

The Intellectual Property Section presents

Intellectual Property Symposium



11:30 a.m. - 12:30 p.m. | MCLE: 1 Hour

Touching the Future: AI, San Francisco and Hollywood

This keynote will take a short journey through the now-intertwined tech history of Hollywood and Silicon Valley, then attempt to untangle the present and peer into the future as AI begins to transform the entertainment and media industries.

Opening Keynote Speaker

Jonathan Handel, Feig/Finkel

Moderator

Natasha S. Chee, Creative Power Law

12:45 - 1:45 p.m. | MCLE: 1 Hour

Panel I: Intellectual Property Year-in-Review

What Portfolio Builders, Dealmakers and Litigators Need to Know

This program is for everyone practicing in the IP (or adjacent) areas -- whether you develop IP portfolios, do IP/ technology deals, or litigate.

Our expert panelists will cover the latest updates regarding patent practice, IP transactions, and IP litigation, highlighting "must-know" developments as well as everyday practice tips that you can use in everyday situations.

We will dive into important changes in the law, key takeaways, and how to avoid major pitfalls, based on the most significant IP cases from the Supreme Court, Federal Circuit, and other influential courts.

Speakers

Joseph Yang, PatentEsque Law Group, Stanford Law School

Jennifer Kash, Bunsow De Mory

2:00 - 3:00 p.m. | MCLE: 1 Hour

Panel II: The Application of DMCA to Data Scraping Litigation

As AI fuels the demand for massive quantities of web data, courts are increasingly being asked to apply the Digital Millennium Copyright Act's ("DMCA") anti-circumvention provisions to data scraping disputes. This panel unpacks the technical mechanics of data scraping and the fast-moving case law that is reshaping who controls access to content online.

Topics

- Introduction to data scraping and its growing use alongside AI products and tools
- Background of how DMCA has emerged as a player in data scraping cases
- DMCA Section 1201 basics: 1201(a) v. 1201(b), the absence of a fair use defense, and the exemption process
- Recent DMCA data-scraping litigation and policy responses, including EFF and amicus positions
- What counts as a technical protection measure ("TPM"), including a discussion of YouT v. RIAA, Google v SerpAPI and Reddit v SerpAPI
- Circumvention doctrine and the access-control v. copy-control divide

Speakers

Jo Levy, The Norton Law Firm

Mark Liang, O'Melveny & Myers

Victoria Noble, Electronic Frontier Foundation

Janel Thamkul, Former Deputy General Counsel at Anthropic

Moderator

Esther Chang, The Norton Law Firm

Section Chair

Aaron D. Johnson, Womble Bond Dickinson

Register at www.sfbar.org/calendar

Date

**Thursday
October 22, 2026**

Schedule

MCLE Registration: 11:15 a.m. - 12:15 p.m.

In-Person Program: 12:15 - 5:00 p.m.

Reception Immediately to Follow: 5:00- 6:00 p.m.

MCLE

**4 Hours of which 1 Hour is in Legal
Ethics Credit**

To receive MCLE credit, you must sign in during the designated MCLE registration period. This activity is approved for Minimum Continuing Legal Education credit by the State Bar of California. BASF is a certified provider. Provider #103

Pre-registration is required.

Cost

BASF and Barristers IP Section
Members, BASF Law Students and
BASF InHouse Section Members

FREE

BASF Member

FREE

All Others

\$200

*All prices increase \$10 on the day of the program

Location

BASF Conference Center
50 Fremont Street, Suite 1700
San Francisco, CA

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Viewing Options



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Special Requests:

People with disabilities should contact BASF regarding reasonable accommodations at events@sfbar.org.

All are welcome, varying rates apply based on membership status.

Event Code: G262503

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3:15 - 4:15 p.m. | MCLE: 1 Hour in Legal Ethics Credit

Panel III: Candor in the Age of AI

Ethics for IP Practitioners

Generative AI arrived in patent and trademark practice faster than the rules governing it. This program examines the professional responsibility questions AI raises for California IP practitioners under COPRAC's generative AI guidance and the California Rules of Professional Conduct, alongside the USPTO's own ethics rules and its guidance on AI-based tools.

Topics

- COPRAC's practical guidance on generative AI applied to IP practice: competence under Rule 1.1, client communication under Rule 1.4, and billing under Rule 1.5
- Dual regulation: California attorneys practicing before the USPTO answer to both the California Rules of Professional Conduct and the USPTO Rules of Professional Conduct under 37 CFR Part 11, and the two do not align perfectly
- Candor and the reasonable inquiry: why an AI tool's output does not satisfy the inquiry behind your signature, and what independent verification requires when a tool drafts claims or runs the prior art search
- Confidentiality with consequences beyond discipline: Rule 1.6 and Business and Professions Code section 6068(e) when feeding an unfiled invention disclosure or trade secret into a third-party tool also risks novelty and forfeiture
- Inventorship and disclosure as ethics questions: naming humans who contributed less than the tool did, and when AI involvement becomes material information, the Office must be told
- Supervision under Rules 5.1 and 5.3: treating an AI tool like a non-lawyer assistant when the supervising lawyer is the one signing the certification

Speakers

Nicole Katsin, Crown LLP
Candace Martin, Legal AI at Thomson Reuters
Dale Hunt, Hunt IP Law

Moderator

Amanda R. Conley, Conley Law

4:00 - 5:00 p.m. | Keynote with Q&A | No MCLE Provided

Keynote Speaker: San Francisco City Attorney David Chiu

IP Issues Facing the City Including the Recent Airport Litigation

Keynote Speaker

David Chiu, San Francisco City Attorney

Moderator

Stephen M. Hankins, Riley Safer Holmes & Cancila

Section Chair

Aaron D. Johnson, Womble Bond Dickinson

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