

Proposed text for IPR letters

Standards Working Group IEEE P802.11

Wireless Access Method and Physical Layer Specifications

To the President of
 «company» or
 his deputy on Intellectual Property Rights,
 «address»,
 «town», «country»

Reply to: Vic Hayes, Chair, IEEE P802.11
 AT&T WCND Utrecht
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 3431 JZ Nieuwegein, the Netherlands
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Ref.: Ballot on draft standard IEEE P802.11

Nieuwegein, August 21, 1995,

To the President of «company»

The IEEE P802.11 standards working group is in the process of developing a standard, IEEE P802.11 Wireless LAN Medium Access Control (MAC) and Physical Layer (PHY) Specifications, that utilizes many technologies. Examples of used technologies are Radio transmission/reception, Infra-red transmission/reception both Direct Sequence as well as Frequency Hopping Spread Spectrum, CSMA/CA, RTS/CTS and medium control techniques. Draft D2.0 has been provided on a diskette to show the complete technology used now. As such, there is the possibility that this standard may be covered by patents or patents pending that you or your company hold. For your information, you will find on page 2 a list of individuals that participate or have participated in our committee and are working for your company.

The IEEE patent policy (as shown on page 2) requires a release letter such as the one shown on page 2. I would appreciate it very much if you or your company would provide such a letter.

Some companies have already submitted letters related to patents. However, most of them provided a statement relative to a particular proposal. Therefore, we are asking now for a letter with an explicit reference to the current draft and cited paragraph(s), clause(s) of relevance by patent applicability claim.

In view of the progress of the standard, we need to have this letter before October 24, 1995. If I have not received your letter before that time, I will report to the committee that you or your company does not hold Intellectual Property Rights.

Thank you for your assistance in this matter.

Yours sincerely

Vic Hayes, Chair IEEE P802.11

Attachments: Patent policy, list of participants and patent reponse letter

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The IEEE patent policy is as follows:

IEEE standards may include patented technology if there is no equivalent, noninfringing way of achieving the objectives of the standard, if it is justified for technical reasons, and if the patent holder agrees to nondiscriminatory licensing at reasonable rates.

The following individuals have participated in the work of IEEE P802.11.

- Mr.
- Dr.
- Ms.
- etc.

Patent response letter (On company letterhead)

(date)

Dear Vic Hayes

This letter is written in response to your letter of (date), which requested that (company) confirm to the IEEE that we [do not have Intellectual Property that would cover the IEEE P802.11 draft D2.0 standard.]

OR IF THIS DOES NOT APPLY:

[will provide licenses with respect to the proposed IEEE P802.11 standard for the following Patents:

Patent Publication #	in (country)	relating to clause .. of the standard
....
....
....

and for the following Pending Patents:

Patent Application Publication #	in (country)	relating to clause .. of the standard
....
....

In that regard:

In the event the proposed standard is adopted and the standard cannot be practiced without the use of the patent referenced above, (company) agrees upon written request to grant a nonexclusive license under such patent on a nondiscriminatory basis and on reasonable terms and conditions including its then-current royalty rates.

This letter does not grant any right to the IEEE with respect to (company) copyrights or other intellectual property rights that relate to the proposed standard. Any party interested in the license described above may write to (name of contact person) at the address on the letterhead.]

Sincerely,

Jane Q. Company
title (must be an empowered Corporate officer)
(company)