INTANGIBLE ASSETS & FINANCE

SUNITA K SREEDHARAN SKS LAW ASSOCIATES, N.DELHI, INDIA

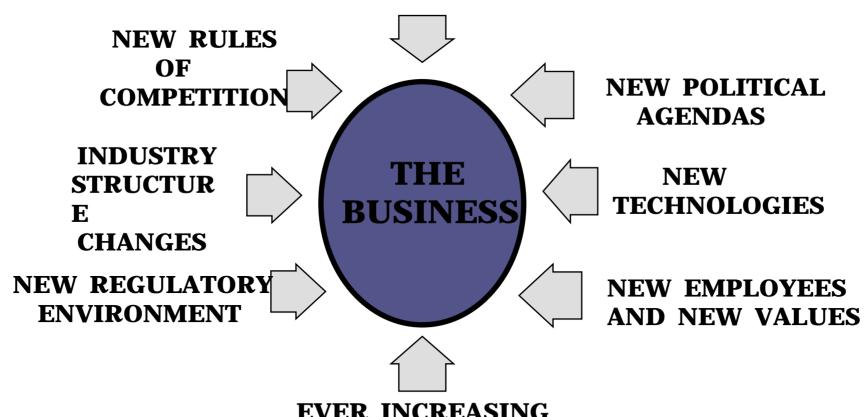
4 Aug 2010, Cagayan de Oro (slides : courtesy WIPO)

Strategic Entrepreneurship and Innovation

- Entrepreneurship is concerned with:
 - The discovery of profitable opportunities
 - The exploitation of profitable opportunities
- Firms that encourage entrepreneurship are:
 - Risk takers
 - Committed to innovation
 - Proactive in creating opportunities rather than waiting to respond to opportunities created by others

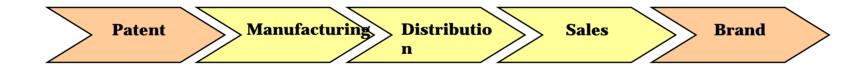
SIMULTANEOUS REVOLUTIONS





EVER INCREASING CUSTOMER EXPECTATIONS

Understanding the business/role of IP



- Understand the value chain of the business and industry
- Understand how profits are generated
 - primary product
 - spare parts and related products
 - service and maintenance
- What are the important features of the IP? How does it add value to the business?
- What are the important features of the industry other than IP?
 - other important intangible and tangible assets in the value chain
 - competitive structure of the industry
 - customer characteristics and purchasing criteria

and alternatives and the second constitution

Entrepreneurship drives innovation, competitiveness, job creation and economic growth.

It allows new/innovative ideas to turn into successful ventures in high-tech sectors and/or can unlock the personal potential of disadvantaged people to create jobs for themselves and find a better place in society.

Entrepreneurship, in small business or large, focuses on "what may be" or "what can be".

One is practicing entrepreneurship by looking for what is needed, what is missing, what is changing, and what consumers will buy during the coming years.

Entrepreneurs have:

- A passion for what they do
- The creativity and ability to innovate
- A sense of independence and selfreliance
- (Usually) a high level of self confidence
- A willingness and capability (though not necessarily capacity or preference) for taking risks

Entrepreneurs do not (usually) have:

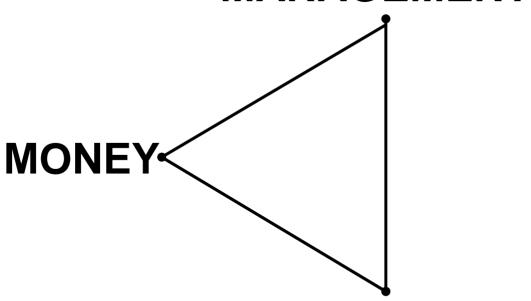
- A tolerance for organizational bureaucracies
- A penchant for following rules
- A structured approach to developing and implementing ideas
- The foresight to plan a course of action once the idea is implemented and established

Entrepreneurial Success

- 1. People (Entrepreneur /Entrepreneurial Team)
- 2. Opportunity (Marriage of Market and Product/Service)
- 3. Access to Resources (Land. Labor,
 Capital, Knowledge
 And the fit amongst these three elements
 (Business Model)

