**Fair and Reasonable or Certified Corn-Fed Rates : FRAND Panel**

1. Setting the stage: definitions and background (10 minutes)
   * 1. Standard setting organizations
     2. Standard essential patents
     3. Fair, reasonable and non-discriminatory terms and conditions (FRAND)
2. FRAND in operation – practical concerns (10 minutes)
   * 1. How does this work?
     2. Do private parties decide?
     3. Who should decide FRAND terms when parties cannot agree?
     4. Why are courts being asked to resolve business negotiations?
     5. Does portfolio size affect the appropriate forum?
3. Overview of current FRAND proceedings and applicable legal precedents (15 minutes)
   * 1. How does a third party determine FRAND: Principles, procedure, and problems
     2. What is happening today?
     3. Are Global FRAND determinations possible? What issues do they create?
     4. What can the courts do to avoid Forum Shopping and irreconcilable decisions?
4. Potential future developments (10 minutes)
   * 1. Do Standard Setting Organizations create the correct incentives? Are Standard Setting Organizations
     2. Joint licensing, patent pools, and licensing agencies – standard rates *ex ante* or *ex post*?