

**2025 TIPA 國際研討會**  
**專利侵權訴訟之審理模式—臺、美之對照借鏡**  
**2025 TIPA International Symposium:**  
**Trial Model of Patent Infringement Cases-US and Taiwan Comparison**

【日期 / Date】

2025 年 6 月 25 日（星期三）

June 25th (Wednesday), 2025

【地點 / Venue】

國立臺灣大學工學院機械系館 1 樓成志國際演講廳

Chong-Chih International Lecture Hall, 1F, Department of Mechanical Engineering Building,  
College of Engineering, National Taiwan University (NTU)

【地點指引 / Map and Directions】

台北市羅斯福路四段 1 號

No.1, Sec. 4, Roosevelt Road, Taipei City, Taiwan (TBC)

\* 各校門步行至機械系館，請參考校園地圖 <https://reurl.cc/lzYmz6>

辛亥路校門約 5 分鐘、長興街校門約 8 分鐘、羅斯福路校門約 15 分鐘

【主辦單位 / Organizers】

台灣智慧財產法學會 Taiwan Intellectual Property Law Association

智慧財產培訓學院 Taiwan Intellectual Property Training Academy

國立臺灣大學跨領域整合法律學研究所 Graduate Institute of Interdisciplinary Legal Studies,  
National Taiwan University

UNH Franklin Pierce School of Law

【指導及贊助單位 / Sponsors & Co-organizers】

司法院（待定）Judicial Yuan (TBC)

經濟部智慧財產局 Intellectual Property Office, Ministry of Economic Affairs

飛瀚外國法律事務所 Finnegan, Henderson, Farabow, Garrett & Dunner LLP

Paul Hastings, LLP

Sughrue Mion, PLLC

## 議程簡介

專利與公害、醫療等糾紛同屬現代型民事訴訟，由於審理專利案件必然同時涉及法律與科學內容，法院於調查證據、認定事實的過程，已較一般民事訴訟案件更為困難勞煩。遑論專利法的法條及法律要件，極高的比例屬於不確定性法律概念，例如請求項的解釋、侵權分析的流程、均等論侵權等重要的法律概念，完全未見於法條，以致於專利法的法律解釋，充滿高度不確定性，不僅台灣如此，美國、德國等專利法皆然。因此如何有效且精確的審理專利民事訴訟，極具挑戰性。

主辦單位很榮幸有機會邀請美國聯邦巡迴上訴法院的陳法官（Honorable Judge Raymond T. Chen, Circuit Judge of the US Court of Appeals for the Federal Circuit）來台灣，與我們分享美國在專利審判實務的經驗。我們也很難得邀請在美國第一線參與專利訴訟的律師來台，包括 Finnegan、Paul Hastings 及 Sughrue，以及美國學術界 University of New Hampshire 的專家，一起探討。

非常難得的是，我們將舉辦一場美國上訴法院的模擬法庭，由陳法官擔任法官，Finnegan 及 Paul Hastings 的律師擔任代理人，忠實呈現美國的專利審判程序。

歡迎一起加入我們，讓我們一起努力精進我們的專利審判程序！

## Introduction

As one of the modern legal disputes, the trial over patent infringement cases involves both legal and technical and technical issues. And the Patent Act, in US, Taiwan, or any other jurisdictions, is of highly abstract legal concept by its nature. It's always challenging to efficiently and preciously try a patent case. Most of the time judges need to create the law on the basis of the spirit of the Patent Act. Judges and patent counsel would know it's truly difficult.

We have the honor to invite Honorable Judge Raymond T. Chen, Circuit Judge of the US Court of Appeals for the Federal Circuit, to come to Taiwan and share with us his experience in trying patent cases in the US. We are also very much pleased to have experts from US leading law firms Finnegan, Paul Hastings, Sughrue, and academic experts from the University of New Hampshire to join the discussion.

More importantly, we are going to demonstrate a mock US Federal Circuit trial chaired by Honorable Judge Chen and counsel from Finnegan and Paul Hastings. It could be the first time in Taiwan.

Welcome to join us. Let's work together and make out patent trial system in Taiwan the best ever!

# 2025 TIPA 國際研討會

## 專利侵權訴訟之審理模式—臺、美之對照借鏡

日期：2025 年 6 月 25 日星期三 9:00-17:40

全程提供中、英文同步翻譯

June 25<sup>th</sup> (Wednesday), 2025

Simultaneous translation into Chinese/English is available

時間 Time	主題 Subject	主持人/報告人/與談人 Moderator / Speaker/ Discussant
08:30-09:00	報到 (30 mins)	
09:00-09:10	開幕致詞 Opening Remark	<p>謝銘洋大法官兼代理院長，司法院 Honorable Chief Judge Ming-Yan Shieh, Constitutional Court</p> <p>陳聰富講座教授，國立臺灣大學法律學院 Tsung-Fu Chen, Chair Professor, College of Law, National Taiwan University</p> <p>廖承威局長，經濟部智慧財產局 Cheng-Wei Liao, Director General, Intellectual Property Office, Ministry of Economic Affairs</p>
第一場 Session 1 09:10-10:05 (55 mins.)	<p>產業及技術變革下法官於專利審判所面臨之挑戰暨解決方案 The Observation and Experience on How a Patent Judge Preciously Try Patent Cases</p>	<p>【主持人 Moderator】(5 mins.) 陳駿壁院長，智慧財產及商業法院 Honorable Chief Judge Chun-Pi Chen, Intellectual Property and Commercial Court</p> <p>【報告人 Speaker】(50 mins.) Honorable Judge Raymond T. Chen, U.S. Court of Appeals for the Federal Circuit, CAFC</p>
10:05-10:20	Q&A (15 mins.)	
10:20-10:35	茶歇 Coffee Break (15 mins.)	

