

# **FIDO IPR Summary**

**for Proposed Standard Specifications  
issued after January 1, 2020**

January 1, 2020

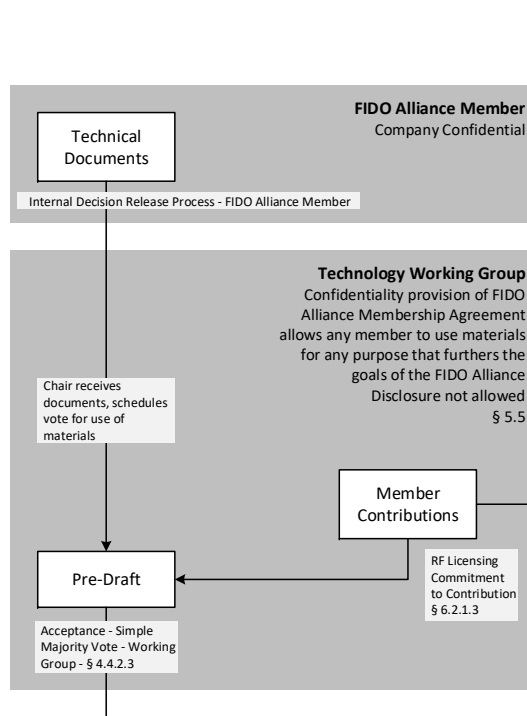
# FIDO IPR: Summary

**The Goal of the FIDO Alliance IPR Policy is to Support the Delivery of Open Unencumbered Specifications**

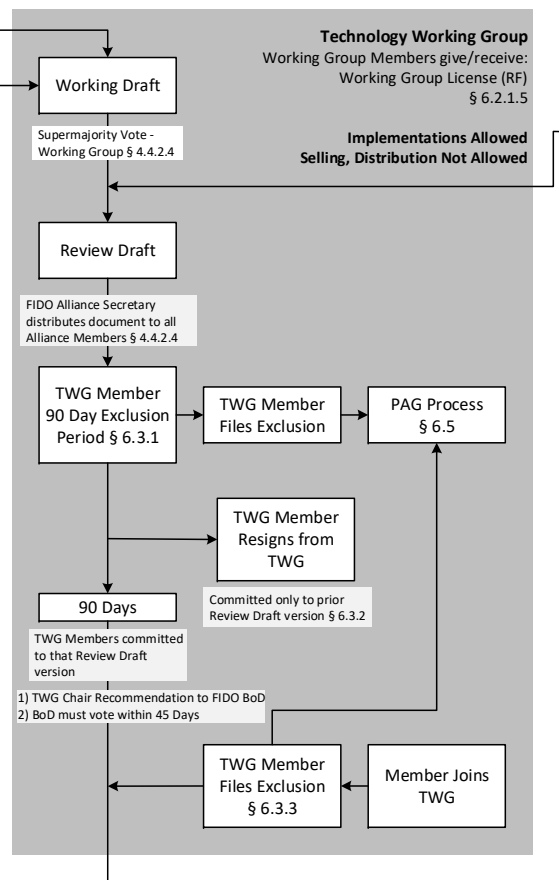
- **IP Ownership:**
  - Ownership of IP is always retained by member companies
- **Patent Royalty-Free Promise:**
  - Technical Working Group Members do and Contributing Members promise anyone in the world to grant a royalty-free (RF) license to their patent rights under specific circumstances
  - No promise if not a Technical Working Group Member or Contributor
- **Complete Implementation:**
  - Commercial sales and distribution rights are conditioned on complete implementations of the Specification
- **Exclusion from RF License is Allowed:**
  - During the 90 day Exclusion Period (upon complete documentation)
  - Upon leaving a Technical Working Group (only for early stage specifications)
  - Not allowed for contributions originally indicated as under RF Licensing
  - Triggers a Patent Advisory Group to address

# IPR Process Overview: Specifications

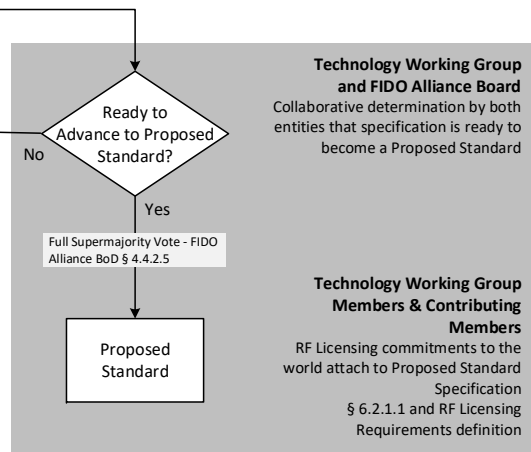
## Phase 1: Optional Acceptance of Member Document Contributions



