for manipulation in vivo. US patent protection has been applied for by the University of Michigan Office of Technology Transfer (OTT) and the University of Maryland. Eugene Daneshvar is requesting that the University of Michigan reassign its rights in the Patent Rights to him personally.

UM OTT File No. 4204, entitled: "Pivot Probe" (Eugene Daneshvar, Mohamed Abidian, and Daryl Kipke)

The other two inventors, Drs. Kipke and Abidian have agreed to the University entering into this agreement.

Parties to the Agreement:

The Regents of the University of Michigan and Eugene Daneshvar.

Agreement Terms:

Terms include granting to Eugene Daneshvar the University of Michigan's entire right, title and interest to Patent Rights. All patent costs will be paid for by Eugene Daneshvar and the University will receive a percentage of any payments received by

Eugene Daneshvar in conjunction with licensing or commercial development of the Patent Rights. No use of University services or facilities, nor any assignment of University employees, is obligated or contemplated under the agreement. Standard disclaimers of warranties and indemnification apply, and the contract may be amended by consent of the parties. University procedures for approval of these changes will be followed and additional conflict of interest review will be done as appropriate.

Pecuniary Interest:

The pecuniary interests of Eugene Daneshvar arise from his ownership interest in the Patent Rights.

Net Effect:

The Office of Technology Transfer has negotiated and finalized the terms of a reassignment agreement for Patent Rights related to UM OTT File Number 4204.

Recommendations:

In light of this disclosure and our finding that the Agreement was negotiated in conformance with standard University practices, I recommend that the Board of Regents approve the Reassignment Agreement between the University and Eugene Daneshvar.

Respectfully submitted,



Stephen R. Forrest
Vice President for Research

October 2011