I. COURSE MATERIALS.
   Additional materials on TWEN.

II. OFFICE HOURS.
   My office hours are 4-6pm on Tuesdays. You can also email me for an appointment. Generally, email is a more reliable way to reach me than phone.

III. ASSESSMENT AND GRADES
   Your grade will be based on the final exam, which is graded blindly. The final exam will be open book. I will provide more detail toward the end of the semester.
   I may adjust the final grade by one-third of a letter (e.g., a B+ would become an A- or B) for class participation. Quality and quantity are both considered in assessing class participation. In general, voluntary participation is given more credit than induced participation when making this assessment.

IV. ELECTRONIC DEVICES
   Please remember to turn off your cell phone and similar devices before class.
   Those who wish to use their laptops to take notes are free to do so. Please refrain from surfing the internet, email, instant messaging, etc. during class.

V. ASSIGNMENTS
   Generally, we will cover one topic per class. If we fall behind, we will carry over material to the next class. The assignments are also subject to change depending on our progress.
   The assigned pages include both the excerpted cases and the casebook authors’ notes about them. I recommend reading the notes, but we will focus mainly on the cases in class.

1. Introduction to Trade Secrets
   Casebook 210-215, 1-12
   E.I. DuPont deNemours & Co. v. Christopher, 431 F.2d 1012 (5th Cir. 1970)
   Clorox Co. v. S.C. Johnson & Son, Inc., 627 F.Supp.2d 954 (E.D. Wis. 2009)
   Bimbo Bakeries USA, Inc. v. Botticella, 613 F.3d 102 (3d Cir. 2010)
2. Conditions of Protection I: Subject Matter

   Religious Tech. Center v. Wollersheim, 796 F.2d 1076 (9th Cir. 1986)
   Richter v. Westab, Inc., 529 F.2d 896 (6th Cir. 1976)

   Casebook 50-57


3. Conditions of Protection II: Secrecy versus Public Knowledge

   Casebook 87-89, 68-70, 80-87

   Hutchison v. KFC Corp., 51 F.3d 280 (9th Cir. 1995)
   Bondpro Corp. v. Siemens Power Generation, Inc., 463 F.3d 702 (7th Cir. 2006)
   Rohm and Haas Co. v. Adco Chem. Co., 689 F.2d 424 (3d Cir. 1982)

4. Conditions of Protection III: Economic Value

   Casebook 116-142

   Electro-Craft Corp. v. Controlled Motion, Inc., 332 NW.2d 890 (Minn. 1983)
   Leatt Corp. v. Innovative Safety Tech., LLC, 2010 WL 1526382 (S.D. Cal.)
   Buffets, Inc., v. Klinke, 73 F.3d 965 (9th Cir. 1996)

5. Conditions of Protection IV: Reasonable Effort to Maintain Secrecy

   Casebook 159-166, 169-189, 196-202

   Rockwell Graphic Sys. v. Dev Indus., Inc., 925 F.2d 174 (7th Cir. 1991)
   InCase Inc. v. Timex Corp., 488 F.3d 46 (1st Cir. 2007)
   Learning Curve Toys, Inc. v. Playwood Toys, Inc., 342 F.3d 714 (7th Cir. 2003)

6. Scope of Protection

   TWEN

   Nichols v. Universal Pictures Corp., 45 F.2d 119 (2d Cir. 1930)
Casebook 223-228, 143-154, 46-50

*Mangren Res. & Development Corp. v. Nat’l Chem. Co.*, 87 F.3d 937 (7th Cir. 1996)


*Del Monte Fresh Produce Co. v. Dole Food Co.*, 136 F. Supp. 2d. 1271 (S.D. Fla. 2001)

7. Improper Means

Casebook 203-220, 230-245


*E.I. DuPont deNemours & Co. v. Christopher*, 431 F.2d 1012 (5th Cir. 1970)

(re-read)

*Chicago Lock Co. v. Fanberg*, 676 F.2d 400 (9th Cir. 1982)


8. Duty of Confidentiality I

Casebook 246-255, 259-274


*Kamin v. Kuhnau*, 232 Or. 139 (1962)

*Smith v. Dravo Corp.*, 203 F.2d 369 (7th Cir. 1953)

*Burten v. Milton Bradley Co.*, 763 F.2d 461 (1st Cir. 1985)

*Smith v. Snap-On Tools Corp.*, 833 F.2d 578 (5th Cir. 1987)

9. Duty of Confidentiality II

Casebook 274-282, 314-333

*Stratienko v. Cordis Corp*, 429 F.3d 592 (6th Cir. 2005)

*Pepisco, Inc. v. Redmond*, 54 F.3d 1262 (7th Cir. 1995)


10. Restrictive Covenants; Third Party Liability

Casebook 296-314, 282-293


**11. Ownership; Defenses**

Casebook 333-353, 358-359, 388-396, 372-379


**12. Remedies**

Casebook 408-417, 423-432, 437-443

- *SI Handling Sys., Inc. v. Heisley*, 753 F.2d 1244 (3d Cir. 1985)

**13. Theoretical Foundations of Trade Secret Law**

Casebook 29-38, 469-474, 58-68


**14. Catch-up and Revision**

No new reading.