## Phase 2: Specification and Rights Evolution inside the Technical Working Group

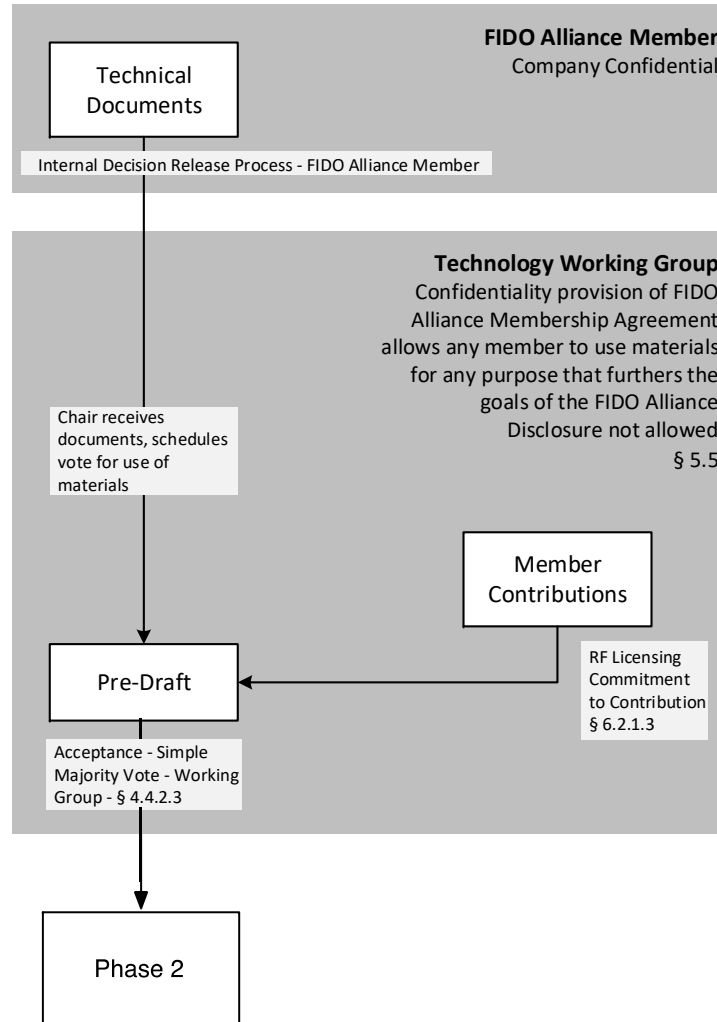


## Phase 3: Expansion of Rights to All Members and Non-Members



# IPR – Specifications – Phase 1

## Optional Acceptance of Member Document Contributions

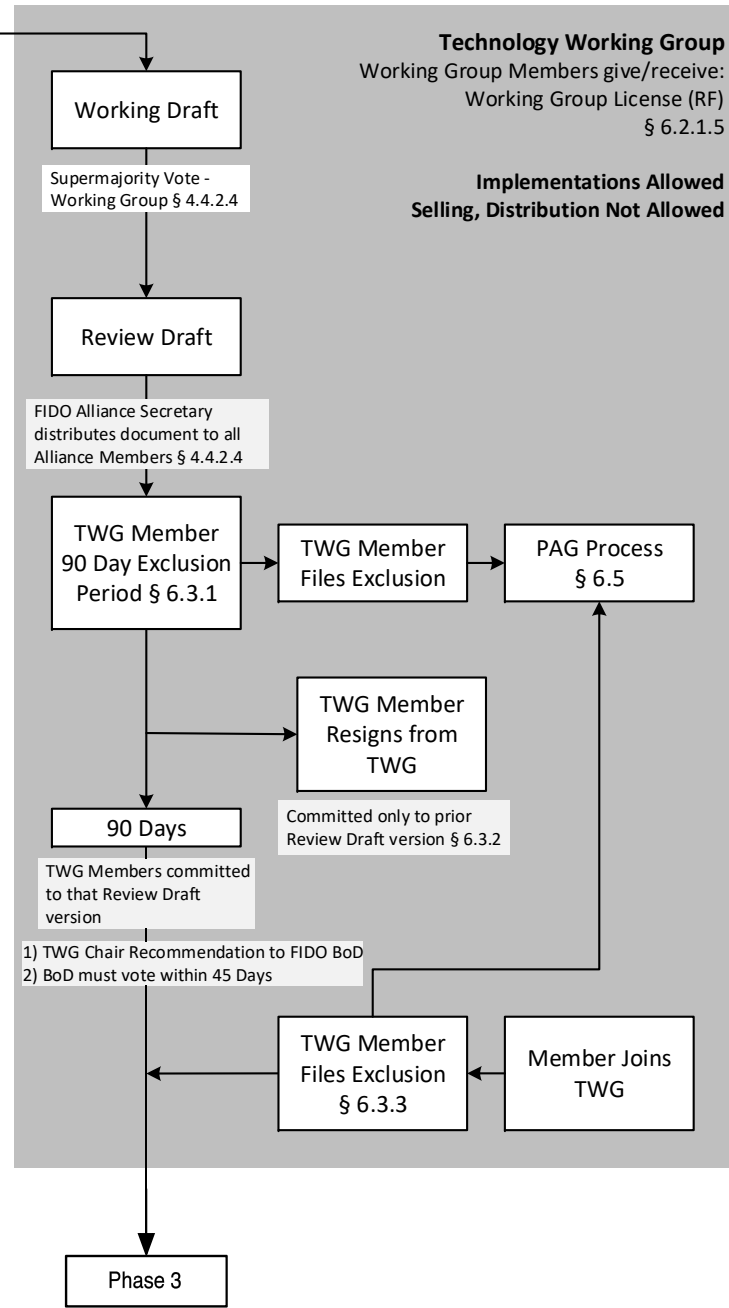
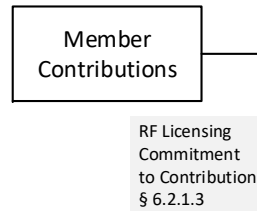


