

Responsibilities of the OCIR

- Assist faculty and staff to coordinate industrial activities to enhance applied research, and establish formal working relations with industry partners.
- Assist University researchers with invention disclosures, patent filings, market analysis, and licensing agreement negotiations.
- Manage and coordinate the Texas State University's incubator/accelerator facilities, patent option and license agreement, industrial sponsor research agreements, and material transfer agreements.
- Support and encourage local economic development by giving preference to licensing to Texas companies, encourage faculty start-up activities, and create new ventures in Texas.
- Develop relationships with venture capital firms and individuals, technology assistance organizations, and other entities.
- Establish and manage relationships with University researchers, licensees, potential licensees, entrepreneurs, venture capitalists and relevant government entities.

For more information, contact
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Your Inventions & Discoveries: The Licensing Process



Office of Commercialization and Industrial Relations

TEXAS  **STATE**
UNIVERSITY[®]

The rising STAR of Texas

Member the Texas State University System[™]

The Texas State University recognizes that research and scholarship by its faculty, staff, and students will result in inventions, discoveries, and other intellectual creations with potential societal benefits and market value.

The University intends to foster the traditional freedoms of the Texas State faculty, staff, and students in intellectual materials created while they are affiliated with Texas State.

The University seeks to protect the interests of individual inventors, researchers, creators, and the University while also ensuring that the Texas State community and society benefit from fair and full dissemination of knowledge and innovation.

Potential Benefits for Inventors Royalty Sharing

Inventors receive 50% of net royalty income.

**Employment opportunities for Students
Additional consulting work for inventors**

**Additional research funding
Prestige and personal satisfaction**

Your Inventions and Discoveries: How does this work?

1. There is a discovery, invention or other work that may have potential for patenting.

- Creators of inventions, discoveries, patents, and intellectual property, (IDP) have a duty to promptly disclose their IDP to the Intellectual Property Committee.
- Duty to disclose arises as soon as the creator has reason to believe, based on the creator's own knowledge or upon information supplied by others, that the IDP may be patentable.
- The disclosure form is located on the OCIR website:

<http://www.txstate.edu/ocir/For-Inventors/Invention-Disclosure.html>

2. Review & Evaluation

OCIR in conjunction with the

- Intellectual Property Committee will review the disclosure for potential value.

OCIR may request

- **Additional information and forms to assist with this process**

3. The disclosure review and decision to file. The IP committee will vote on action to be taken based on the information received from the author/inventor and the evaluation of the disclosure.

- If the Committee feels there is a potential for patenting, a vote may be taken to file a provisional patent and/or send the disclosure to South Texas Technology Management (STTM) for review and marketability studies.
- Based on STTMs recommendations a vote will be taken whether to recommend the disclosure move forward to filing a provisional or full patent. The recommendation is sent to the University President for final decision.
- If the vote is to file or move forward, the OCIR will begin working with the TXSTATE contracted IP attorney to file the patent. **The inventor's cooperation in this process is vital to a successful application.**
- The patent process can take 6 years or more to complete and cost \$25,000.00. If a provisional patent is not already in place it can be filed very quickly to initiate protection.

- If the decision is not to file or move forward, the IP Committee will recommend that the work be released to the author/inventor. Approval of the University President is required. A decision to release means that the author/inventor may proceed on his own with the patent process. However, the University may maintain an interest.
- **The author/inventor will be kept informed of all actions related to the disclosure.**

4. Locating a commercial partner

- OCIR may seek outside help in developing a marketing plan.
- The author/inventor is encouraged to assist in locating a commercial partner.

ONLY OCIR may negotiate the actual license.

Commercial partner contact information should be provided to the OCIR by the author/inventor.

5. Making the Deal OCIR will negotiate terms based on the specifics of the materials to be licensed.

The inventor is not part of the negotiation process but will be kept informed of the status.

The author/inventor may have a relationship with the potential licensee that will require conflict of interest management. OCIR will work with the author/inventor and the Office of Compliance to resolve or manage any conflicts of interest.

6. Maintaining the Deal

OCIR will review the terms of the license and monitor compliance with terms. The licensing officer will negotiate amendments or take other actions as necessary.

OUR GOAL is to help you

- develop,
- protect and,
- commercialize university intellectual property

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