

2024 AIA/NDIA Technical Data Rights Forum

September 25-26, 2024

Lockheed Martin Global Vision Center
2121 Crystal Drive, Arlington, VA 22202

Wednesday, September 25, 2024

<p>8:15am – 8:30am <i>GVC Auditorium</i></p>	<p>WELCOME REMARKS</p> <p>David Ridders, President, Expedited Climb Capital and Founder, datarights.law Valerie Browning, Vice President for Corp Research Engineering, Lockheed Martin Corporation</p>
<p>8:30am – 9:15am <i>GVC Auditorium</i></p>	<p>KEYNOTE: BALANCING RISK AND REWARD: THE INTERSECTION OF IP AND VENTURE CAPITAL</p> <p>Craig Cummings General Partner, Moonshot Capital</p>
<p>9:15am – 10:15am <i>GVC Auditorium</i></p>	<p>PANEL: SUCCESSFULLY BRINGING PRIVATE CAPITAL TO DEFENSE MARKETS</p> <p>Panelists: Woody Glier, CEO, Gallatin Justin Antonipillai, Founder & Former CEO, Wirewheel Ben Fitzgerald, CEO, Rebellion Defense Richard Gustafson, CEO and Director, PowerLight Technologies</p> <p>Moderator: David Ridders, President, Expedited Climb Capital and Founder, datarights.law</p> <p><i>Description: Business leaders discussing the challenges of deploying private capital to successfully develop products for defense markets.</i></p>
<p>10:15am – 10:45am <i>GVC Foyer</i></p>	<p>NETWORKING BREAK</p>
<p>10:45am – 11:15am <i>GVC Auditorium</i></p>	<p>FIRESIDE CHAT: THE IMPORTANCE OF INTELLECTUAL PROPERTY (IP) – A MATERIEL READINESS AND SUSTAINMENT PERSPECTIVE</p> <p>Patrick Kelleher Deputy Assistant Secretary of Defense for Materiel Readiness</p> <p>Moderator: Moshe Schwartz, President, Etherton & Associates</p> <p><i>Description: After weapons systems are procured, Department of Defense (DoD) is responsible for maintaining and repairing the systems to ensure readiness and operational availability. The challenges of maintaining and repairing systems will be an increased challenge in a conflict in the Pacific with a contested logistics environment. This fireside chat will explore how the Office of the Secretary of Defense is thinking about readiness and sustainment in a contested environment, and the potential implications.</i></p>

<p>11:15am – 12:15pm GVC Auditorium</p>	<p>PANEL: COMMERCIAL IP</p> <p>Panelists: Margaret Boatner, Deputy Assistant Secretary of the Army (Strategy and Acquisition Reform) Troy Prince, Vice President, Chief Intellectual Property & Licensing Counsel, RTX Craig Schwartz, General Counsel, Covariant Justin Hendrix, Assistant General Counsel, Collins Aerospace</p> <p>Moderator: Scot Hewitt, Corporate Counsel (IP & Tech Law), Northrop Grumman Corporation</p> <p><i>Description: This panel will discuss the challenges of balancing the Government's requested IP rights in a commercial company's technology and the drive to protect commercial investments.</i></p>
<p>12:15pm – 1:30pm</p>	<p>LUNCH (ON YOUR OWN)</p>
<p>1:30pm – 2:15pm GVC Auditorium</p>	<p>FIRESIDE CHAT: THE IMPORTANCE OF IP – A PROGRAM MANAGER'S PERSPECTIVE</p> <p>Nick Saacks, Deputy PEO - Intelligence, Electronic Warfare and Sensors (PEO-IEWS) COL Jeffrey Poquette, Program Manager, Future Long Range Assault Aircraft (FLRAA)</p> <p>Moderator: Alexis Ross, President, Apex Defense Strategies</p> <p><i>Description: When the DoD sets out to acquire new weapons systems, the program manager (PM) is responsible for balancing cost, schedule and performance to deliver capabilities the warfighter needs. This fireside chat will explore how PMs think about intellectual property when working with industry on the design, production, and sustainment of weapons systems. It will also examine how PMs approach the health of the industrial base and incentivizing companies to work with DoD.</i></p>
<p>2:15pm – 3:15pm GVC Auditorium</p>	<p>PANEL: DIGITAL TRANSFORMATION TO ENABLE NEW IP PRACTICES</p> <p>Panelists: Norman Eng, Vice President US Defense Digital Strategy, Siemens Yvonne Bijan, Fellow, Lockheed Martin Corporation John Daly, Chief Engineer, Booz Allen Hamilton & OSD IP Cadre Support</p> <p>Moderator: Jake Martinez, IP Legal, Pratt & Whitney Military Engines</p> <p><i>Description: Experience has shown that the greatest benefits of digital transformation accrue when technology is used to change processes. This panel will present industry examples and benefits of using digital technical data to enable new ways of sharing data with suppliers and customers while protecting intellectual property. The panel will also discuss opportunities for future changes in Government contracting for digital data delivery/access and associated IP rights.</i></p>
<p>3:15pm – 3:45pm GVC Foyer</p>	<p>NETWORKING BREAK</p>
<p>3:45pm – 4:45pm GVC Auditorium</p>	<p>PANEL: SMALL BUSINESS INNOVATIVE RESEARCH & IP</p> <p>Panelists: Chris Brouady, Senior Vice President for Contracts, Aptima, Inc. Rich Carroll, Chairman of Innovative Defense and Founder of Digital System Resources Kristina Botelho, Contracting Officer, USAF Bob Smith, Former Navy SBIR PM</p>

	<p>Moderator: ML Mackey, Chief Executive Officer, Beacon Interactive Systems</p> <p><i>Description: The Small Business Innovation Research (SBIR) program has unique protections for data and intellectual property rights. This panel will explore the impact these protections have on small businesses within the SBIR program, how the Department of Defense views these protections, and what lessons can be learned and applied to IP and data rights outside of the SBIR program.</i></p>
<p>4:45pm – 4:50pm GVC Auditorium</p>	<p>END OF DAY CLOSING REMARKS</p> <p>Alexis Ross, President, Apex Defense Strategies</p>
<p>5:00pm – 6:30pm</p>	<p>NO HOST SOCIAL</p>
<p>Thursday, September 26, 2024</p>	
<p>10:10am – 10:15am GVC Auditorium</p>	<p>WELCOME REMARKS</p> <p>Alexis Ross, President, Apex Defense Strategies</p>
<p>10:15am – 11:15am GVC Auditorium</p>	<p>PANEL: SMALL BUSINESS & SUBCONTRACTOR PERSPECTIVE</p> <p>Panelists: Tony R. Jimenez, President and COO, JRC Integrated Systems Mark Felix, Director of Contracts, Charles River Analytics Manasi Venkatesha, Deputy General Counsel, SAP National Security Services</p> <p>Moderator: Moshe Schwartz, President, Etherton & Associates</p> <p><i>Description: Subcontractors and small businesses play a critical role in the Defense Industrial Base, a role that is different than large prime contractors. This panel will discuss the challenges of balancing the Government’s requested IP rights and the business interests of small businesses and subcontractors in protecting their IP investments.</i></p>
<p>11:15am – 12:15pm GVC Auditorium</p>	<p>PANEL: MODULAR OPEN SYSTEMS APPROACH (MOSA)</p> <p>Panelists: Bruce Hatton, VP, Open Architecture, Global Engineering, RTX Matt Sipe, VP, Strategy & Open Systems, Parry Labs Web Beary, Legal Counsel, Palantir Technologies Jacob Glassman, Senior Advisor/Special Assistant, Office of the Assistant Secretary of the Navy (Research, Development and Acquisition)</p> <p>Moderator: Lynn Williams, Senior Director, Acquisition & Sustainment Policy, The Boeing Company</p> <p><i>Description: The panel will discuss technical opportunities and challenges with implementing MOSA in software-intensive systems, as well as recent regulatory developments, including proposed Defense Federal Acquisition Regulation Supplement (DFARS) rulemaking that introduced new terms such as “form, fit and function software” and proposed new requirements applicable to commercial software.</i></p>
<p>12:15pm – 1:30pm</p>	<p>LUNCH (ON YOUR OWN)</p>
<p>1:30pm – 2:00pm GVC Auditorium</p>	<p>FIRESIDE CHAT: THE IMPORTANCE OF IP – A CONTRACTING OFFICER’S PERSPECTIVE</p> <p>Katie Thompson, Deputy Executive Director, Army Contracting Command – Aberdeen Proving Ground</p>

	<p>Moderator: Alexis Ross, President, Apex Defense Strategies</p> <p><i>Description: The DoD contracting community is responsible for defining and negotiating the terms of its arrangements with industry for the delivery of goods and services. While law and regulation define the fundamental framework for the parties' rights to IP, contracts dictate the terms of delivery of IP for each procurement. This fireside chat will discuss IP considerations in contracting and hear how the contracting officer approaches IP.</i></p>
<p>2:00pm – 3:00pm GVC Auditorium</p>	<p>PANEL: NEGOTIATION AND FINDING A WAY TO MIDDLE GROUND ON IP VALUATION</p> <p>Panelists: Michael Pellegrino, President, Pellegrino and Associates, LLC Julia Klaren, Senior Manager Intellectual Capital Management, Collins Aerospace Michael Anderson, Sr. Corp. Counsel (IP & Tech Law), Northrop Grumman Corporation Jonathan Engler, IP Specialist, Office of the Deputy Assistant Secretary of the Army (Strategy and Acquisition Reform)</p> <p>Moderator: Will Cottrell, Executive Director for Licensing, RTX Corporation</p> <p><i>Description: This panel will discuss how to align Government and Industry on IP valuation principles. The discussion will include working business models incorporating IP valuation.</i></p>
<p>3:00pm – 3:10pm GVC Foyer</p>	<p>NETWORKING BREAK</p>
<p>3:10pm – 4:10pm GVC Auditorium</p>	<p>PANEL: COMPLIANCE AND ENFORCEABILITY ISSUES IN IP RELATED H-CLAUSES</p> <p>Panelists: Justin Hendrix, Assistant General Counsel, Collins Aerospace Scot Hewitt, Corporate Counsel (IP & Tech Law), Northrop Grumman Corporation Larry Brantley, Intellectual Property Counsel, U.S. Army Material Command</p> <p>Moderator: Jim McEwen, Assistant General Counsel, IP, Lockheed Martin Corporation</p> <p><i>Description: This panel will explore the compliance issues for first tier suppliers who receive conflicting H-clause language from multiple prime contractors and the perspective of the Government agencies on the decision-making process for including subcontract flowdown requirements in IP H-clauses on multiple tiers of subcontractors below the prime contractor. The panel will also explore perspectives on enforceability issues from supplier and Government perspective, including issues relative to DFARS deviations, Contract Dispute Act issues, and whether the Loper decision has any impact on IP H-clauses which attempt to interpret DFARS language.</i></p>
<p>4:10pm – 4:15pm GVC Auditorium</p>	<p>FORUM CLOSING REMARKS</p> <p>David Ridders, President, Expedited Climb Capital and Founder, datarights.law</p>