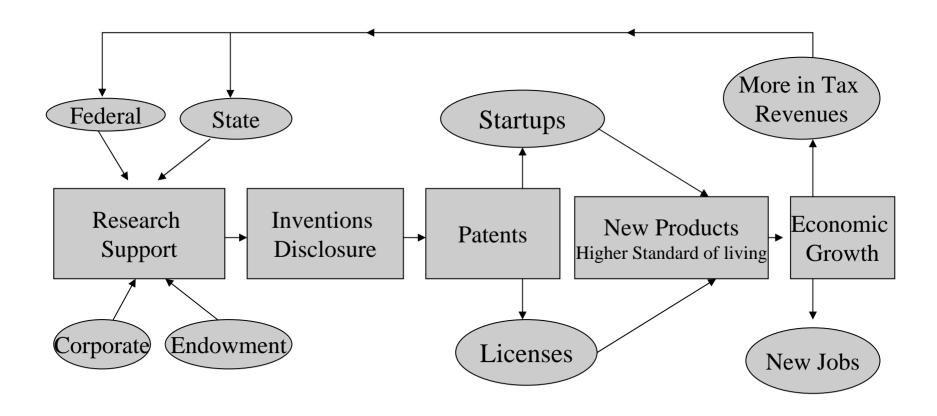
3 M's of ENTREPRENEURSHIP

MANAGEMENT



MARKETING

Stages of Technology Transfer: From Research Support to Economic Growth



IS A COMPANY READY?

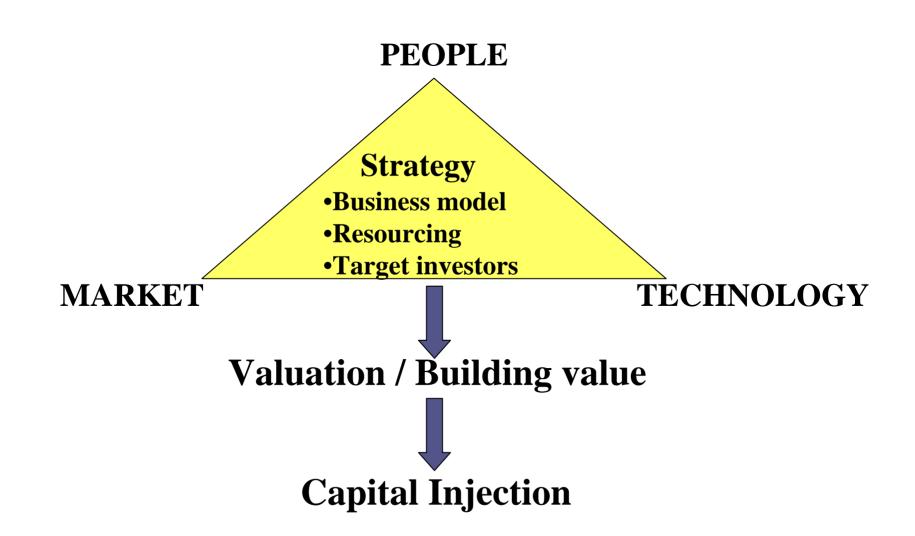
- · Business plan?
- Stage of development of the company
- Type of investment?
- · Valuation?
- Management team ready?



- Has the management team enough time and energy to raise funds?
- Is the team shaped to talk to investors?
- Does the company know where to go?



Positioning for a Capital Injection



Add value before raising capital

- Documentation and Presentation
- Government grants
- Intellectual Property Protection
- •R&D Partners
- In principle agreements
 - Licences
 - Customers

- Financial Projections
- Business and IP valuation
 - Critical negotiating tools
 - Justifies assumptions
 - Forces in depth research
 - Forces decision making
 - Makes you strong and confident

SOURCES OF START-UP CAPITAL (USA)

OTHERS			(3,9%)
GOVERNMENT LOANS			(1,1%)
MORTGAGED PROPERT	Υ	(4,	0%)
VENTURE CAPITALISTS		(6,3%)	
FRIENDS		(9,0%)	
EMPLOYEES / PARTNER	RS (12,	45)	
FAMILY MEMBERS	(12,9%)		
BANK LOANS	(14,4%)		
PERSONAL SAVINGS	(78,5%)		

START-UP CAPITAL

25% start with less than \$5,000

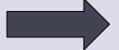
• 50% start with less than \$25,000

• 75% start with less than \$75,000

• Less than 5 % with \$ 1,000,000 or more

The Paradox of Access to Finance

- Banks
- Venture Capitalists



have money

Stock Exchange

<u>But</u> argue that there aren't enough good projects

What is a good project?

