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From: [REDACTED]ensingforstandards.co.uk>
Sent: 24 November 2017 19:33
To: [REDACTED]
Subject: Industrial Strategy – Intellectual Property Call for Views
Attachments: [REDACTED]

[REDACTED]

Industrial Strategy – Intellectual Property Call for Views

I refer to our telephone conversation earlier this week, and thank you for agreeing to extend the time period for submitting responses to today.

I am aware that the Fair Standards Alliance is submitting a Response to the Call for Views, and we fully support their position.

In terms of real-life problems, whilst the terms of many of the SEP portfolio fragmentation agreements are cloaked in secrecy, publicly available information of examples of portfolio fragmentation include the following:

(a) Nokia selling off parts of its SEP portfolio to multiple companies including:

- Sisvel. Sisvel acquired some alleged LTE SEPs from Nokia and they are now included in the Sisvel LTE Patent pool. The Sisvel LTE Patent pool now seeks to charge €0.99 per unit as well as a non-refundable “entrance fee” of €10,000 (Ten Thousand Euros) on signature of the agreement; you can see the references here:
 - o <http://www.sisvel.com/licensing-programs/wireless-communications/lte-lte-a/license-terms>
 - o <http://www.sisvel.com/licensing-programs/wireless-communications/lte-lte-a/patent-owners>
- Wi-Lan;
- Vringo;
- Conversant;
- Acacia Research;
- Sant Lawrence Communications Inc;
- Cellular Communications Equipment LLC;
- Inventergy;
- Helsinki Memory Technologies.

There has been litigation in America concerning some of these sales, and I attach a copy of the Complaint that Apple filed against Acacia Research and many other companies in December last year.

(b) Ericsson selling of parts of its SEP portfolio to multiple companies including:

- Unwired Planet – you will be aware of the litigation in the UK between Unwired Planet and Huawei and others resulting from this sale (and it is to be noted that Ericsson received 70% of the income that Unwired Planet secured from other licensees);
- PanOptis LLC;

- Velos Media;
- Wi-Fi One LLC/Vectis IP Limited;
- Avanci;
- Sisvel.

I hope these are useful practical examples that show how the practice of portfolio fragmentation/proliferation is so damaging for the industry and for companies trying to build wireless products for the Internet of Things and Industry 4.0.

If not dealt with quickly, this is going to put a severe brake on innovation which will be damaging to UK industry, UK jobs, and UK consumers.

Kind regards

Yours sincerely

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