



## IEEE P802.3av Task Force April 2008 Interim Meeting

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# Agenda and General Information

April 29-30, 2009

Quebec, Canada

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- ❑ Welcome and introductions
- ❑ Recording secretary
- ❑ IEEE SA
  - Bylaws and rules
  - Patent policy, call for patents
  - Standardization process
- ❑ Task Force
  - Ground rules
  - Reflector and website
  - Private directory
  - TF officers
  - Approval of last meeting's minutes
  - Project timeline
  - Agenda for this meeting
  - Future meetings
- ❑ Announcements



- ❑ IEEE-SA Operations Manual:
  - <http://standards.ieee.org/sa/sa-om.pdf>
- ❑ IEEE-SA Standards Board Bylaws:
  - <http://standards.ieee.org/guides/bylaws/sb-bylaws.pdf>
- ❑ IEEE-SA Standards Board Operations Manual:
  - <http://standards.ieee.org/guides/opman/sb-om.pdf>
- ❑ LAN/MAN Standards Committee (LMSC) Policies & Procedures:
  - <http://standards.ieee.org/board/aud/LMSC.pdf>
- ❑ IEEE 802.3 Working Group Operating Rules:
  - [http://ieee802.org/3/rules/P802\\_3\\_rules.pdf](http://ieee802.org/3/rules/P802_3_rules.pdf)

## 5.3.3.1 Disclosure of affiliation

Each participant's affiliation shall be disclosed at any working group or project meeting. The chair or the chair's delegate shall inform the meeting of the requirement for disclosure of affiliation (see 5.2.1.5 of the IEEE-SA Standards Board Bylaws). This shall be via a sign-in (e.g., sign-in sheet, electronic sign-in, verbal disclosure, or electronic communication) that provides for disclosure of employer and any other affiliation, a reminder of the definition of affiliation, and possible penalties for non-compliance.

<...>

The minutes of each working group or project meeting shall record a list of attendees and the disclosed affiliation of each attendee.

## 5.3.3.2 False or misleading disclosure

A meeting attendee who fails to disclose affiliation shall not accrue any membership rights, including rights of or towards voting membership, until such disclosures have been made. The chair shall review the adequacy of disclosures. Failure to disclose affiliation, or materially false or misleading disclosure of affiliation, shall result in loss of membership privileges and may also result in loss of other participation privileges within the IEEE-SA for such participants and any affiliated entities.

The Sponsor of the project shall, when appropriate, review the adequacy of disclosures and, if deemed inadequate, may direct corrective action(s). In the absence of effective corrective action(s) by the Sponsor, the IEEE-SA Standards Board may impose further corrective action(s).

# Instructions for the WG Chair

The IEEE-SA strongly recommends that at each WG meeting the chair or a designee:

- Show slides #1 through #4 of this presentation
- Advise the WG attendees that:
  - The IEEE's patent policy is consistent with the ANSI patent policy and is described in Clause 6 of the *IEEE-SA Standards Board Bylaws*;
  - Early identification of patent claims which may be essential for the use of standards under development is strongly encouraged;
  - There may be Essential Patent Claims of which the IEEE is not aware. Additionally, neither the IEEE, the WG, nor the WG chair can ensure the accuracy or completeness of any assurance or whether any such assurance is, in fact, of a Patent Claim that is essential for the use of the standard under development.
- Instruct the WG Secretary to record in the minutes of the relevant WG meeting:
  - That the foregoing information was provided and that slides 1 through 4 (and this slide 0, if applicable) were shown;
  - That the chair or designee provided an opportunity for participants to identify patent claim(s)/patent application claim(s) and/or the holder of patent claim(s)/patent application claim(s) of which the participant is personally aware and that may be essential for the use of that standard
  - Any responses that were given, specifically the patent claim(s)/patent application claim(s) and/or the holder of the patent claim(s)/patent application claim(s) that were identified (if any) and by whom.
- The WG Chair shall ensure that a request is made to any identified holders of potential essential patent claim(s) to complete and submit a Letter of Assurance.
- It is recommended that the WG chair review the guidance in *IEEE-SA Standards Board Operations Manual* 6.3.5 and in FAQs 12 and 12a on inclusion of potential Essential Patent Claims by incorporation or by reference.

Note: **WG** includes Working Groups, Task Groups, and other standards-developing committees with a PAR approved by the IEEE-SA Standards Board.



