



MxD IP Management Plan

The following guidance is provided to assist the project team in preparing an intellectual property (IP) management plan. The EAA award will set forth the treatment of and obligations related to IP rights between the Government and the team. The purpose of an IP management plan is to set out the rules and procedures on how IP matters will be addressed among and between the team members.

IP GENERAL INFORMATION

Ownership of Deliverables & Intellectual Property

To accelerate digital adoption, cybersecurity, and workforce development across the U.S. manufacturing sector and to support the increased priority from our funding partners to transition project technology, **MxD desires to own or co-own all the rights to intellectual property (IP) created during the project (Foreground IP or Project IP).** It is the expectation that a member of the Proposal Team will co-own or will have a non-exclusive, non-transferable license to use the Foreground IP it creates. MxD will negotiate in good faith to achieve this result.

IP Management Plan

Each Proposal Team must complete the following page and include it with their proposal package.

MxD expects that the IP Management Plan submitted with this proposal will reflect MxD's position on IP. MxD will have no rights to pre-existing intellectual property (Background IP) belonging to any member of the Proposal Team except as may be expressly agreed to in the Project documents.

It is important to note that MxD will consider proposals that do not meet this request; proposals with IP Management Plans that reflect this will be favorably reviewed.

Standard IP Rights from the MxD Membership Agreement

TIER 1

Project IP Owner grants each Tier 1 Member and MXD USA a worldwide, irrevocable, nonexclusive, non-transferable, royalty-free, perpetual right to make, use, reproduce, and create derivative works of Enterprise Project IP for **Internal Business Use and for Internal Research Use.**

TIER 2

Project IP Owner grants each Tier 1 Member and MXD USA a worldwide, irrevocable, nonexclusive, non-transferable, royalty-free, perpetual right to make, use, reproduce, and create derivative works of Enterprise Project IP for **Internal Research Use.**

TIER 3 (Academic/Government)

For Enterprise Projects, all other Members will not receive any IP rights beyond those negotiated in their respective Project Award Agreement(s). Additional IP rights, if any, will be granted to other Members only if set forth in a signed agreement with the Project IP Owner.

MxD IP Management Plan

FOREGROUND IP INFORMATION

Only check one box in each section for each row

DELIVERABLES	IP DEVELOPED	IP OWNERSHIP			POST PROJECT RIGHTS	
REPORTS	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
SOFTWARE	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
HARDWARE	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
BLUEPRINTS/DESIGNS	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
WEB APPLICATION(S)	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
OTHER _____	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
OTHER _____	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>
OTHER _____	Yes <input type="checkbox"/> No <input type="checkbox"/>	Joint <input type="checkbox"/>	MxD <input type="checkbox"/>	Other <input type="checkbox"/>	Standard <input type="checkbox"/>	Enhanced Rights <input type="checkbox"/>

Note: If Other under IP Ownership is selected - please provide more detail on the last page

Foreground IP means all IP conceived, created, acquired or initially reduced to practice in connection with an MxD Project or Agreement with MxD.

MxD IP Management Plan

BACKGROUND IP INFORMATION

Only check one box in each section for each row

DELIVERABLES

BIP

POST PROJECT RIGHTS

REPORTS	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
SOFTWARE	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
HARDWARE	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
BLUEPRINTS/DESIGNS	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
WEB APPLICATION(S)	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
OTHER _____	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
OTHER _____	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>
OTHER _____	Yes <input type="checkbox"/> No <input type="checkbox"/>	None <input type="checkbox"/> Enhanced Rights <input type="checkbox"/>

Note: If Enhanced Rights is selected - please provide more detail on the last page

In relation to MxD projects - BIP means all Intellectual Property introduced and required by any Party to give effect to their obligations under the Project or Agreement owned in whole or in part by or licensed to any Party or their affiliates prior to the Commencement Date of the Project or developed after the Commencement Date wholly outside of Project or Agreement with MxD.

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BLANK PAGE FOR ANY ADDITIONAL COMMENTS: