

THE UNIVERSITY OF MICHIGAN
REGENTS COMMUNICATION

ACTION REQUEST

Subject: Reassignment Agreement between the University of Michigan and Jimo Borjigin

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 Medical School Conflict of Interest Board. A plan for management of the possible risks associated with the conflict of interest was then developed and approved by this Board and agreed to by the parties involved.

This proposed reassignment agreement (“Agreement”) falls under the State of Michigan Conflict of Interest Statute because Professor Jimo Borjigin is an employee of the University of Michigan (“University”) and is seeking international patent rights of technology owned by 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:

Jimo Borjigin, PhD, an Associate Professor in the Department of Molecular & Integrative Physiology, Medical School, has asked to have the international patent rights of the technology below assigned to her personally:

UM OTT File No. 6257, entitled: “ECG Data Processing Method and Matrix Display” (Inventors: Jimo Borjigin and Duan Li)

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. Jimo Borjigin

Agreement Terms Include:

Agreement terms include assigning to Dr. Jimo Borjigin the University’s rights in the technologies and international patent rights related to the above-referenced OTT file. Dr. Borjigin will reimburse the University for past patent expenses and will pay the University 15% of any income she receives from the international patent rights or commercializing the technology.

The University will retain a nonexclusive license to use the international patent rights for any purpose and to grant those same rights to other non-profits for research purposes. Absent the appropriate approvals, no use of University services or facilities, nor any assignment of University employees, is obligated or contemplated under the Agreement. Standard disclaimers of warranties apply, and the Agreement may be amended by consent of the parties. 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. Jimo Borjigin arise from her ownership interest in the technology.

Net Effect:

The Office of Technology Transfer has negotiated and finalized the terms of a reassignment agreement for content related to UM OTT File No. 6257 for all fields of use. Dr. Borjigin will obtain the international patent rights to the above listed University technology.

Recommendations:

This matter has been reviewed and approved by the Medical School Conflict of Interest Board. 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. Jimo Borjigin.

Respectfully submitted,



S. Jack Hu
Vice President for Research

April 2017