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(Optional to be shown)

# Participants, Patents, and Duty to Inform

All participants in this meeting have certain obligations under the IEEE-SA Patent Policy. Participants:

- “Shall inform the IEEE (or cause the IEEE to be informed)” of the identity of each “holder of any potential Essential Patent Claims of which they are personally aware” if the claims are owned or controlled by the participant or the entity the participant is from, employed by, or otherwise represents
  - “Personal awareness” means that the participant “is personally aware that the holder may have a potential Essential Patent Claim,” even if the participant is not personally aware of the specific patents or patent claims
- “Should inform the IEEE (or cause the IEEE to be informed)” of the identity of “any other holders of such potential Essential Patent Claims” (that is, third parties that are not affiliated with the participant, with the participant’s employer, or with anyone else that the participant is from or otherwise represents)
- The above does not apply if the patent claim is already the subject of an Accepted Letter of Assurance that applies to the proposed standard(s) under consideration by this group

Quoted text excerpted from IEEE-SA Standards Board Bylaws subclause 6.2

- Early identification of holders of potential Essential Patent Claims is strongly encouraged
- No duty to perform a patent search



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# Patent Related Links

All participants should be familiar with their obligations under the IEEE-SA Policies & Procedures for standards development.

Patent Policy is stated in these sources:

- IEEE-SA Standards Boards Bylaws  
*<http://standards.ieee.org/guides/bylaws/sect6-7.html#6>*
- IEEE-SA Standards Board Operations Manual  
*<http://standards.ieee.org/guides/opman/sect6.html#6.3>*
- Material about the patent policy is available at  
*<http://standards.ieee.org/board/pat/pat-material.html>*

If you have questions, contact the IEEE-SA Standards Board Patent Committee Administrator at [patcom@ieee.org](mailto:patcom@ieee.org) or visit <http://standards.ieee.org/board/pat/index.html>

This slide set is available at <http://standards.ieee.org/board/pat/pat-slideset.ppt>



# Call for Potentially Essential Patents

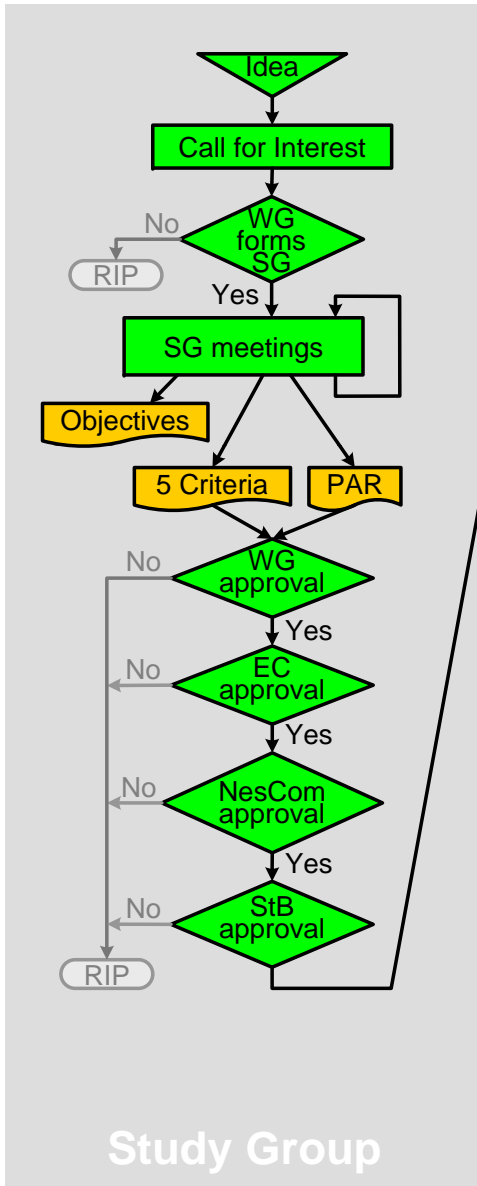
- If anyone in this meeting is personally aware of the holder of any patent claims that are potentially essential to implementation of the proposed standard(s) under consideration by this group and that are not already the subject of an Accepted Letter of Assurance:
  - Either speak up now or
  - Provide the chair of this group with the identity of the holder(s) of any and all such claims as soon as possible or
  - Cause an LOA to be submitted

# Other Guidelines for IEEE WG Meetings

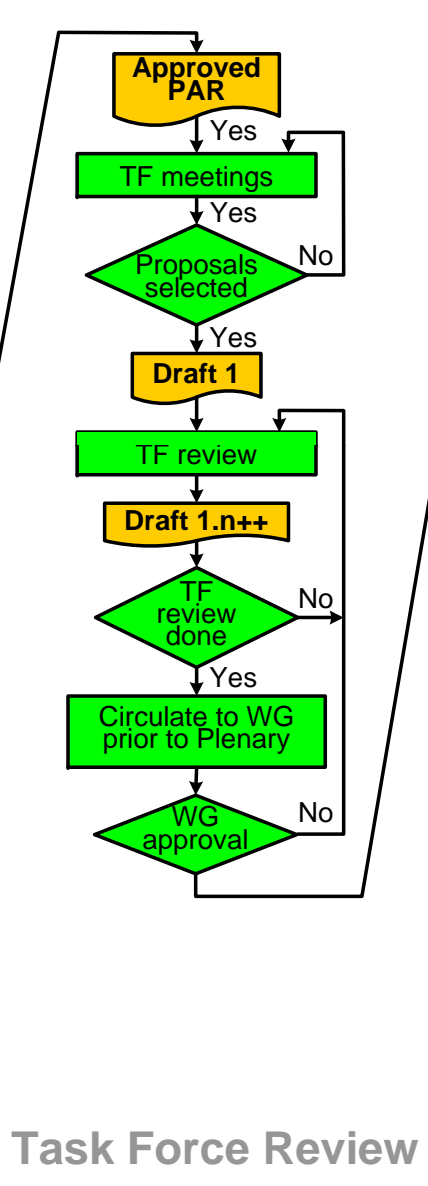
- **All IEEE-SA standards meetings shall be conducted in compliance with all applicable laws, including antitrust and competition laws.**
  - **Don't discuss the interpretation, validity, or essentiality of patents/patent claims.**
  - **Don't discuss specific license rates, terms, or conditions.**
    - Relative costs, including licensing costs of essential patent claims, of different technical approaches may be discussed in standards development meetings.
      - Technical considerations remain primary focus
  - **Don't discuss or engage in the fixing of product prices, allocation of customers, or division of sales markets.**
  - **Don't discuss the status or substance of ongoing or threatened litigation.**
  - **Don't be silent if inappropriate topics are discussed ... do formally object.**

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See *IEEE-SA Standards Board Operations Manual*, clause 5.3.10 and “Promoting Competition and Innovation: What You Need to Know about the IEEE Standards Association's Antitrust and Competition Policy” for more details.

