FIDO IPR Summary

for Proposed Standard Specifications issued after January 1, 2020

January 1, 2020

USAA-1050
USAA v. PACid Technologies
IPR2025-00697

FIDO IPR: Summary

The Goal of the FIDO Alliance IPR Policy is to Support the Delivery of Open Unencumbered Specifications

- **IP Ownership:**
  - Ownership of IP is always retained by member companies
- **Patent Royalty-Free Promise:**
  - Technical Working Group Members do and Contributing Members promise anyone in the world to grant a royalty-free (RF) license to their patent rights under specific circumstances
  - No promise if not a Technical Working Group Member or Contributor
- **Complete Implementation**:
  - Commercial sales and distribution rights are conditioned on complete implementations of the Specification
- **Exclusion from RF License is Allowed:**
  - During the 90 day Exclusion Period (upon complete documentation)
  - Upon leaving a Technical Working Group (only for early stage specifications)
  - Not allowed for contributions originally indicated as under RF Licensing
  - Triggers a Patent Advisory Group to address

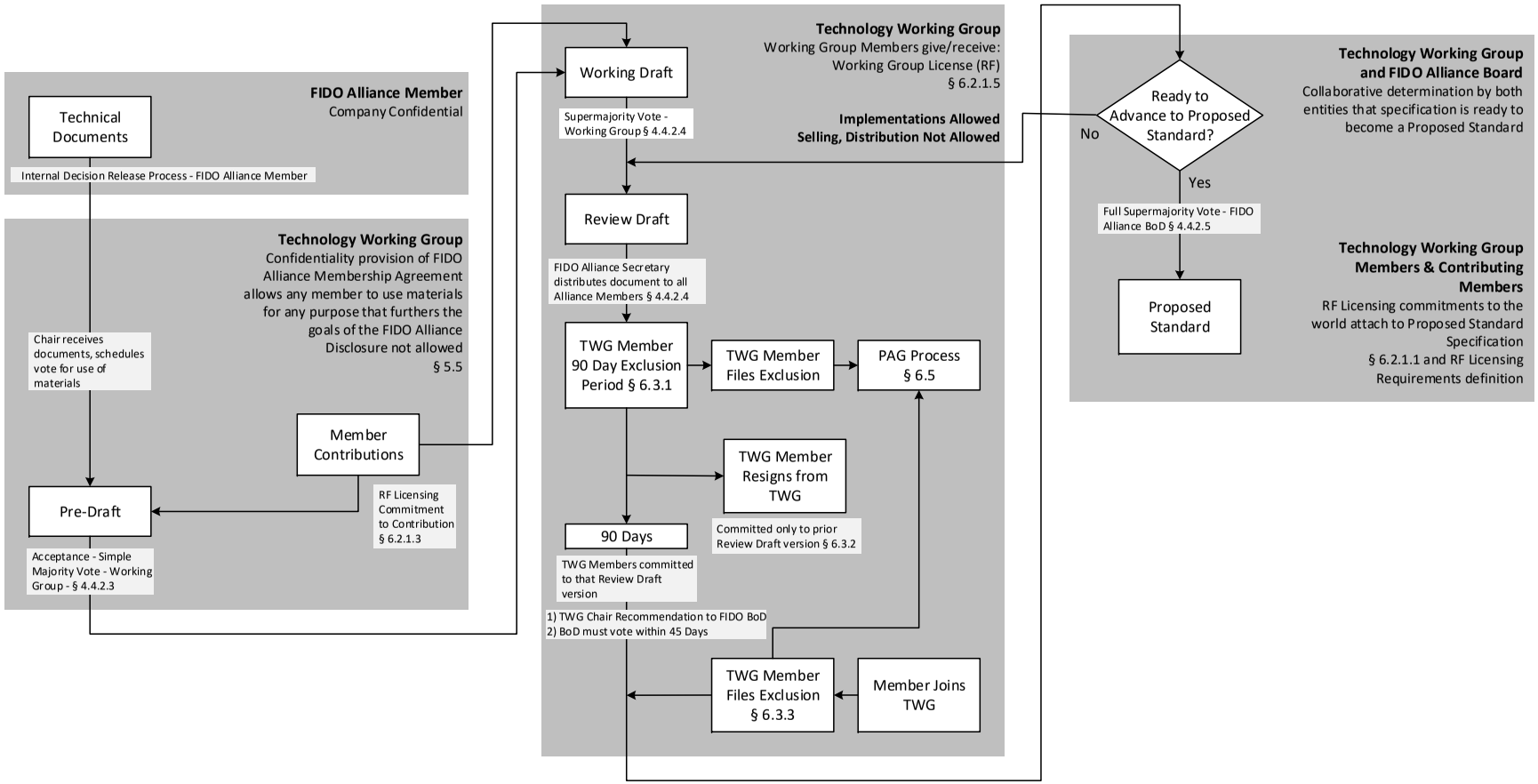
2

IPR Process Overview: Specifications

Phase 1: Optional Acceptance of Member Document Contributions

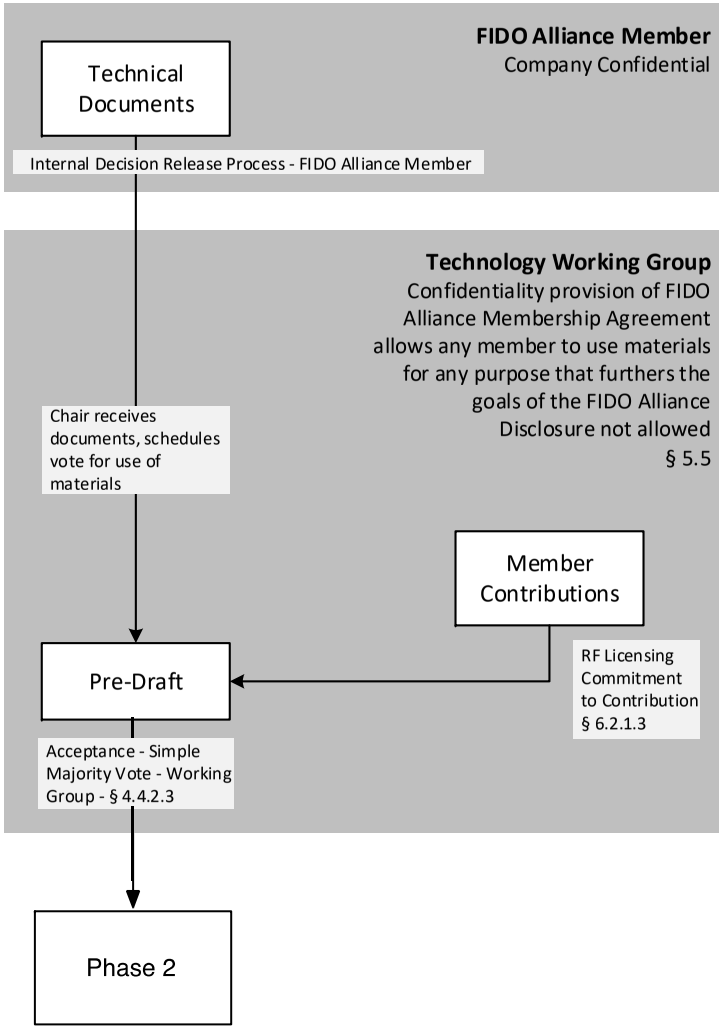
Phase 2: Specification and Rights Evolution inside the Technical Working Group

Phase 3: Expansion of Rights to All Members and Non-Members



IPR – Specifications – Phase 1

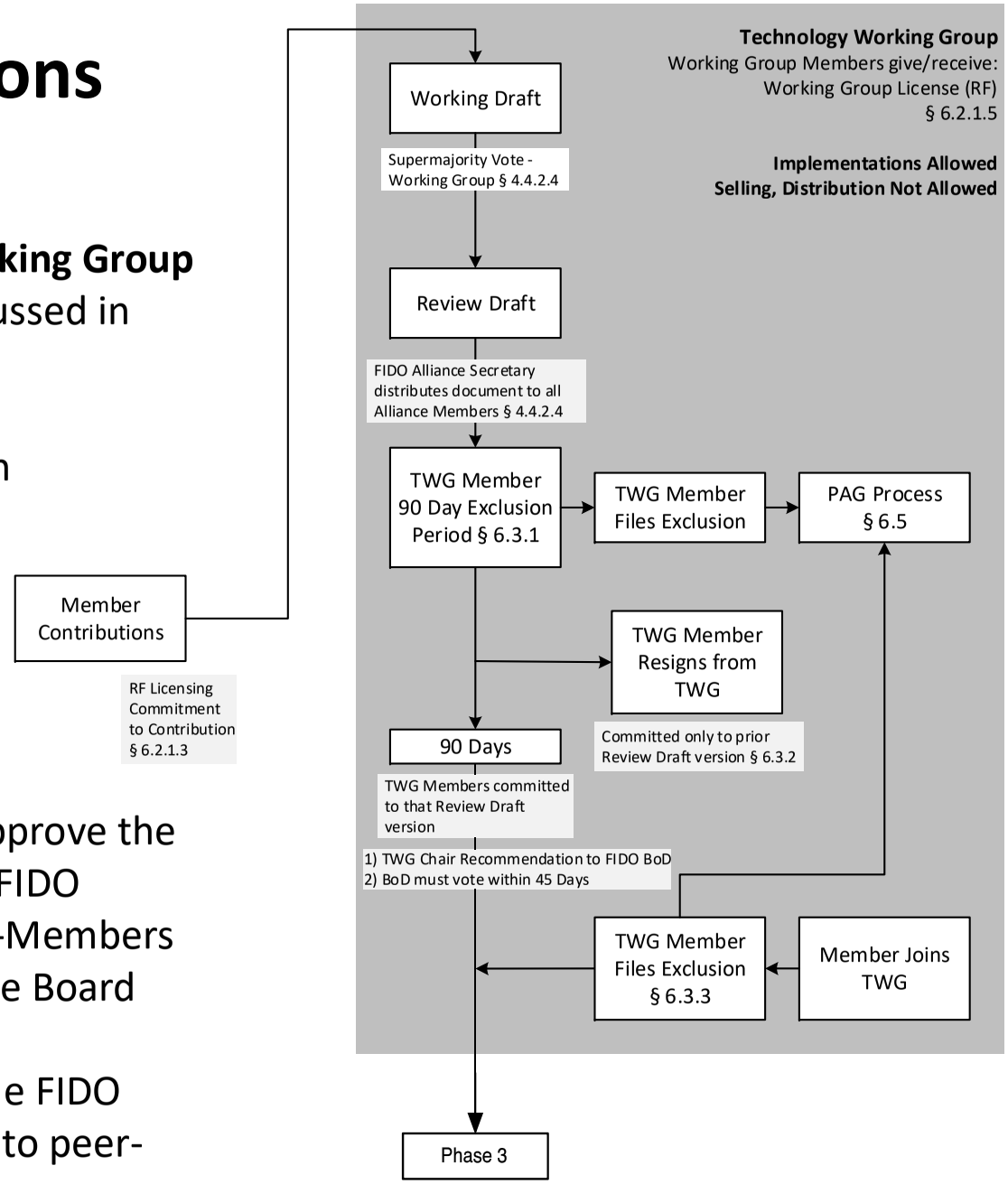
Optional Acceptance of Member Document Contributions



