



PATENT, TRADEMARK AND COPYRIGHT LAW SECTION
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OF THE DISTRICT OF COLUMBIA

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BYLAWS OF THE PATENT, TRADEMARK AND COPYRIGHT LAW
SECTION OF THE BAR ASSOCIATION OF
THE DISTRICT OF COLUMBIA
ORGANIZED MARCH, 1958
BYLAWS EFFECTIVE SEPTEMBER, 1958
REVISED MAY, 1982

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TABLE OF CONTENTS

	<u>Page</u>
<u>Article I - Name and Jurisdiction</u>	1
Section 1 - Name	
Section 2 - Jurisdiction and Purpose	
<u>Article II - Membership</u>	1
Section 1 - Membership	
Section 2 - Dues	
<u>Article III - Officers, Council and Membership</u>	2
Section 1 - Officers	
Section 2 - Council	
Section 3 - Officers' Terms	
Section 4 - Succession of Chairman	
Section 5 - Council Members' Terms	
Section 6 - Officer and Council Eligibility	
Section 7 - Attendance	
<u>Article IV - Nominations and Election of Officers and Council</u>	3
Section 1 - Committee on Nominations, Duties	
Section 2 - Other Nominations	
Section 3 - Notifying Members of Nominations	
Section 4 - Elections	
<u>Article V - Duties of Officers</u>	4
Section 1 - Chairman	
Section 2 - Chairman-Elect	
Section 3 - Secretary	
Section 4 - Treasurer	
Section 5 - Presiding Officer	
<u>Article VI - Duties and Powers of the Council</u>	5
Section 1 - Duties of Council	
Section 2 - Committees	
Section 3 - Vacancies	
Section 4 - Quorum	
Section 5 - Voting	
Section 6 - Council Meetings	

Table of Contents (cont'd.)

<u>Article VII - Section Meetings</u>	6
Section 1 - Regular, Annual and Special Section Meetings	
Section 2 - Quorum	
Section 3 - Voting	
Section 4 - Order of Business	
Section 5 - Notice	
Section 6 - Parliamentary Rules	
<u>Article VII - Miscellaneous Provisions</u>	7
Section 1 - Fiscal Year	
Section 2 - Expenses	
Section 3 - Compensation	
Section 4 - Resolutions	
<u>Article IX - Amendments</u>	8
Section 1 - Amendments	
Section 2 - Publication	
Section 3 - Voting	

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ARTICLE I

Name and Jurisdiction

Section 1. Name. The name of this Section shall be the Patent, Trademark and Copyright Law Section of The Bar Association of the District of Columbia.

Section 2. Jurisdiction and Purpose. The purpose of this Section shall be to promote the objects of the Association in the field of Patent, Trademark and Copyright Law. The Section shall have jurisdiction over all matters of procedure and practice in the fields of Patent, Trademark and Copyright Law, and other related fields of law such as unfair competition not specifically assigned to another Section or Committee of the Association.

ARTICLE II

Membership

Section 1. Membership. Any member of the Association, upon request to the Secretary of this Section and upon the payment of the Section annual dues for the current year, shall be enrolled as a member of this Section. Members so enrolled whose Section annual dues are paid shall constitute the membership of this Section.

Section 2. Dues. Each member of the Section shall pay the annual Section dues then in effect in advance by the first day of September of each year. Any member of this Section whose Section annual dues shall be past due shall thereupon cease to be a member of this Section, but membership may be reinstated upon the payment of the current annual Section dues.

ARTICLE III

Officers, Council and Membership

Section 1. Officers. The officers of this Section shall be a Chairman, a Chairman-Elect, a Secretary and a Treasurer.

Section 2. Council. There shall be a Council, which shall consist of six Section members to be elected by the Section as hereafter provided. The Chairman, Chairman-Elect, Secretary, Treasurer, and the immediate past Chairman, shall all serve with members of Council as a governing body to transact business of this Section.

Section 3. Officers' Terms. The Chairman-Elect, Secretary and Treasurer shall be nominated and elected as hereafter provided; and such officers shall hold office for a term beginning at the close of the annual Section meeting at which they shall have been elected and ending at the close of the next succeeding annual Section meeting or until their successors shall have been elected and qualified.

