

(GROW)

From: [REDACTED]@twobirds.com>
Sent: 28 October 2015 14:00
To: [REDACTED] (GROW)
Cc: [REDACTED] (JRC); [REDACTED]
Subject: RE: OS ICD licence - new version in the form of a covenant [B&B-M.FID8136383]

Dear Mrs [REDACTED],
Dear [REDACTED],

Sorry for the email. I tried to call you earlier and am rushing off to a meetings.
Would it be ok for you if we send you our findings by Monday evening ?
Best regards,
[REDACTED]

From: [REDACTED]
Sent: mercredi 28 octobre 2015 11:09
To: [REDACTED]@ec.europa.eu
Cc: [REDACTED]; [REDACTED]@ec.europa.eu
Subject: Re: OS ICD licence - new version in the form of a covenant [B&B-M.FID8136383]

Dear [REDACTED],

Sure. [REDACTED] will call you asap to agree on a delivery date.

With kind regards,
[REDACTED]

Sent from my iPhone

On 28 Oct 2015, at 05:52, [REDACTED]@ec.europa.eu" <[REDACTED]@ec.europa.eu>
wrote:

Dear [REDACTED]

As mentioned before, we are working a bit against the clock on this and I am trying to make a planning for the internal approvals and publication of the document.

Could you please give me some indications when we might be able to get something from you on this file? That would be very helpful.

Many thanks in advance,
[REDACTED]

From: [REDACTED] [mailto:[REDACTED]@twobirds.com]
Sent: Thursday, October 22, 2015 4:05 PM
To: [REDACTED] (GROW)
Cc: [REDACTED] (GROW); [REDACTED] (GROW); [REDACTED] (JRC)
Subject: RE: OS ICD licence - new version in the form of a covenant [B&B-M.FID8136383]

Dear [REDACTED]

Thank you for this useful communication.

Best regards,

[REDACTED]

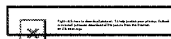
[REDACTED]

Partner - Member of the Brussels Bar
Bird & Bird
[REDACTED]@twobirds.com

Direct [REDACTED]
Mob [REDACTED]
Tel [REDACTED]
Fax [REDACTED]

Bird & Bird LLP
Avenue Louise 235 box 1
1050 Brussels
Belgium

twobirds.com



From: [REDACTED]@ec.europa.eu
[mailto:[REDACTED]@ec.europa.eu]
Sent: jeudi 22 octobre 2015 15:59
To: [REDACTED]
Cc: [REDACTED]; [REDACTED]@ec.europa.eu;
[REDACTED]@ec.europa.eu; [REDACTED]@ec.europa.eu
Subject: RE: OS ICD licence - new version in the form of a covenant [B&B-M.FID8136383]

Dear [REDACTED],

Thanks again for your time. As promised, I attach the latest draft working version of the simplified licence for your better understanding of the context.

Best regards,

[REDACTED]

[REDACTED]

Legal Officer



European Commission
DG for Internal Market, Industry, Entrepreneurship and SMEs
Unit L2 - EU Satellite Navigation Programmes: Legal, Financial and Institutional aspects
45, Av. d'Auderghem, [REDACTED]
B- 1049 Brussels

tel: [REDACTED]
e-mail: [REDACTED]@ec.europa.eu
http://ec.europa.eu/enterprise/policies/satnav/index_en.htm
http://twitter.com/EU_enterprise

From: [REDACTED]
[mailto:[REDACTED]@twobirds.com]
Sent: Thursday, October 22, 2015 3:37 PM
To: [REDACTED] (GROW)
Cc: [REDACTED]
[REDACTED] - new version in the form of a covenant
[B&B-M.FID8136383]

The dial in number that [REDACTED] gave us below is not right.
What number should we use, please?

From: [REDACTED]@ec.europa.eu
[mailto:[REDACTED]@ec.europa.eu]
Sent: jeudi 22 octobre 2015 15:35
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: OS ICD licence - new version in the form of a covenant
[B&B-M.FID8136383]

OK, we are waiting on this side.

[REDACTED]

From: [REDACTED]
[mailto:[REDACTED]@twobirds.com]
Sent: Thursday, October 22, 2015 9:48 AM
To: [REDACTED] (GROW)
Cc: EC-IPR-EXT; [REDACTED]; [REDACTED] (JRC)
Subject: RE: OS ICD licence - new version in the form of a covenant [B&B-M.FID8136383]

Perfect. We will call you at 3:30 pm today.

Talk to you later.

Best regards,

[REDACTED]

From: [REDACTED]@ec.europa.eu
[mailto:[REDACTED]@ec.europa.eu]
Sent: jeudi 22 octobre 2015 09:29
To: [REDACTED]@ec.europa.eu; [REDACTED]
Cc: EC-IPR-EXT@ec.europa.eu; [REDACTED]
Subject: RE: FW: OS ICD licence - new version in the form of a covenant

Any time between 3pm and 4 pm or after 5pm works for me

Sent from my Sony Xperia™ smartphone

[REDACTED]

Dear [REDACTED],

Thank you for your follow-up e-mail.
A call this afternoon is fine with us.
Please let us know what time suits you best.

With kind regards,

[REDACTED]

[REDACTED]

Partner - Member of the Brussels Bar

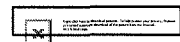
[REDACTED]

[REDACTED]@twobirds.com

Direct [REDACTED]
Mob [REDACTED]
Tel [REDACTED]
Fax [REDACTED]

[REDACTED] Bird LLP
Avenue Louise 235 box 1
1050 Brussels
Belgium

twobirds.com



From: [REDACTED]@ec.europa.eu
[mailto:[REDACTED]@ec.europa.eu]
Sent: jeudi 22 octobre 2015 09:25
To: [REDACTED]; [REDACTED]@ec.europa.eu
Cc: EC-IPR-EXT@ec.europa.eu; [REDACTED]
Subject: RE: FW: FW: OS ICD licence - new version in the form of a covenant

Dear [REDACTED]

I think it is indeed useful to take 10 mins to explain you the context so that you understand better our expectations for your input. I am now in a meeting but we can find a slot in the afternoon or later.

