

Research Triangle Park Center  
4819 Emperor Boulevard • Suite 400  
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## **ASIAN LEGAL NETWORK**

Organised by:  
SFLC.in and Open Invention Network

**Date: August 12th, 2015**

**Location: Orchid Hall, Oberoi Hotel, Bangalore, India**

**Time: 12.00pm to 6.30pm**

### **Q3 meeting of the Asian Legal Network**

SFLC.IN in association with Open Invention Network is organising Second Asian Legal Network roundtable in Bangalore, India. The event will be structured as a round-table between 40 to 50 participants in an informal half-day setting and will present a unique opportunity to discuss key issues impacting our business segment. The agenda will be anchored by a keynote speech exploring the key legal challenges and opportunities that leading Indian companies face when engaging with Open Source Software.

Overview of ALN events Asian Legal Network roundtables have the following features:

- (1) They are by invitation only, small roundtables that encourage open contribution
- (2) There are some keynotes to get the discussion started before the roundtable section
- (3) The event is under Chatham House Rule to ensure people can speak freely.

### **CONFERENCE CONTEXT**

India's software companies are defining a new wave of innovation and creativity. While the software services sector has built a powerful, \$100 billion industry, the new, emerging product companies are going head to head against global MNCs, or creating unique software products for Indian consumers. Over the last few years, India has clearly become a fertile ground for innovation and entrepreneurship, much of it built on the foundations of FOSS. What are the global trends in FOSS, how is the ecosystem evolving, and how can technology companies make the best use of FOSS? To discuss these issues, we have an eminent panel of Indian and global innovation experts.

### **About the Speakers**



**Prof. Eben Moglen** is Professor of Law and Legal History at Columbia University Law School. Professor Moglen has represented many of the world's leading free software developers. Professor Moglen earned his PhD in History and law degree at Yale University during what he sometimes calls his "long, dark period" in New Haven. After law school he clerked for Judge Edward Weinfeld of the United States District Court in New York City and for Justice Thurgood Marshall of the United States Supreme Court. He has taught at Columbia Law School since 1987 and has held visiting appointments at

Harvard University, Tel Aviv University and the University of Virginia. In 2003 he was given the Electronic Frontier Foundation's Pioneer Award for efforts on behalf of freedom in the electronic society. Professor Moglen is admitted to practice in the State of New York and before the United States Supreme Court.



**Keith Bergelt** is the chief executive officer of Open Invention Network (OIN), the collaborative enterprise that enables innovation in open source and an increasingly vibrant ecosystem around Linux. In this capacity he is directly responsible for enabling, influencing and defending the integrity of the Linux ecosystem. Central to the achievement of his goals is the acquisition and transfer of patent rights designed to permit members of the Linux ecosystem to operate free of the threat of assertion and litigation from those whose business models are antithetical to innovation and global economic growth in information technology and computing.

Prior to joining the Open Invention Network, Mr. Bergelt served as president and CEO of two Hedge Funds – Paradox Capital and IPI – formed to unlock the considerable asset value of patents, trademarks and copyrights in middle market companies. Driven by Mr. Bergelt's creativity and entrepreneurial approach, these funds enabled the emergence of patents, trademarks and copyrights as a viable source of collateral in asset-based loans, forever reshaping the emerging IP Finance landscape.

Previously, Mr. Bergelt served as a senior advisor to the technology investment division at Texas Pacific Group. He also headed business development, intellectual property and licensing for the Kelso & Company portfolio company Cambridge Display Technology in the United Kingdom. Additionally, he established and served as General Manager of the Strategic Intellectual Asset Management business unit at Motorola Corporation and served as Motorola's director of Technology Strategy. Prior to his extensive private sector experience, Mr. Bergelt served for twelve years as a diplomat with postings at the United Nations in NY and the American Embassy in Tokyo, Japan where he was involved in the negotiation of IP rights protection in Asia.

Mr. Bergelt holds an Artium Baccalaureus degree from Duke University, a Jurist Doctorate degree from Southern Methodist University School of Law and a Masters of Business Administration degree from Theseus Institute in France. He is a frequent speaker on corporate strategy, finance and intellectual property management.



**Mishi Choudhary** is a technology lawyer and an online civil liberties activist. She is the Legal Director of Software Freedom Law Center, New York and the founding Executive Director of SFLC.in, a pro-bono legal services organization based in New Delhi, India. At SFLC, New York she represents the world's leading free and open-source software projects and advises technology companies. SFLC counsels clients on the big picture, beyond today's specific problems, helping projects reach their long-term goals safely and efficiently.

SFLC.in is widely regarded as the leading organization for extensive work on free speech and expression, privacy, software patents, corporate surveillance, network neutrality, internet governance, free and open-source software, and access to knowledge. For her work on these issues, she has been chosen to be amongst Asia Society's 21 Young Leaders Initiative that identifies dynamic young leaders under the age of forty, bringing them together and supporting them as they build the critical mass to impact global affairs for decades to come.

Mishi has a Master's Degree in Law from Columbia University and a Bachelor's Degree in Law and Political Science from the University of Delhi. She is licensed to practice in India and the State of New

York.

**OPEN INVENTION NETWORK** is a shared defensive patent pool with the mission to protect Linux. Launched in 2005, OIN has strong industry support with backing from Google, IBM, NEC, Philips, Red Hat, Sony and SUSE (a business unit of Novell). Any company, project or developer that is working on Linux, GNU, Android or any other Linux-related software is welcome to join OIN, free of charge or royalties.

### **SFLC.IN**

SFLC.IN is a donor supported legal services organization that brings together lawyers, policy analysts, technologists, and students to protect freedom in the digital world. We promote innovation and open access to knowledge by helping developers make great Free and Open Source Software, protect privacy and civil liberties of citizens in the digital world through education and provision of pro -bono legal advice, and help policy makers make informed and just decisions with the use and adoption of technology

### **ASIAN LEGAL NETWORK**

In the last decade excellent professional networks have emerged around Open Source technology. These networks initially focused on technical participants but in recent times legal networks have begun to facilitate workshops, conferences and publications to share best practice between professionals. Two outstanding Linux Foundation Member Counsel meetings and Free Software Foundation Europe's (FSFE) European Legal Network, which is now the world's largest network for discussion in this field.

On March 14th 2014, Open Invention Network, the Linux Foundation and FSFE announced an initiative to enhance discussion around Open Source (Free Software) legal issues in Asia through the formation of the "Asian Legal Network" (ALN). Throughout 2014 the ALN hosted a series of legal meetings in China, Korea and Japan to provide a bridge between existing Linux Foundation and European Legal Network activities. The goal was to bring high level professionals together and to provide a forum for informed discussion around topics of shared interest. The events were invitation-only, with no fee to attend, and no requirements beyond adhering to Chatham House Rule to ensure that privacy for all parties is respected. This means that participants are free to use the information received at the meetings, but are asked not to identify other participants by name or affiliation.

*This event was organised in partnership with:*



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