



VIIth Surana & Surana And Shastra IIT Madras, Intellectual Property Law Moot Competition 2023-2024

05th – 07th January 2024

CLARIFICATIONS

Query: One of the moot court participants has a question: "Citation style - do we need to follow Harvard Bluebook format, or OSCOLA format etc?". Kindly let us know the answer

Response: We are to follow the "OSCOLA" format

Query: We came across an issue where in epiona gave reply notice on 14th Dec 2023 and on 4th Jan 2023 samay sinha filed lawsuit... We need more clarity as in it is Jan 2024 or 2023 or whether its 14th Dec 2022

Response: 4th January 2023 as 4th January 2024

Query: Financial Gains for EPIONA: We would appreciate clarification on whether EPIONA is generating any financial gains from the use of the software in question. Understanding the financial aspect is crucial for our argumentation, and clarity on this matter will contribute significantly to the depth of our analysis.

Response: EPIONA is generating financial gains

Query: I want a clarification regarding the amount claimed by the plaintiff in the suit for jurisdiction.

Response: This is not relevant to the Moot, you can proceed with your preparations

Query: Can we frame different kind of issues for plaintiff and defendant. Example:
Petitioner's issues 1. Whether there is prima facie case in favour of plaintiff? 2. whether balance of convenience is in favour of plaintiff? 3. whether plaintiff will suffer irreparable loss if interim injunction is not granted? Defendant side issues: 1. Whether the suit is maintainable? 2. whether there is infringement of copyright? 3. whether the petitioner is entitled for any monetary damages?

Response: Issue framing is upto the participant. This does not merit response from us.

Query: I want a clarification regarding the amount claimed by the plaintiff in the suit for jurisdiction.

Response: This is not relevant to the Moot, you can proceed with your preparations

Query :-

We would like to attach the following:

1. Copyright Licensing Agreement between Spotify and Sony Music,
2. ChatGPT prompt listing out details regarding Harry Potter's series (Link: <https://chat.openai.com/share/e3cedf3c-4b38-426f-b0b1-fa07993cad4d>), and
3. User Policy Agreement of OpenAI with a liability clause

I am attaching the 1st document and the link for the 2nd one for your reference.

Please let us know if these will be allowed, or if we need to change certain things in them. Also, can you please confirm if these documents will be included in our page limit for arguments advanced or not.

Response :-

Attachment is left to the discretion of the participants and attachments will be included in the page limit.

Clarification – Spacing & Font size

The Font Size of the text in the memorial can be 12 points(1.5 line spacing) and the foot notes be 10 points (single space) with double space between foot notes.

