

Berkeley Lab Partnerships with Industry

Betsy Quayle

Contracts Officer

Berkeley Lab Innovation and Partnerships Office



Innovation and Partnerships Office



Lab-Industry Research Partnerships

IPO is the Lab's hub for partnership agreements

- Cooperative Research and Development Agreements (CRADA)
- Strategic Partnerships Program (SPP) (*formerly Work for Others WFO*)
- User Agreements

As well as

- Memorandum of Understanding (MOU)
- Non-Disclosure Agreements (NDA)
- Material Transfer Agreements (MTA)
- Gifts



SPP

Strategic Partnership Program

Formerly Work for Others (WFO)

Berkeley Lab performs a non-DOE sponsor's scope of work.

Sponsor covers all costs.

- *Work must fit within mission of Berkeley Lab*
- *No fixed price; funding based on best efforts*
- *US sponsor may take title to IP*
- *Government retains royalty-free license*
- *No publication restrictions*
- *Requires DOE approval*
- *Lab may not compete with private sector for the work*



SPP - Timeline

Strategic Partnership Program

Formerly Work for Others (WFO)

Agreement start to finish:
approx. 1 - 2 months

Process

- *Develop collaborative statement of work (SOW) and budget w/ LBNL*
- *Review SPP terms, negotiate if needed*
- *Receive advance payment*
- *Start project tasks*



CRADA

Cooperative Research and Development Agreement (modular CRADA)

Jointly-sponsored research for shared benefit

- *Work must fit within mission of Berkeley Lab*
- *Each retain ownership of their own IP*
- *Partner may get an option to an exclusive license of the Lab's IP*
- *Results may be protected from publication, w/ LBNL agreement*
- *Requires products to be substantially manufactured in U.S.*
- *Requires DOE approval only if partner wants waiver to US manufacturing clause*



CRADA - Timeline

Cooperative Research and Development Agreement (modular CRADA)

Agreement start to finish:
approx. 1 – 6 months

Process

- *Develop collaborative statement of work (SOW) and budget w/ LBNL*
- *Define participants' contributions (funds, in kind)*
- *Review CRADA terms, negotiate if needed*
- *Receive advance payment*
- *Open project*

Short form CRADA:
no negotiations
for projects < \$500k



Comparing CRADA - SPP

	CRADA	SPP
Contribution	Shared Scope of Work	Lab work, with Sponsor direction
Funding	DOE or Participant funds / in-kind	Sponsor funds only
IP Terms	Lab / Participant each retain own IP; Participant has 1 st right to license Lab IP	US Sponsor may take title to Lab inventions; US government retains royalty-free license
Publication	Results may be protected	No publication restrictions
Complexity	More complex than SPP	Less complex than CRADA
Legal Terms	Product liability indemnity clause only	Three indemnity clauses



User Agreements

User Agreements

To define terms and conditions for the partner's use of Berkeley Lab user facilities. Required before experiments begin.



Contact - Collaborate

Betsy Quayle

510-486-7391

bequayle@lbl.gov

Innovation and
Partnerships Office
<http://ipo.lbl.gov/>



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