IPR – Specifications Phase 2

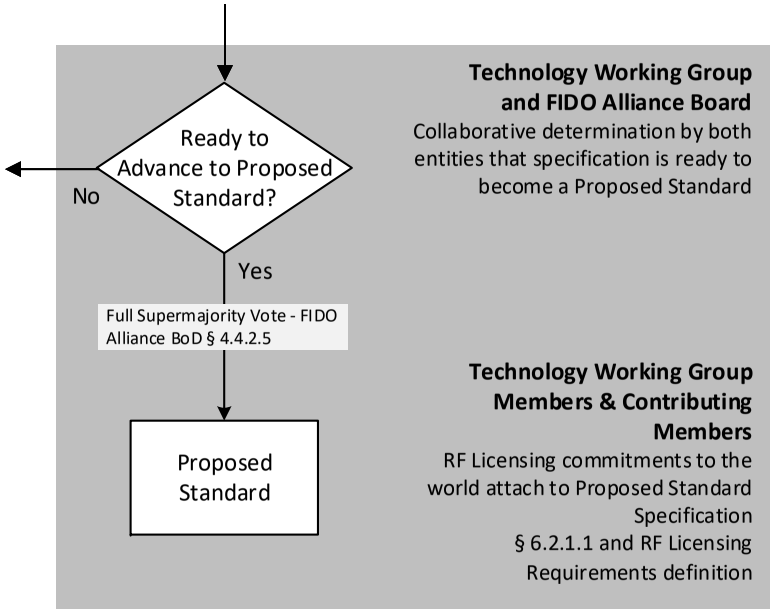
Specification Evolution in a Working Group

- **Contributions**: All topics discussed in group covered under:
  - Working Group License
  - Confidentiality Clauses in Membership Agreement



- **Publishing**: The Board may approve the publication or sharing of any FIDO Alliance deliverable with non-Members
  - Supermajority vote of the Board required
  - Documents posted on the FIDO Alliance website subject to peer-review license

IPR – Specifications – Phase 3



Summary of Essential Claims Exclusion Process

- **Scope:** Only Technical Working Group Members
  - Contributions cannot be excluded if originally indicated as RF Licensed
- **Duration:** 90 days long
- **Triggering Event:** Secretary distributes Review Draft Specification and Call for Exclusion
- **Documentation Required:**
  - **If staying in Technical Working Group:** Essential claims must be disclosed using disclosure rules
  - **If leaving Technical Working Group:** None but only effective for the Review Draft in the 90 day period
- **Joining Technical Working Group:** If outside a 90 day period, Exclusions must be made when joining the Technical Working Group
- **Patent Advisory Group:** Formed whenever an Exclusion is received – purpose is to resolve the issue

Promise Continues

- **The Promise continues after withdrawal from a Working Group or the Alliance itself**
- **The Promise is for the life of the patent**
- **The Promise encumbers the patent**
  - So later owners also make the Promise on that patent