A Good Project!

A good project is a project presenting in the eyes of an investor:

- acceptable risk profile
- a good perspective of return

this means:

- access to market = innovation
- profits

Entry Strategies

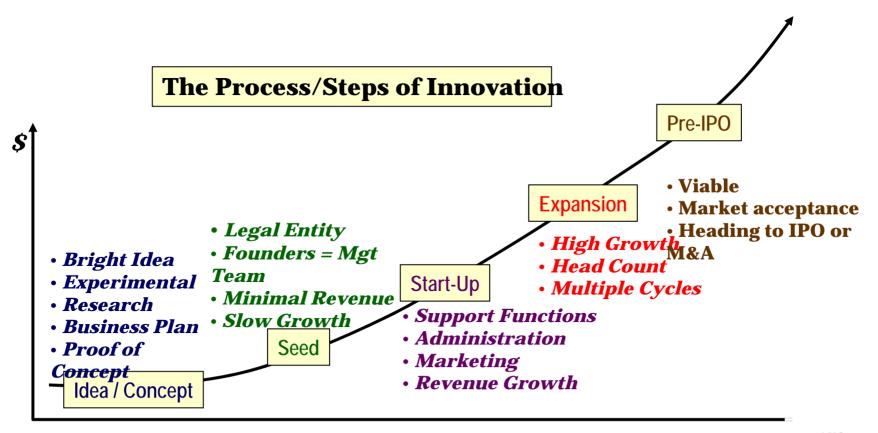
New Business

- Develop a new product or service
- Develop a similar product or service
- Competitive approaches

