特許制度の本質と利益を産む特許の使い方

講義の狙い

- ・特許制度に関する講義は多数ありますが、本講義は次の点に特徴があります。
 - ① 特許が生まれた研究やビジネスの背景に踏み込んで、特許誕生のダイナミズムを実際の事例を取り上げて学ぶ
 - ② 特許が現実のビジネスにどのように影響するのか、特に、特許によって産業や企業の優位性が構築されたメカニズムを実際の事例を取り上げて学ぶ
 - ③ 一方的な講義ではなく、ディスカッションを通じて理解を深める
- ・事例特許として、デジタル放送、インクジェットプリンタ、パソコン CPU、携帯電話 を取り上げる

講義の概要

1限目:2限目以降の議論で必要になる特許制度の概要を説明します。

2 限目 : インクジェットプリンタの開発物語と、開発で先行した企業の巧みな特許戦略について学びます。先行企業は特許戦略によってビジネスを有利に展開し、他企業はこれに対抗できませんでした。この特許戦略を、「暗黙の知的財産同盟」と名付けます。

3限目:暗黙の知的財産同盟のもう一つの事例としてDVDドライブを議論します。DVDは日本電機業界が技術開発や市場開拓で世界を牽引した成功例の一つで、非常に強い特許力を持ちました。しかし、その特許をビジネスで活かせなかった製品と成功した製品があります。成功した特許戦略が暗黙の知的財産同盟です。

4限目:パソコンは工業製品のビジネスモデルを大転換させ、そこで生み出されたプラットフォーム戦略が今日のネットビジネスに繋がっています。その源流になった intel のパソコン CPU の特許戦略、及び、類似の戦略を展開した携帯電話について学びます。

成績の評価 :毎回行う小テストで採点します。

[Goals of the lecture]

Among other lectures on patent system, this lecture will provide following perspectives;

- 1. Introducing rich examples of influencing patents, this lecture illustrates dynamism to create powerful inventions and their patents.
- 2. Based on well-known examples of successful businesses, this lecture will uncover patent strategies which produce profit with executing patents.

The examples of patents and businesses include; mobile phone, personal computer CPU and inkjet printer $_{\circ}$

Discussions in the classroom will be welcome to help to understand the lectures.

[Outline of each session]

Session 1: The first session will provide fundamental knowledge needed for students to understand following sessions.

Session 2: The case of ink jet printers will be discussed as a successful example of business and patent strategy. Three leading companies succeeded in constructing the patent barrier which protected other companies to enter this emerging market. The session will unveil the reason why other companies have failed to break the patent barrier. The patent strategy is name Implicit patent alliance.

Session 3: Another case study of the implicit patent alliance is DVD drive. Japanese electronics industry succeeded in developing technologies and patents for DVD and creating new market of optical disc, and reached the peak of technology leadership. Many powerful patents on DVD were created by Japanese companies. In some business fields these patents were helpful for patentees to make profit. In some other fields, however, they were not. Session 3 will discuss these opposite stories.

Session 4: Personal computers had revolve business models in electronics industries and some other industries. Intel corp. created effective business strategy called Platform Leadership. Because of this famous strategy, intel corp. had been one of

the most profitable semiconductor companies for more than twenty years. Patent management is one of the essential building blocks of this long lasting strategy. Session 4 will show the process to shape the strategy and the contribution of patents. Their patent strategy is discussed from the viewpoint of "boundary of the firm".

Another case study of mobile phone is illustrated.