Patent Law and Global Public Health

Fifth Edition

Final Examination

Instructions

This is an "open-book" examination. When preparing your answer, you may read, listen to, or watch any material you wish. However, you must abide by the following rules:

(1) When preparing and drafting your answer, you may not consult in any way with any other person.

(2) Plagiarism is strictly forbidden. Guidelines concerning mandatory attribution of sources and associated citation requirements are available at https://usingsources.fas.harvard.edu/harvard-plagiarism-policy.

(3) Although you are permitted to use artificial intelligence when preparing your answer, you must abide by the following constraints:

   a) As you likely know, large language models (LLMs), such as "ChatGPT" or "Claude," sometimes "hallucinate." In other words, they fabricate material and then present it as real. If, as a result of using such a model, your answer contained false information, you would be penalized – in much the same way that a journalist who included false information in an article, or a lawyer who included false information in a brief, would be penalized. Thus, if you consult a LLM when preparing your answer, you should certainly verify the accuracy of the information it provides you.

   b) Appropriate attribution of material obtained from a LLM is just as essential to academic integrity as it is for any other source. Thus, if you derive an idea or an argument from such a model, you must include in your answer a footnote clearly identifying the model in question.

   c) Finally, if any of the text you include in your answer consists of language generated by artificial intelligence (or a paraphrase of such language), <u>you must underline the text at issue</u> in addition to providing an appropriate footnote.

Any violation of these guidelines will constitute academic misconduct; the exam in question will be rejected and the candidate will be disqualified from the course and from all future editions of the course.

The exam will be distributed at 21:00 UTC on Friday, May 9, 2025. **Answers must be submitted by 21:00 UTC on Tuesday, May 13, 2025**.

Answers must be submitted via the CopyrightX/PatentX portal; email submissions will not be accepted. To submit your answer, please follow these steps:
  (i)   log in your PatentX account;
  (ii)   click on the "Exams" option in the main menu;
  (iii)   click on "PatentX – Spring 2025";
  (iv)   click on the "Choose File" button and then select your answer file; and
  (v)   click "Upload."
Please note that only one (1) file in **PDF format** can be uploaded. You should receive an **email confirmation** shortly after the submission of you answer file; if you do not receive it, please reach out to pxexams@law.harvard.edu as soon as possible.

If you fail to submit your exam prior to the deadline on May 13, you may send an email message to pxexams@law.harvard.edu, explaining the reason for your failure and attaching your answer. However, you should be aware that late submissions be considered for grading only in exceptional cases involving either an illness (documented by a medical professional) or a serious extenuating circumstance. The PatentX Advisory Board has complete discretion in determining whether a late submission will be accepted.

When submitting your exam, you must use the following formatting guidelines:
  • Name your exam file as follows: [Last name], [First name] – PatentX Exam
      o *For example:* Edison, Thomas – PatentX Exam
  • Include your name and email address at the top of the first page of your submission.

During the examination, all of the course materials (recorded lectures; transcripts, slides, mindmaps; and reading assignments) will remain available at https://ipxcourses.org/patent-law-and-global-public-health/.

Neither the WIPO course team nor your instructors will respond to questions concerning the exam unless those questions involve emergencies. If an emergency does arise, please email harvardpatx@wipo.int, providing details. Someone will respond as soon as possible.

If you find any aspect of the exam's content or instructions to be ambiguous, do not request a clarification. Instead, develop your own interpretation that resolves the ambiguity and make that interpretation explicit in your response.

Each student's answer will be graded, using a numerical scale, by a WIPO trainer who did not teach the group in which the student was enrolled. The student's trainer will then have an opportunity to adjust the student's grade (upward but not downward) if, in the trainer's judgment, the quality of the student's participation in seminar discussions manifested greater command of the material than indicated by the exam grade. Answers assigned grades near the borderline between Pass and Fail will be reviewed by Professor Fisher, whose evaluation will be final.

All students who pass the final examination and who actively participated in 10 of the 12 weekly seminars of their groups will receive a certificate from WIPO and Harvard Law School.

A list of the students who passed the examination will be posted on the course website no later than 13:00 UTC on June 15, 2025. Certificates will be available for download through the CopyrightX/PatentX portal shortly thereafter.