

Transparency of Patent Licensing Information During Development of Standards Facilitates Efficiency in Markets for Technologies in Standards

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Guidance on the application of Section 1 to collective action during standards setting regarding licensing terms for patents essential to standards facilitates behavior that reduces the likelihood of conduct in violation of Section 2.

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There should be competition in markets for technologies in standards.

Transparency of patent licensing information during development of standards facilitates **efficiency** in markets for technologies in standards.

Inadequacy of information about licensing of patents essential to technical choices being made contributes to inefficiency in the market for technologies in standards.

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Standards setting should seek to enable technology, not specify/require it.

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facilitates efficiency in markets for technologies in standards.

Pro-competitive behavior is being chilled by concern about Section 1 risk.

Fear of Section 1 risk in the collective consideration of license terms is reducing the efficiency of the market for technologies for selection in standards.

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