# IPR – Specifications

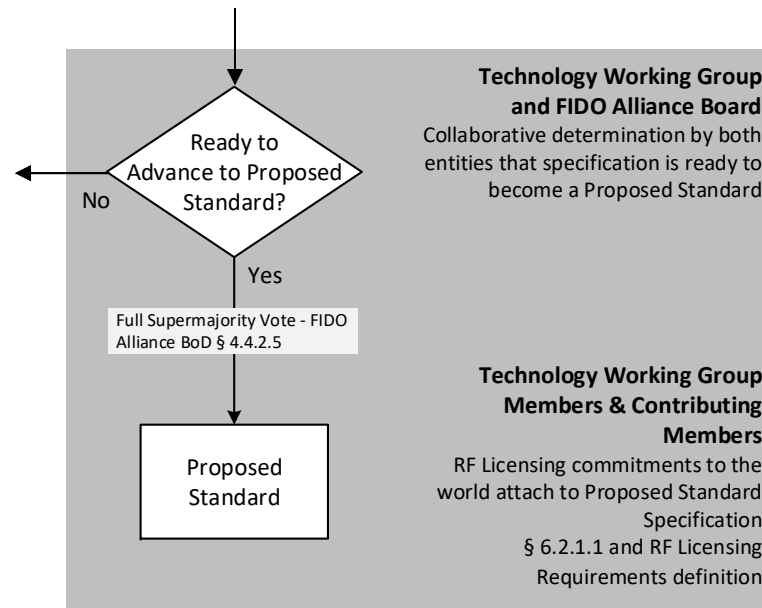
## Phase 2

### Specification Evolution in a Working Group

- **Contributions:** All topics discussed in group covered under:
  - Working Group License
  - Confidentiality Clauses in Membership Agreement
- **Publishing:** The Board may approve the publication or sharing of any FIDO Alliance deliverable with non-Members
  - Supermajority vote of the Board required
  - Documents posted on the FIDO Alliance website subject to peer-review license



# IPR – Specifications – Phase 3



# Summary of Essential Claims Exclusion Process

- **Scope:** Only Technical Working Group Members
  - Contributions cannot be excluded if originally indicated as RF Licensed
- **Duration:** 90 days long
- **Triggering Event:** Secretary distributes Review Draft Specification and Call for Exclusion
- **Documentation Required:**
  - **If staying in Technical Working Group:** Essential claims must be disclosed using disclosure rules
  - **If leaving Technical Working Group:** None but only effective for the Review Draft in the 90 day period
- **Joining Technical Working Group:** If outside a 90 day period, Exclusions must be made when joining the Technical Working Group
- **Patent Advisory Group:** Formed whenever an Exclusion is received – purpose is to resolve the issue

# Promise Continues

- **The Promise continues after withdrawal from a Working Group or the Alliance itself**
- **The Promise is for the life of the patent**
- **The Promise encumbers the patent**
  - So later owners also make the Promise on that patent