



- 1) Explain your qualifications to become LTE patent pool administrator, including:
  - a. Your global competency to handle LTE licensing including:
    - i. number and location of your offices by region
    - ii. number of Licensing Agents in each region
    - iii. LTE related technical qualifications of your Licensing Agents
  - b. Relevant prior experiences of your Patent Evaluator
  - c. Relevant prior experience of your Anti-Trust Counsel
  - d. Descriptions of the wireless technology patent licensing programs you administer today
  - e. How the programs you manage today would complement an LTE patent pool
  - f. To what extent are the other programs (other patent pools) that you manage today competitive with the LTE technology.
  - g. Explain your competency and/or prior experience which is likely to be applicable or useful to launch and operate an LTE patent pool in which many licensors/licensees from various industries are likely to participate.
- 2) What LTE technologies or specifications do you select?
- 3) Explain how your organization would promote a LTE license, including:
  - a. How and why you selected your choice of LTE specifications from the standard to test essentiality
  - b. What is your definition of a Licensed Product?
  - c. What is the definition of an essential patent as applied by your Patent Evaluator?
    - i. How will your evaluator handle optional features
    - ii. How will your evaluator handle foreign counterparts (family patents)
  - d. Your timeline to form and launch an LTE patent pool – your path forward from today



- e. What is your planned licensing model?
  - i. For example, what is your opinion or preference for the following:
    - 1. Which level(s) in the industrial chain do you plan to charge royalties?
    - 2. How do you intend to deal with patent right exhaustion where it occurs.
    - 3. Will the royalty be charged on percentage of the price of LTE product, or on fixed royalty per unit, or both?
- f. Your concept to identify and attract Licensors to an LTE patent pool and time expectancy to get Licensors to join
- g. Your concept to identify and attract Licensees to an LTE patent pool and time expectancy to get Licensees to join
- h. The price charged by the License Administrator to the Licensor for the proposed LTE patent pool services - based on your working assumptions:
  - i. price charged for your facilitation
  - ii. price charged for your administration
  - iii. price charged for joining
  - iv. price charged for patent evaluation
  - v. price charged for evaluating essentiality of a foreign counterpart of a patent already evaluated as essential
  - vi. which currency will be used
- i. Team and organization planned to work on this Patent Pool
  - i. how many people on which task
  - ii. periodic reports to Licensors
  - iii. payment systems for both facilitation and administration phases
- j. Your proposal to deal with a bilateral agreement between Licensor(s) and prospective Licensee(s)
- k. Do you propose an arrangement with the Licensors with or without a sublicense?
- l. Your proposal to identify infringement. What in your experience should be the model for allocating costs for enforcement?
- m. Your advantages, your strengths, your weaknesses (e.g. is there a need for a technical seminar run by standards experts from the Licensors' companies?) with regard to other Licensing Administrators



- n. Your view on LTE market for the next coming years
  - o. Explain your possible strategies/action plans in order for LTE essential patent holders, which are unlikely to join in any LTE patent pool, to be licensors of the LTE patent pool.
  - p. Any additional comments that will help us understand how you will use an LTE patent pool to promote LTE technology and prevent delays in the implementation of LTE technology
- 4) Explain your approach to treat or resolve royalty accumulation problems due to co-existence of a plurality of patent pools, in particular, in the following cases:
- a. In the case that some standards (e.g., MPEG, etc.) to which existing patent pools have been operated are included (e.g. by normative reference) in the LTE standard,
  - b. In the case that licensed LTE products implement not only an LTE standard but also other mobile telecommunications standards, such as WCDMA, WiMax and/or CDMA 2000 to which existing patent pools have been operated,
  - c. In the case there at least two patent pools covering LTE standards.
- 5) Explain your approach where original LTE essential patent holders transfer their patent rights to others, so that ownership of their LTE essential patents is scattered..