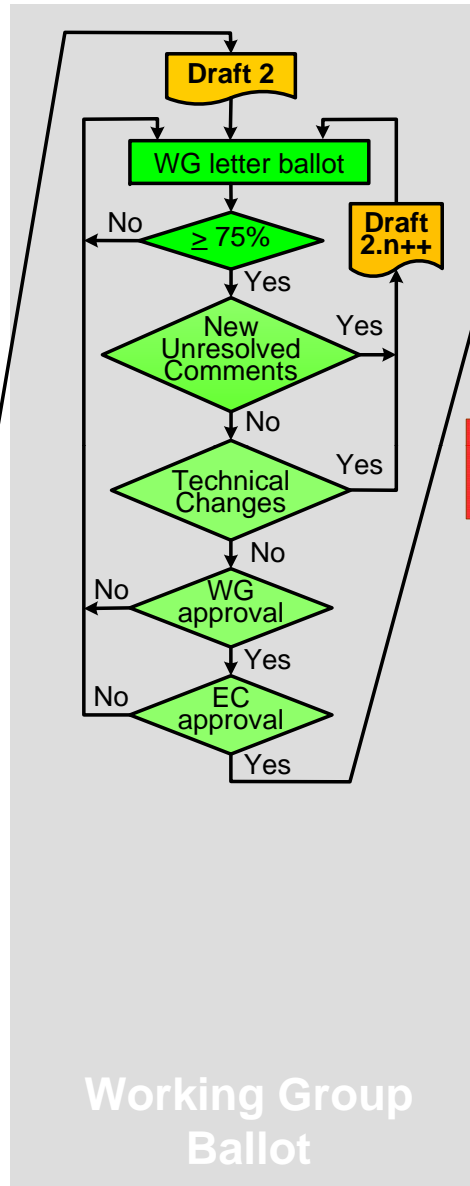
# Standardization Process



Study Group

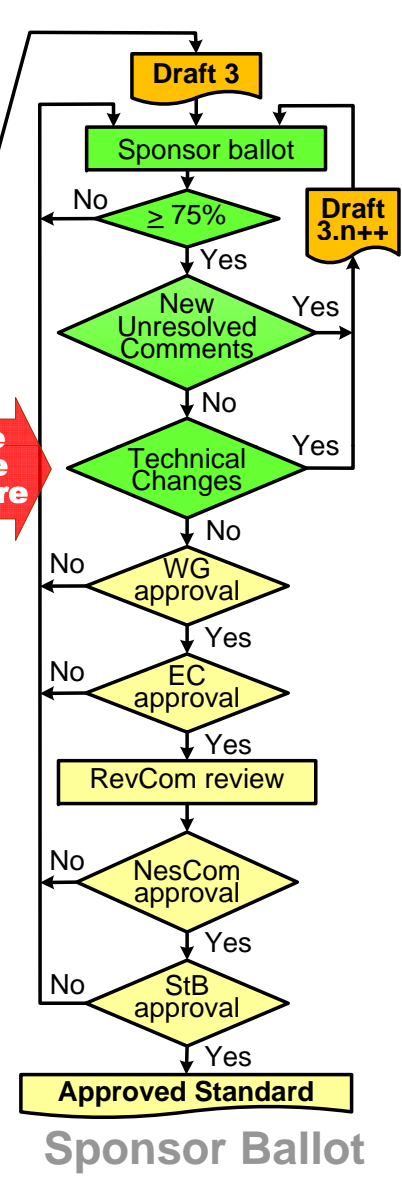


Task Force Review



Working Group Ballot

**We are here** →



Sponsor Ballot

- ❑ Based upon IEEE 802.3 Rules
  - Foundation based upon Robert's Rules of Order
  - Anyone in the room may speak (when recognized by chair)
  - Anyone in the room may vote
- ❑ RESPECT... give it, get it
- ❑ NO product pitches
- ❑ NO corporate pitches
- ❑ NO prices!!!
  - This includes costs, ASPs, etc. no matter what the currency
- ❑ NO restrictive notices

- ❑ Currently 420 subscribers on P802.3av reflector

- ❑ To subscribe to 10GEPON reflector, send email to:

**[listserv@ieee.org](mailto:listserv@ieee.org)**

and include this line in the *body of the message*:

***subscribe stds-802-3-10GEPON firstname lastname***

- ❑ Website URL:

**<http://www.ieee802.org/3/av/>**

- ❑ Drafts are posted in private folder
  - Drafts are copyrighted by IEEE
  - Private folder is password protected
  - Password is only given to meeting participants during meetings
  - Password should not be publicly disclosed on the website or on the reflector
  
- ❑ User Name: **802.3av**
- ❑ Password: **\* \* \* \* \***

## Motion #1

- ❑ Approve minutes of March 2009 meeting as recorded in **3av\_0903\_minutes\_unapproved.pdf**
- ❑ Post the approved minutes on the TF website as **3av\_0903\_minutes\_approved.pdf**
  - Moved:
  - Second:

(Procedural, required  $\geq 50\%$ )

# Plan for This Meeting

## ❑ Comment Resolution

- ❑ 107 new comments received against D3.0
- ❑ 3 post-deadline comments (any objections?)