[REDACTED]

Sent from my Sony Xperia™ smartphone

----- [REDACTED] (JRC) wrote -----

Dear [REDACTED],

Thank you for your quote.

As you can see from the mail below, we can agree to the budget.
We will prepare an order letter accordingly.

When working on this file, please take into account the remark of our colleague at DG GROW. Of course, the importance of a qualitative text prevails, but only if it is also acceptable for the stakeholders. I put her in copy in case you wish to discuss this directly.

Her telephone number is [REDACTED].

Kind regards,

[REDACTED]

[REDACTED]

Deputy Head of Unit



European Commission

Joint Research Centre

DDG.03 Intellectual Property and Technology Transfer

[REDACTED]

B-1049 Brussels/Belgium

[REDACTED]

[\[REDACTED\]@ec.europa.eu](mailto:[REDACTED]@ec.europa.eu)

From: [REDACTED] (GROW)

Sent: Thursday, October 22, 2015 8:52 AM

To: [REDACTED] (JRC)

Subject: RE: FW: OS ICD licence - new version in the form of a covenant

Ok, the budget is fine. I am quite worried about mention of a fundamental change - the more the text changes the further we may be from approving it internally - if we lose the argument that the new is the same as agreed new licence but adapted. Please ask them to be selective in introducing change. The task is not to right a perfect text from scratch

Sent from my Sony Xperia™ smartphone

----- [REDACTED] (JRC) wrote -----

Dear [REDACTED]

Please find below the quote.

Please let me know asap (I will be off from tomorrow afternoon until 03/11) if this is ok for DG GROW.

Regards,

[REDACTED]

From: [REDACTED]
[mailto:[REDACTED]@twobirds.com]
Sent: Wednesday, October 21, 2015 6:38 PM
To: [REDACTED] (JRC)
Cc: [REDACTED]
Subject: RE: OS ICD licence - new version in the form of a covenant

Dear [REDACTED],

We understand that the draft you provided to us is supposed to qualify as a "non-assertion covenant".

At first glance, it still pretty much look like a license. We might therefore need to work on some fundamental change in the wording.

Our budget for a mark-up is as follows:

- | | | |
|----------------------------|------------|-------|
| • 6 hours of an associate: | 6 x 200€ = | 1200€ |
| • 6 hours of a partner: | 6 x 319€ = | 1914€ |
| • Total | | 3114€ |

I look forward to hearing from you.

Best regards,

[REDACTED]

[REDACTED]
Partner - Member of the Brussels Bar
[REDACTED]
[REDACTED]@twobirds.com

Direct [REDACTED]
Mob [REDACTED]
Tel [REDACTED]
Fax [REDACTED]

Bird & Bird LLP
Avenue Louise 235 box 1
1050 Brussels
Belgium

twobirds.com

<image002.jpg>

From: [REDACTED]
Sent: mercredi 21 octobre 2015 16:47
To: [REDACTED]@ec.europa.eu'
Subject: RE: OS ICD licence - new version in the form of a covenant

Dear [REDACTED]

You are right.
I will provide it to you later today.

Best regards,

[REDACTED]

From: [REDACTED]@ec.europa.eu
[mailto:[REDACTED]@ec.europa.eu]
Sent: mercredi 21 octobre 2015 16:00
To: [REDACTED]
Subject: FW: OS ICD licence - new version in the form of a covenant
Importance: High

Dear [REDACTED]

Sorry to bother you with this but I do not seem to have received an answer. Am I right?

Kind regards,

[REDACTED]

From: [REDACTED] (JRC)
Sent: Friday, October 16, 2015 5:09 PM
To: [REDACTED]
([REDACTED]@twobirds.com)
Subject: FW: OS ICD licence - new version in the form of a covenant
Importance: High

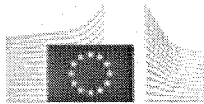
Dear [REDACTED],

I forward an e-mail I received related to the OS ICD licence as received from DG GROW. It concerns a follow up based on the advice you prepared for us in 2014.

Could you please let us have a budget estimate?

Kind regards,

[REDACTED]
Deputy Head of Unit



European Commission
Joint Research Centre
DDG.03 Intellectual Property and Technology Transfer
[REDACTED]
B-1049 Brussels/Belgium
[REDACTED]@ec.europa.eu

From: [REDACTED] (GROW)
Sent: Thursday, October 15, 2015 6:30 PM
To: [REDACTED] (JRC)
Cc: [REDACTED] (GROW)
Subject: OS ICD licence - new version in the form of a covenant
Importance: High

Dear [REDACTED]

As discussed a while ago, we are considering simplifying the form of the OS ICD licence and using the option identified in the B7B memo – non-assertion covenant. I attach a draft made on the basis of the old licence. The licence was already coordinated with your colleagues so we tried to have the two texts as close as possible (we may still need a licence for such big and professional companies as [REDACTED] which may be willing to sign).

Could you have it checked by B&B for any material suggestions they may have. We would also appreciate an indicative estimate of the budget before they do the work.

Many thanks.

[REDACTED]
Legal Officer



European Commission
DG for Internal Market, Industry, Entrepreneurship and SMEs
Unit L2 - EU Satellite Navigation Programmes: Legal, Financial and Institutional aspects
45, Av. d'Auderghem, office [REDACTED]
B- 1049 Brussels
tel. [REDACTED]
[REDACTED]@ec.europa.eu