<p>第二場 Session 2 10:35-12:15 (100 mins.)</p>	<p>模擬法庭審判：美國聯邦巡迴上訴法院專利訴訟 U.S. CAFC Mock</p>	<p>【主持人 Moderator】(5 mins.) 陳聰富講座教授，國立臺灣大學法律學院 Tsung-Fu Chen, Chair Professor, College of Law, National Taiwan University</p> <p>【報告人 Speakers】(95 mins.) Judge: Honorable Judge Raymond T. Chen, U.S. Court of Appeals for the Federal Circuit, CAFC</p> <p>Appellant &amp; Appellee: Erik R. Puknys, Partner, Finnegan, Henderson, Farabow, Garrett &amp; Dunner LLP (飛瀚外國法律事務所)</p> <p>Rudy Y. Kim, Partner, Paul Hastings, LLP</p>
12:15-12:30	Q&A (15 mins.)	
12:30-13:30	中場休息 Break (60 mins.)	
<p>第三場 Session 3 13:30-15:10 (100 mins.)</p>	<p>專利品質及專利主管機關所面臨之挑戰 Patent Quality and the Challenges to the Patent Office</p>	<p>【主持人 Moderators】(10 mins.) Honorable Judge Raymond T. Chen, U.S. Court of Appeals for the Federal Circuit, CAFC</p> <p>廖承威局長，經濟部智慧財產局 Cheng-Wei Liao, Director General, Intellectual Property Office, Ministry of Economic Affairs</p> <p>【報告人 Speaker】(30 mins.) John F. Rabena, Managing Partner, Sughrue Mion, PLLC</p> <p>【與談人 Discussants】(15 mins. each)</p> <p>(1) Meiling Chen, Partner, Sughrue Mion, PLLC</p> <p>(2) 蔡惠如法官，智慧財產及商業法院 Honorable Judge Grace H.J. Tsai, Intellectual Property and Commercial Court</p> <p>(3) 陳志光智慧財產部門主任律師，騰訊科技 Matt J.K. Chen, Principal IP Counsel, Tencent Technology</p> <p>(4) Micky Minhas, Executive Director of Franklin Pierce Center for Intellectual Property</p>
15:10-15:25	Q&A (15 mins.)	
15:25-15:40	茶歇 Coffee Break (15 mins.)	

<p>第四場 Session 4 15:40-17:30 (110 mins.)</p>	<p>綜合討論：從美國經驗 探討我國專利侵權民事 訴訟之審理模式 Roundtable Discussion: Trial Model of Patent Infringement Cases: Taiwan and US Comparison</p>	<p>【主持人 Moderator】(5 mins) 吳從周副院長，國立臺灣大學法律學院 Chung-Jau Wu, Associate Dean, College of Law, National Taiwan University</p> <p>【引言人 Speaker】(15 mins.) 張哲倫律師，理律法律事務所 Roger Chang, Partner, LEE AND LI Attorneys-at-Law</p> <p>【與談人 Discussants】(15 mins. each)</p> <p>(1) 宿文堂法務長，聯發科技股份有限公司 David Su, Senior Vice President and General Counsel, MediaTek Inc.</p> <p>(2) 謝國廉教授，國立高雄大學財經法律學系 Kuo-Lien Hsieh, Professor, Department of Economic and Financial Law, National University of Kaohsiung</p> <p>(3) 汪漢卿庭長，智慧財產及商業法院 Honorable Division-Chief Judge Jack H.C. Wang, Intellectual Property and Commercial Court</p> <p>(4) 呂紹凡律師，萬國法律事務所 Frank, Shao-Fan Lu, Partner, Formosa Transnational Attorneys-at-Law</p> <p>(5) Erik R. Puknys, Partner, Finnegan, Henderson, Farabow, Garrett &amp; Dunner LLP (飛瀚外國法律事 務所)</p> <p>(6) Rudy Y. Kim, Partner, Paul Hastings, LLP</p>
<p>17:30-17:40</p>	<p>Q&amp;A (10 mins.)</p>	
<p>17:40-17:45</p>	<p>閉幕 Closing Remark</p>	<p>廖承威局長，經濟部智慧財產局 Cheng-Wei Liao, Director General, Intellectual Property Office, Ministry of Economic Affairs</p> <p>李素華教授，國立臺灣大學法律學院 Su-Hua Lee, Professor, College of Law, National Taiwan University</p>