

### Capsule 3

## Who are the books of the of the Intellectual Passport (CB or IND) omnibus intended for?

Madam, Sir,

**The Intellectual Passport (CB or IND) omnibus is first and foremost intended** for **authors** of original concepts; namely, **creators** of products or services! ... Its main purpose is to provide within a short delay and at an affordable cost: the **creator's** worldwide property; an assessment of the creation's resulting business potential; the means of maintaining confidentiality for as long as necessary; as well as new means to defend his rights in a court of law or reach an out-of-court settlement.

**It is also intended for business owners, leaders and managers** (*from the craftsman's "one man show" to multinationals*). They will find " an original approach " that fosters a spirit of harmony for the various participants of a business venture, thus stimulating motivation and avoiding age-old disputes. Also included in this work is a new means of decreasing illegal transfer of data and maintaining secrecy, as well as, new methods of avoiding and countering unfair competition and industrial/ commercial espionage.

**It is also intended for lawyers, accountants and business consultants.** They will find various " efficient strategies " for the marketing of original products/services and for the defense of the rights of creators, especially those most exposed to danger. Thus a vast and new worldwide market (*more than 7 million clients per year*) is now open to them.

**It is also intended for patent agents and advisers in intellectual property.** They will find " solutions " to three longstanding concerns: **1** – formally identifying the author of an invention; **2** – establishing with indubitable proof the author's creation as his initial and tangible property; **3** – keeping such property and its resulting business strategy confidential for as long as necessary: i.e. until the author has assigned his copyright to a third party that can afford, if need be, the international registration, maintenance and legal costs associated with monopolistic titles such as patent.

**It is also intended for investors and financiers.** They will find " a recipe for peaceful understanding " that ensures: safer and better agreements with **creators** (*and not with inventors*) who are thus freed from the well-known suspicions that investors and financiers have always somewhat harbored against them.

As a literary and artistic work, the **Intellectual Passport (CB or IND)** omnibus offers new perspectives for the launching of innovations, whether they concern industry, services or arts.

The **Intellectual Passport (CB or IND)** omnibus is a **legal instrument recognized by law**.

It is **legal** and **recognized by law**, as confirmed by the Court of Cassation's judgment (*France's Supreme Court in civil and criminal matters*), rendered on 4 July, 2006. Such a judgment reaffirms a basic legal principle: Everyone has the right 1) to write texts and/or make drawings; 2) to hire, if need be, a ghost writer or a graphic interpreter; 3) to publish his works or keep them unpublished, as long as the contents of his works do not offend morality, law and order. As a means of identifying the author of a creation, this omnibus of books legally bridges the gap that still exists in Patent Law between ideas, which are immaterial, and the invention resulting from the application of the description that the author materialized in his work.

This omnibus validates the creator's Rights by providing the following indubitable evidence:

- 1 - **proof** of his authorship;
- 2 - **proof** that he owns his creation worldwide;
- 3 - **proof** of his intention as a potential innovator, to commercialize his creation.

**It is an original means of countering illegal copy:** : Unlike utility or design patent (*i.e. monopolistic titles*) infringement cases, where the burden of proof lies with the victim, plagiarism cases (*intentional or unintentional copying*), much like penal law related to copyright on cinematographic works, place the burden of proof on the plagiarist. This allows the author to preserve his rights through innovative strategies that are more efficient and far less costly than patent infringement procedures. Thanks to this strategic benefit, the **Intellectual Passport (CB or IND)** omnibus should help promote a preventive rather than a repressive justice system. In other words, a justice system that is more affordable and equitable for all.

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