



University of California  
Systemwide Administration

Office of the  
Assistant Vice President —  
Business Management  
Contracts and Grants Office

# Memo

## Operating Guidance

No. 84-21  
July 30, 1984

### VICE CHANCELLORS — BUSINESS AND FINANCE/ADMINISTRATION\* CONTRACTS AND GRANTS OFFICERS (NON-LAB) SYSTEMWIDE ADMINISTRATION FUNCTIONAL MANAGERS

Subject: Federal Regulations' Patents Clauses

The Patent, Trademark and Copyright Office, Office of the President, has reviewed the following Federal procurement clauses and judged them to be acceptable to the University when they are applicable and otherwise appropriate to individual contracts:

- FAR 52.227-1 AUTHORIZATION AND CONSENT (APR 1984);  
Alternative I (APR 1984) and  
Alternative II (APR 1984)
- FAR 52.227-2 NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT  
(APR 1984)
- FAR 52.227-3 PATENT INDEMNITY (APR 1984);  
Alternative I (APR 1984)  
Alternative II (APR 1984 [SIC])  
Alternative III (APR 1984)
- FAR 52.227-4 PATENT INDEMNITY - CONSTRUCTION CONTRACTS (APR 1984),  
Alternative I (APR 1984)
- FAR 52.227-5 WAIVER OF INDEMNITY (APR 1984)
- FAR 52.227-6 ROYALTY INFORMATION (APR 1984);  
Alternative I (APR 1984)
- FAR 52.227-7 PATENTS - NOTICE OF GOVERNMENT LICENSEE (APR 1984)
- FAR 52.227-8 REPORTING OF ROYALTIES (FOREIGN) (APR 1984)
- FAR 52.227-9 REFUND OF ROYALTIES (APR 1984)
- FAR 52.227-10 FILING OF PATENT APPLICATIONS - CLASSIFIED SUBJECT MATTER  
(APR 1984)
- FAR 52.227-11 PATENT RIGHTS - RETENTION BY THE CONTRACTOR (SHORT FORM)  
(APR 1984);  
Alternative I (APR 1984)

\*Note: The addressees above represent the standard distribution of Contracts and Grants Office Memos. Additional addressees, if any, may be added based on the subject of the Memo. See cc's.

FAR 52.227-12 PATENT RIGHTS - RETENTION BY THE CONTRACTOR (LONG FORM) (APR 1984)  
Alternative I (APR 1984)

FAR 52.227-13 PATENT RIGHTS - ACQUISITION BY THE GOVERNMENT (APR 1984);  
Alternative I (APR 1984)

DOD FAR  
Supplement 52.227-7034 PATENTS-SUBCONTRACTS (APR 1984)

DOE FAR 952.227-71 PATENTS RIGHTS - SMALL BUSINESS FIRMS OR NONPROFIT  
Supplement ORGANIZATIONS (MARCH 1982)

NSF FAR 45 CFR 650.4(a) PATENT RIGHTS (SMALL BUSINESS FIRMS AND NONPROFIT  
Supplement ORGANIZATIONS (MARCH 1982))

FPR Temporary Regulation 69, April 5, 1983

DAR 7-302.23(h) PATENT RIGHTS - SMALL BUSINESS FIRM OR DOMESTIC  
NON-PROFIT ORGANIZATION (1984, JAN)

In addition, the Departments of Commerce, Health and Human Services, and Interior, and AID, EPA, and NASA acquisition regulations contain no additional agency-specific patent language. The FAR language, therefore, is applicable and acceptable as discussed above.

Refer: Trice Bryan  
Patent Office  
ATSS 8-582-5000  
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*697 46 140*  
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Director, Patent, Trademark &  
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David F. Mears  
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