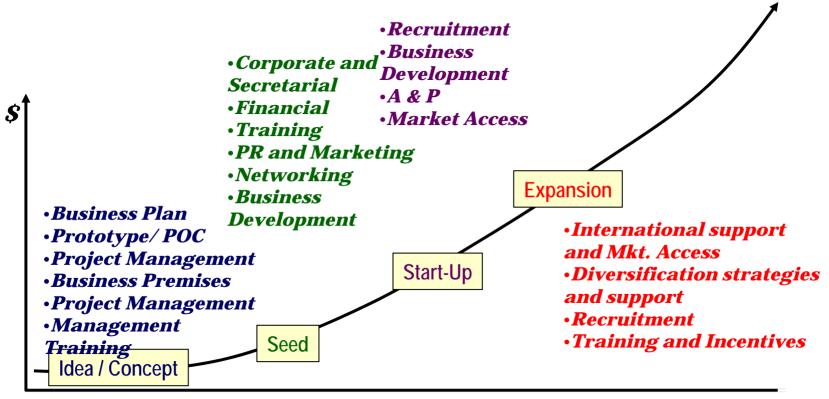
Existing Business

- Buying a business
- Franchise
- Joint venture customer or supplier

Understanding the Process of Innovation



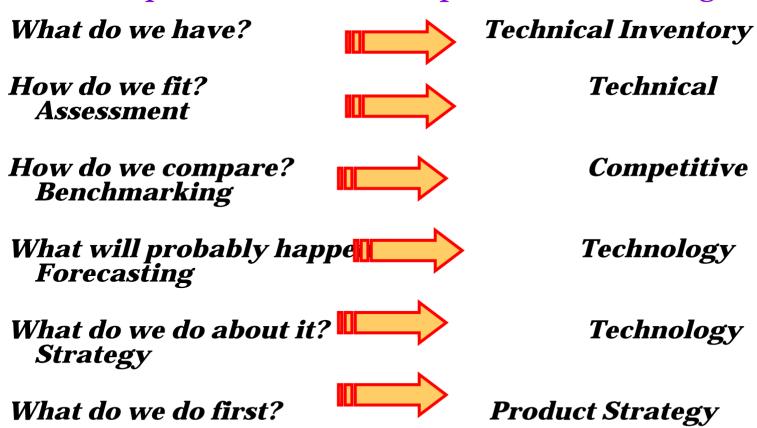
The Needs of Each Stage

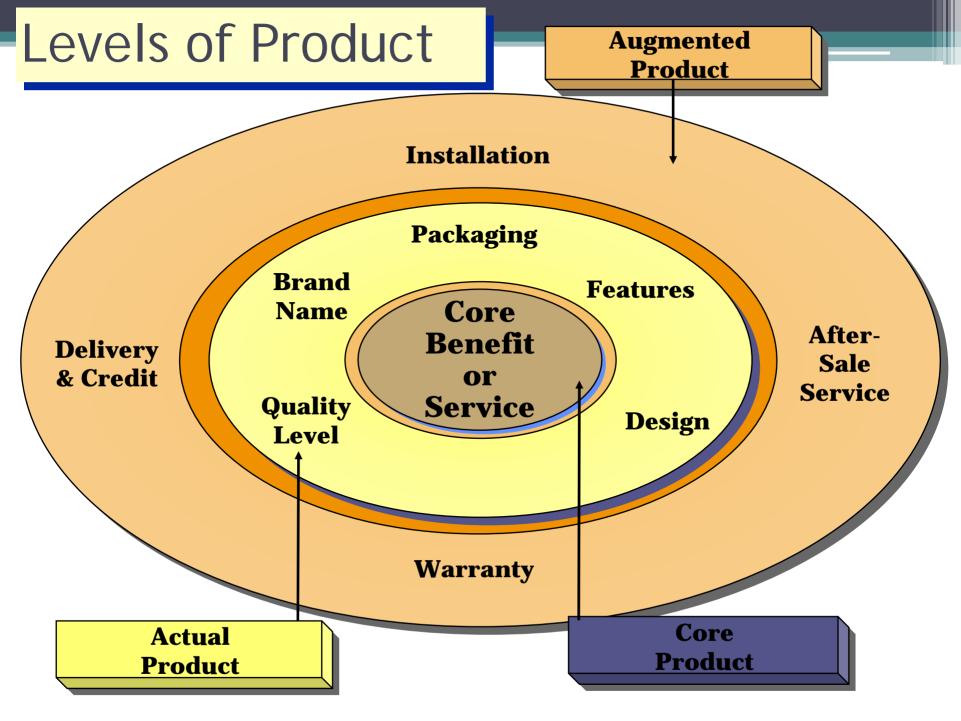


Time

What does technical strategy integration do?

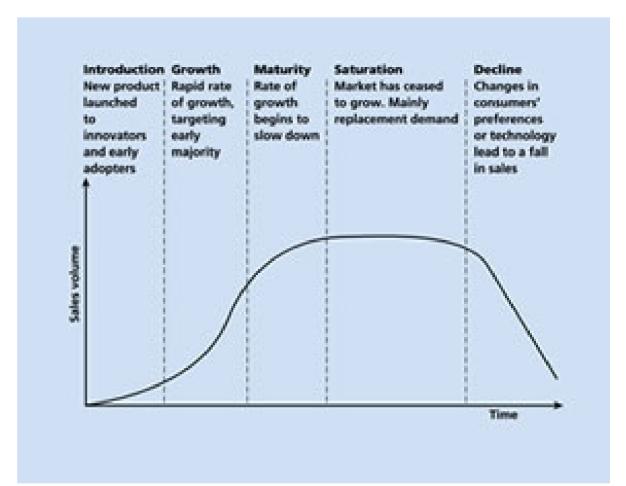
Naïve questions can lead to profound knowledge:





THE PRODUCT LIFE CYCLE

- A reminder that most products do not live for ever
- A conceptual framework only
- Difficult to measure where a product is in its life cycle



THANK YOU

SUNITA K SREEDHARAN sunita@skslaw.org