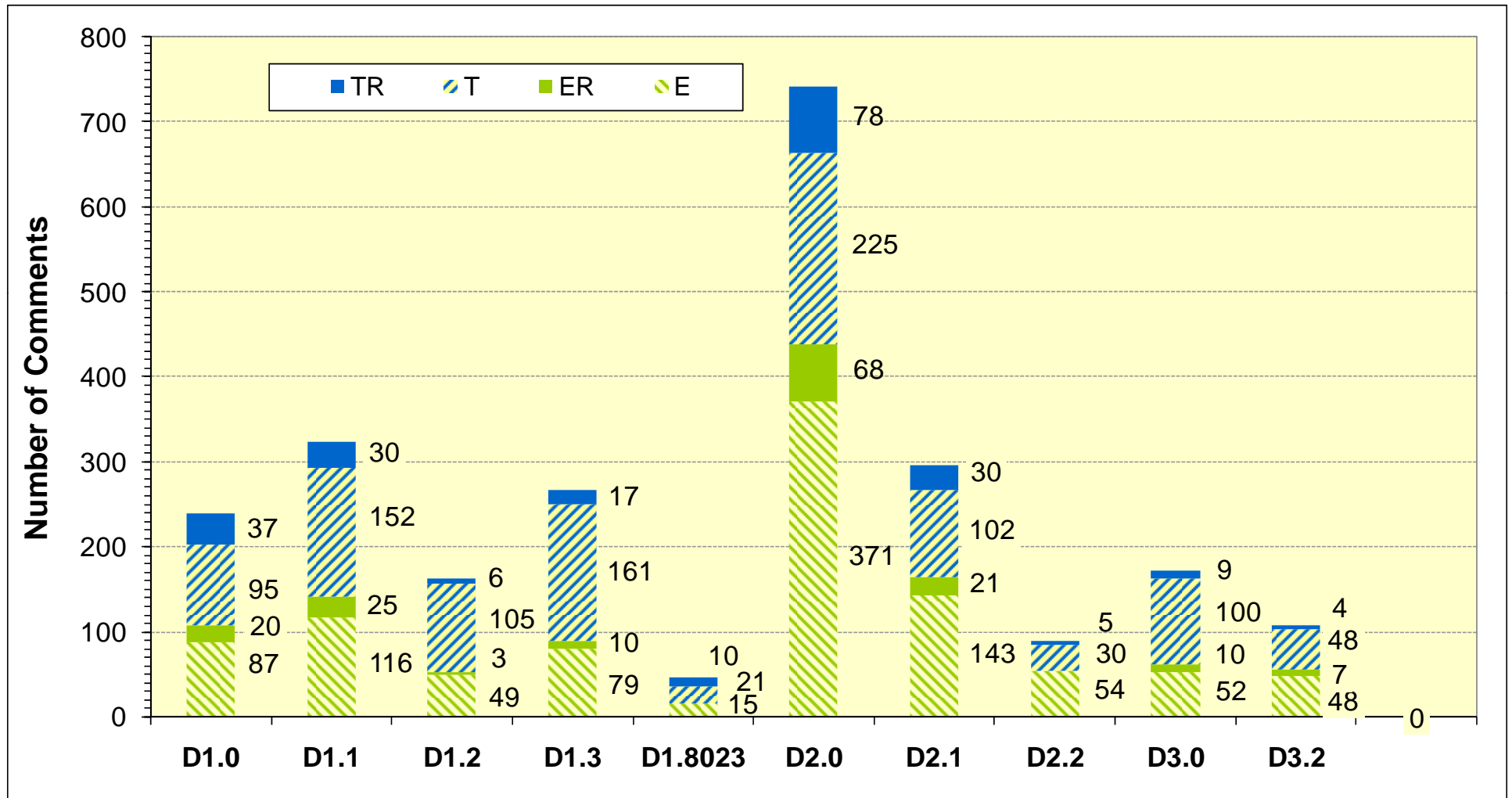
## ❑ Liaison letters

- ❑ None

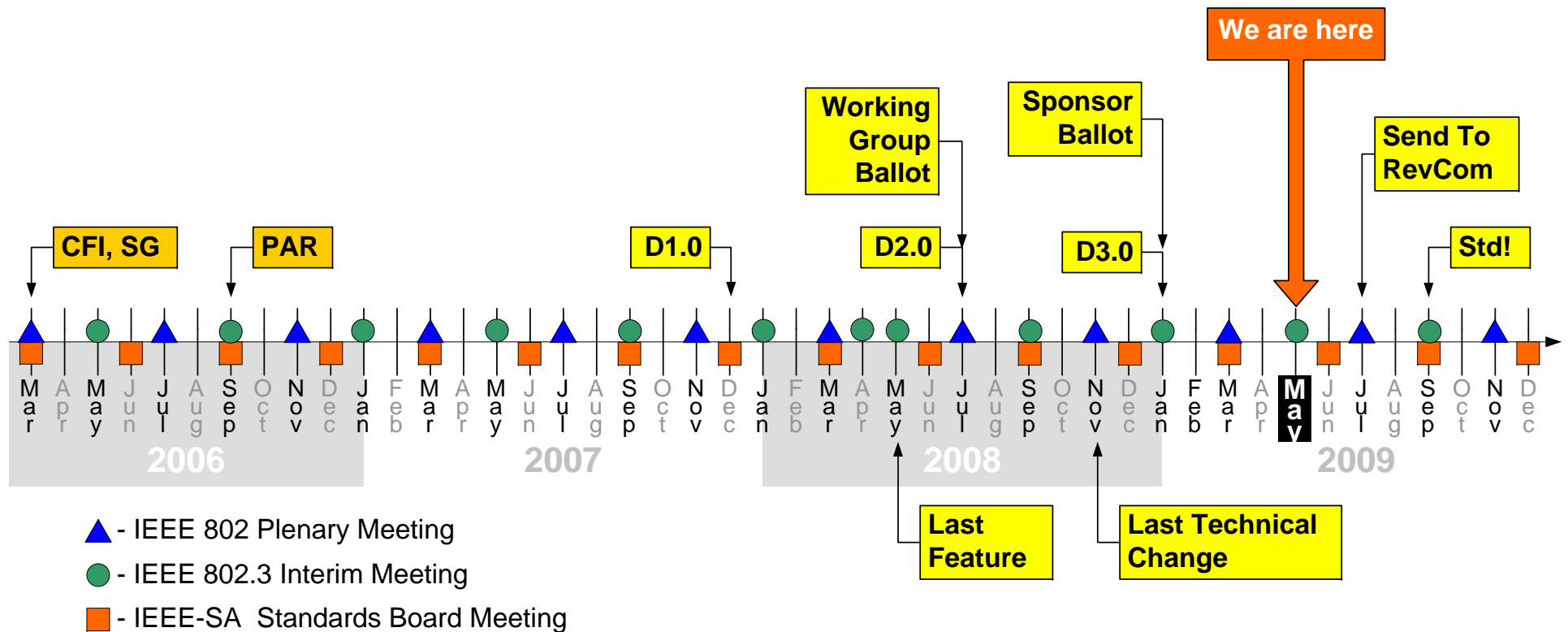
Clause	Comment Type				Total
	E+G	ER	T	TR	
C00	3	-	-	-	3
C01	-	5	2	-	7
C30	2	-	2	1	5
A31A	-	-	-	-	-
A31C	-	-	-	-	-
C45	12	1	3	-	16
C56	-	-	-	-	-
C66	1	-	-	1	2
C67	-	-	-	-	-
C75	5	-	2	-	7
A75A	-	-	-	-	-
A75B	-	-	-	-	-
A75C	-	-	2	-	2
C76	7	1	25	2	35
A76A	2	-	2	-	4
C77	8	-	10	-	18
C99	8	-	-	-	8
<b>Total</b>	<b>48</b>	<b>7</b>	<b>48</b>	<b>4</b>	<b>107</b>



# Comments by Draft



# TF Approved Project Timeline



Approved by TF on November 15, 2007

Y:29 N:0 A:4

# Meeting Schedule

## Everyday Schedule (times are estimates)

Start	Duration	
9:00		Meeting starts
10:00	30 min	1 <sup>st</sup> Coffee Break
12:00	1.5 hr	Lunch
15:00	30 min	2 <sup>nd</sup> Coffee Break
18:00		Recess

## □ Wednesday, April 29

- Chair's introductions, approval of agenda, minutes, patent policy
- Review of June meeting venue
- Resolve comments in this order:
  - C75, A75A, A75B, A75C (9)
  - C76, A76A (39)
  - C77 (18)

## □ Thursday, April 30

- Resolve comments in this order:
  - C30, C45, A31A, A31C (21)
  - C66, C67 (2)
  - C56, C00, C01, C99 (18)
- Closing remarks, plan for June

# Motion to Approve the Agenda

## Motion #2

- Approve the agenda for April 2009 meeting as presented in 3av\_0904\_agenda.pdf on slide 19

- Moved:
- Second:

(Procedural, required  $\geq 50\%$ )

# June Interim Meeting



# Future Meetings (2009)



Plenary Interim

January 12-16	New Orleans, LA USA
March 9-12	Fairmont Hotel Vancouver, Vancouver, Canada
April 29-30	Quebec, Canada
June 8-9	Shanghai, China
July 13-16	Hyatt Regency @ Embarcadero, San Francisco, CA
September	TBD
November 15-20	Hyatt Regency Atlanta, GA USA