Section 4. Succession of Chairman. The Chairman-Elect shall at the end of the next succeeding annual Section meeting automatically assume the office of Chairman; and thereupon the immediate past Chairman shall become the Section representative on the Board of Directors of the Bar Association. The immediate past Section representative shall become the Section delegate to the National Council of Patent Law Associations so long as the Section is a member of that organization.

Section 5. Council Members' Terms. Two members of Council shall be elected at each annual Section meeting for terms of three years, said terms beginning at the close of the annual Section meeting at which they shall have been elected and ending at the close of the third succeeding annual Section meeting.

Section 6. Officer and Council Eligibility. Any member in good standing of the Section shall be eligible for election as an officer or member of Council of the Section, provided no member may be elected or serve in more than one position at the same time.

Section 7. Attendance. If any member of Council or officer fails to attend two successive meetings of the officers and Council without sufficient reason, as determined by the officers and Council, the position held by such member may be vacated and the remaining members of Council shall fill the vacancy until the adjournment of the next annual meeting of the Section.

ARTICLE IV

Nominations and Election of Officers and Council

Section 1. Committee on Nominations, Duties. There shall be a Committee on Nominations consisting of the three most recent past Chairmen of the Section or their delegates who shall make nominations of one to three active members for each of the offices of Chairman-Elect, Secretary, Treasurer and members of Council, to succeed those whose terms will expire at the close of the forthcoming annual meeting. The Committee shall report such nominations to the Section at least by the Section meeting preceding the annual meeting.

Section 2. Other Nominations. Other nominations may be made in writing, over the signatures of not less than ten members, by filing such nominations with the Secretary not later than twenty-one days preceding the annual meeting. No nominations shall be considered or voted upon unless made as herein provided.

Section 3. Notifying Members of Nominations. Notice of such nominations, arranged in alphabetical order, shall be given to each active member in the notice of the Section annual meeting not later than fourteen days prior to the Section annual meeting.

Section 4. Elections. All elections shall be held by the Section at the annual Section meeting. Voting shall be by written ballot where more than one member is nominated for any vacancy. In such case, the Secretary shall prepare a formal ballot for such elections containing the names of all nominees, arranged in alphabetical order, for the respective positions indicating the number to be elected. The Chairman shall name three

active members of the Section in good standing, to serve as an Election Board, and shall name one of said three to act as Chairman thereof. The Election Board shall have charge of the balloting and the counting of votes, at said Section annual meeting and all questions regarding the voting and the validity of ballots shall be decided by said Election Board by majority vote. The results of the balloting shall be announced by the Chairman of the Election Board to the Section at said annual Section meeting, and the candidates receiving the highest number of votes for their respective offices shall be declared duly elected by the Chairman. The Election Board shall take all necessary steps to assure voting only by eligible members, and shall comply with such other regulations as the Council may have adopted.

ARTICLE V

Duties of Officers

Section 1. Chairman. The Chairman shall preside at all meetings of the Section and of the Council. The Chairman shall formulate and present a report of the work of the Section for the then past year and shall perform such other duties and acts as usually pertain to this office.

Section 2. Chairman-Elect. The Chairman-Elect shall also be the Vice-Chairman of the Section. Upon the death or resignation, or during the absence or disability of the Chairman, or upon the Chairman's refusal to act, the Chairman-Elect shall become Chairman, and shall continue to hold the office of Chairman-Elect until a successor is elected to fill that office in the next annual Section meeting.

Section 3. Secretary. The Secretary shall be the custodian of all books, papers, documents and other property of this Section except money and those records pertaining to money collected and expended. The Secretary shall keep a record of the proceedings of all meetings of the Section and the Council, which record shall be transmitted to the Secretary of the Bar Association. The Secretary, in conjunction with

the Chairman and as authorized by the Council, shall attend generally to the business of the Section.

Section 4. Treasurer. The Treasurer shall keep an accurate record of all monies appropriated to or collected and expended for the use of the Section, and perform other duties usually pertaining to this office.

Section 5. Presiding Officer. In the absence of the Chairman at any meeting, the meeting shall be presided over by the Chairman-Elect, the immediate past Chairman, Secretary, or Treasurer, in that order.

ARTICLE VI

Duties and Powers of the Council

Section 1. Duties of Council. The Council shall have general supervision of the affairs of the Section, subject to the provisions of the Constitution and Bylaws of the Association and the Bylaws of this Section. It shall especially authorize all commitments or contracts which shall entail the payment of money, and shall authorize the expenditure of all monies available to the Section for its use or benefit.

Section 2. Committees. The Council may authorize the Chairman to appoint committees from Section members to perform such duties and exercise such powers as the Council may direct, subject to the limitations of these Bylaws and the Constitution and Bylaws of the Association.

Section 3. Vacancies. The Council, during the interim between annual meetings of the Section, may fill any vacancies which occur in its own membership or in the office of Secretary or Treasurer from the membership in good standing who shall serve until the close of the next annual meeting of the Section. In the event of a vacancy in both the office of Chairman and Chairman-Elect, it may fill the office of Chairman who shall serve to the close of the next annual meeting of the Section.

Section 4. Quorum. A quorum shall consist of a majority of the Council. All binding action of the Council shall be made by a majority vote of a quorum.

Section 5. Voting. Members of the Council shall vote in person, or may communicate their vote in writing to the Secretary upon any proposition and such vote shall be counted if timely.

Section 6. Council Meetings. The annual meeting of the Council and officers shall be held within fourteen days after the annual meeting of the Section, at a time and place to be announced by the Chairman of the Section at or immediately following the annual Section meeting at which the Chairman takes office. Special meetings of the Council may be called by the Chairman and shall be called by the Secretary upon written request of four members of the Council. The Council and officers shall meet not less than once every two months starting in September through the following May.

ARTICLE VII

Section Meetings

Section 1. Regular, Annual and Special Section Meetings. The Section shall hold at least four regular meetings of the Section members, preferably in September, November, February and April. The annual meeting of the Section shall be held in May or June. Special Section meetings may be called at any time by a majority of the members of the Council and shall be called upon the request of fifteen active members of the Section, specifying the purpose of such meeting. At special Section meetings no business shall be transacted except that specified in the call therefor and such business shall be considered in the order listed in the call unless otherwise ordered at the meeting.

Section 2. Quorum. At any meeting of the Section, the presence of fifteen members shall be necessary to constitute a quorum for the transaction of business.

Section 3. Voting. All action binding on the Section shall be by majority vote of the members present.

Section 4. Order of Business. At each regular, annual and special meeting of the Section the order of business shall be as directed by the Chairman or the presiding officer.

Section 5. Notice. Notice of not less than ten days shall be given by mail to each active member of every meeting of the Section.

Section 6. Parliamentary Rules. The practice contained in "Roberts' Rules of Order," as revised, shall govern the Section in all cases to which they are applicable and in which they are not inconsistent with the Bylaws or the special rules of order of the Section.

ARTICLE VIII

Miscellaneous Provisions

Section 1. Fiscal Year. The Fiscal Year of the Section shall be the same as that of the Bar Association of the District of Columbia, which begins September 1 and ends August 31, as of May 1, 1982.

Section 2. Expenses. All expenses of the Section, not including meeting expenses to be directly recovered from attendees, shall be authorized by Council pursuant to Article VI, Section 1 and approved in writing by the Treasurer of the Section before such expenses are paid.

Section 3. Compensation. No salary or compensation, other than reimbursement for expenses, shall be paid to any officer or member of the Council.

Section 4. Resolutions. Any resolution adopted or taken by this Section may be reported by the Chairman of the Section or the Section representative to any meeting of the Board of Directors of the Association for their action thereon.

ARTICLE IX

Amendments

Section 1. Amendments. These Bylaws can be amended at any annual meeting of the Section or at any special meeting called for that purpose.

Section 2. Publication. Any proposed amendment shall be sent to the Section members prior to the meeting of the Section at which the amendment is submitted for vote.

Section 3. Voting. If the Council has approved a proposed amendment, the amendment may be adopted by a majority vote of the Section members present and voting. If the proposed amendment has been disapproved by the Council, its adoption shall require a two-thirds vote of the quorum of Section members present and voting.

May, 1982