Insights: Perspectives

5 Key Takeaways | What IP Professionals Need to Know About Export Controls

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Written by **Gunjan R. Talati**

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5 KEY TAKEAWAYS

What IP Professionals Need to Know About Export Controls

Kilpatrick Townsend partner Gunjan Talati recently presented to clients on the topic of "What IP Professionals Need to Know About Export Controls" at the annual Kilpatrick Townsend Intellectual Property Seminar (KTIPS). KTIPS is an intensive, two-day patent strategy and protection seminar for firm clients.

Key takeaways from the presentation include:

1. IP professionals have to consider export controls risks before sending technical data and information abroad.

2. Depending on the technology involved and intended destination, the International Traffic in Arms Regulations or the Export Administration Regulations may impose a license requirement for the "export."

3. In 2018, Congress passed the Export Control Reform Act which directs the Government to issue controls on emerging and foundational technologies.

4. It is more important than ever to assess whether a foreign investment in a U.S. business implicates the Committee on Foreign Investment in the United States (CFIUS) issues.

5. While CFIUS has traditionally been a voluntary process, updates to the law last year now make CFIUS filings mandatory for certain transactions.

For more information, please contact Gunjan Talati at gtalati@kilpatricktownend.com.

Related People



Gunjan R. Talati

t 404.815.6503

gtalati@ktslaw.com