

THE UNIVERSITY OF MICHIGAN
REGENTS COMMUNICATION

ACTION REQUEST

Subject: Reassignment Agreement between the University of Michigan and Gustavo Rosania

Action Requested: Approval of Reassignment Agreement

Preamble:

A statutory conflict of interest situation was identified by the Office of Technology Transfer while reviewing the technology transfer agreement that then triggered a review by the UMOR Conflict of Interest Review Committee. A plan for management of the possible risks associated with the conflict of interest was then developed and approved by this Committee and agreed to by the parties involved in this plan.

This proposed reassignment agreement (“Agreement”) falls under the State of Michigan Conflict of Interest Statute because Professor Gustavo Rosania is an employee of the University of Michigan (“University”) and a direct party to an agreement with the University. The law permits such an Agreement provided it is disclosed to the Board of Regents (“Regents”) of the University of Michigan and approved in advance by a 2/3 vote.

Background:

Dr. Gustavo Rosania, a Professor in the Department of Pharmaceutical Sciences, has asked to have rights to the following technologies assigned to him personally:

UM OTT File No. 2019-238, entitled: “Ultraquantitative Chemical Imaging Calibration Microchip for Chemomorphological Mapping of Hemp Seed Biochemical Contents and Quality” (Inventor: Gustavo Rosania)

UM OTT File No. 2019-239, entitled: “A Virtual Cannabis Seed” (Inventor: Gustavo Rosania)

UM OTT File No. 2019-240, entitled: “Chemomorphological Cannabis Sativa (Hemp) Seed Analysis System” (Inventor: Gustavo Rosania)

The Office of Technology Transfer negotiated the terms of the proposed Agreement in accordance with University policy and its accepted principles related to reassignment procedures.

Parties to the Agreement:

The Regents of the University of Michigan and Dr. Gustavo Rosania

Agreement Terms Include:

Agreement terms include assigning ownership of the technologies referenced above to Dr. Gustavo Rosania at no cost. Dr. Gustavo Rosania will not be obligated to pay a royalty on sales. No reimbursement of expenses will be necessary as the Office of Technology Transfer has not filed any patent applications or spent any money on the technologies.

The University will not retain ownership of the technologies but will retain (a) an irrevocable, non-exclusive, non-transferable, royalty-free license to use and practice the technologies for any purpose, and thus may continue to further develop them and use them internally. No use of University services or facilities, nor any assignment of University employees, is obligated or contemplated under the Agreement. Standard disclaimers of warranties and indemnification apply. University procedures for approval of these changes will be followed and additional conflict of interest review will be done as appropriate.

Pecuniary Interest:

The pecuniary interests of Dr. Gustavo Rosania arise from receipt of a reassignment agreement to the technologies.

Net Effect:

The Office of Technology Transfer has negotiated and finalized the terms of a reassignment agreement for the technologies related to UM OTT File Nos. 2019-238, 2019-239, and 2019-240. Dr. Gustavo Rosania will obtain ownership and commercialization rights to the above listed University technologies.

Recommendations:

This matter has been reviewed and approved by the UMOR Conflict of Interest Review Committee. In light of this disclosure and our finding that the Agreement was negotiated in conformance with standard University practices, I recommend that the Board of Regents approve the Agreement between the University and Dr. Gustavo Rosania.

Respectfully submitted,



S. Jack Hu
Vice President for Research

March 2019