



THE UNIVERSITY OF SOUTH CAROLINA

COLUMBIA CAMPUS

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*Motion approved by
Faculty Senate as a
recommendation to
be sent to the
administration.*

REPORT AND MOTION OF

THE PATENTS AND COPYRIGHTS COMMITTEE

For Consideration by the Faculty Senate

at the Meeting of October 6, 1993

The University, through the Office of Technology Transfer, engages in processing patentable discoveries and marketing the rights to patents which result from inventions made by USC personnel who make use of University resources in their work. The income that results from such marketing is known as the "equity." This equity customarily is divided between the University and the Inventor(s). The percentage distributed to the Inventor(s) is known as the "Standard Equity." The 1986 edition of the Faculty Manual (p.55), sets the Standard Equity at 25%. In recent years, however, the practice sometimes has been to allocate a greater percentage of the equity to the Inventor(s). One reason for doing so has been to encourage faculty members to create patentable discoveries. Another reason has been that most neighboring institutions allocate a greater share of the equity to Inventors: this is demonstrated by a recent survey (appended) performed by the Office of Technology Transfer. In order to make USC practice more consistent with that of other institutions, therefore, and in order to reward USC inventors adequately for their inventions, the USC Patents and Copyrights Committee makes the following recommendation, which we refer to the Faculty Senate for a vote:

"The USC Patents and Copyrights Committee recommends that the USC Administration make and implement whatever changes in policy are necessary to ensure that the "Standard Equity" to be distributed to inventors will be set at 40% of the licensing income that remains after patent expenses (as defined by the Office of Technology Transfer and the Legal Office) have been met. Any such new policies regarding equity distribution will be circulated to the appropriate Faculty Committees for discussion."

Respectfully submitted,

Ralph W. Mathisen
Chair,
USC Patents and Copyrights Committee

**SURVEY
EQUITY DISTRIBUTION
INTELLECTUAL PROPERTIES**

February 11, 1993

	University of Alabama	Auburn University	Clemson University	Emory University	University of Georgia (RF)	Harvard University	University of Kentucky (RF)	Louisiana State University	Mass Inst. of Technology	Medical University of S.C.	University of Missouri	University of So. Carolina	University of Virginia (RF)
%age of Equity - up to \$ 50,000													
Inventor	70	50	40	40	25	35	40	40	33	35	33	30	25
Department	20	12.5		10	10	15	20	20	33	15	2/9	20	
Dept/Lab						15				35	2/9		
College/Sch		12.5	20	10		20		20				25	
Institution	10	25	40	40				20	33	15	2/9	25	32.5
Foundation					65		40						42.5
%age of Equity - over \$ 50,000													
Inventor	40		20			25				30			
Department	40					20				15			
Dept/Lab						20				30			
College/Sch			20										
Institution	20		20			15				25			
Foundation													
After Expenses	yes	yes	yes	yes	yes	yes	yes	no	yes	yes	yes	no	no