

Proposed Invention Income Distribution Plan

Center for Integrative Chemical Biology and Drug Discovery (CICBDD)

Background:

The CICBDD was created to enable the translation of UNC biomedical research further toward the discovery of new small-molecule medicines. In general this will be based upon proposals from UNC faculty to collaborate with the Center on progression of a biological target hypothesis through the hit generation, lead discovery and candidate selection phase (see: [CICBDD website](#)). The Center will generally provide assay development, screening and medicinal chemistry resource to achieve the project objectives. Investigators will typically be expected to serve as a member of the project team and to provide support for activities in the project plan that are within their area of expertise. Regular collaborative project team meetings will be held where data will be reviewed and next steps for the project proposed and agreed. **Data created as a result of the collaboration may be used by the Center and the sponsoring investigator(s) who will also cooperate with one another regarding publications/presentations. Any inventions resulting from the collaboration will be managed by the University's Office of Technology Development, which will consult with the Center and the sponsoring investigator(s) in accordance with its usual practices.**

The Center is critically dependent upon sponsorship of targets by biologically oriented UNC faculty to achieve its mission. In order to encourage collaboration and ensure that all contributing investigators and the Center share in revenue from IP resulting from collaborations with the Center, the following Income distribution plan has been created (Mark Crowell, Tech Transfer & Dhiren Thakker, School of Pharmacy) and approved by the Board of Directors for the Center (Chair: Bob Blouin, Dean of Pharmacy; Etta Pisano, Dean of Medical School; Tony Waldrop, Vice-Chancellor for Research & Economic Development; Shelley Earp, Director of the Lineberger Cancer Center; Holden Thorp, Dean of Arts & Sciences; Gary Johnson, Chair of Pharmacology).

A. Current formula and procedures for determining inventorship and distributing invention income:

The following is a summary of the University's Patent and Copyright Policies (as amended 2001) and its Patent and Copyright Procedures (1994). If there is any conflict between the summary and the then-current policies and procedures, the latter will take priority.

Procedure for Inventorship determination – Strictly legal, objective determination of inventorship based on legal criteria for determining inventors; under this approach, all legal inventors must be named, and no one may be named who is not an inventor.

1. 20% of invention income is distributed to the Invention Management Fund in the Office of Technology Development.
2. 40% of invention income is distributed to the inventor(s) (the “inventor share”). When there is more than one inventor, the presumption is that the inventor share of income will be distributed in equal portions to each inventor, provided that the University may adjust distribution among inventors (e.g., the University will typically honor an agreement of all inventors to distribute income in other than equal shares).
3. 40% of invention income is distributed to the department(s) of the inventor(s). When there is more than one inventor, the department share of income is distributed to each inventor’s department in the same relative proportion as the share received by the inventor in such department.

B. Proposed formula and procedures for determining inventorship and “Contributing Innovator” status and distributing invention income for CICBDD:

As a condition of CICBDD’s participation in a project, University personnel involved in the project and their departments agree to the following:

Procedure for “Contributing Innovator” determination – “Contributing Innovator(s)” will be determined at the time a target is referred to and accepted for development within CICBDD. In general this designation will apply to the UNC faculty member(s) who proposed the target and/or other individuals who played a critical, creative role in establishing the therapeutic/biological hypothesis and who will be fully engaged in the collaboration with the Center. Department heads of those identified as Contributing Innovators will review and approve the designation of Contributing Innovators. The Board of Directors of the CICBDD will serve as a dispute review and resolution body for addressing concerns, questions, or disagreements about the designation of Contributing Innovator status. The intention of this provision is to fairly reward target sponsors for their role in the collaboration.

Procedure for Inventorship determination (same as used under current approach) – Strictly legal, objective determination of inventorship based on legal criteria for determining inventors; under this approach, all legal inventors must be named, and no one may be named who is not an inventor.

Designation of “Inventors” for purposes of distribution of invention income – Contributing Innovator(s) may become legal inventors on patents. Any Contributing Innovator who is not a legal inventor will be administratively considered an inventor for the purposes of calculating the distribution of the inventor share of invention income and department share of invention income.

1. 20% of invention income is distributed to the Invention Management Fund in the Office of Technology Development.
2. 40% of invention income is distributed to the inventor(s) and the Contributing Innovator(s) (the “inventor share”). When there is more than one inventor and/or Contributing Innovator, the presumption is that the inventor share of income will be distributed in equal portions to each inventor and Contributing Innovator, provided that the University may adjust such distribution (e.g., the University will typically honor an agreement of all inventors and Contributing Innovators to distribute income in other than equal shares).
3. 20% of invention income is distributed to the department(s) of the inventor(s) and Contributing Innovator(s). When there is more than one inventor and/or Contributing Innovator, the department share of income is distributed to each inventor’s and Contributing Innovator’s department in the same relative proportion as the share received by the inventor or Contributing Innovator in such department.
4. 20% of the invention income is distributed to CICBDD to support research.

Signatures signifying agreement with Plan:

Target:

Target sponsor(s)/Contributing Innovators:

Date:

Department Chair of target sponsor(s):

Date: