

ITEM 140-2002-R0908 Authorize Request For Employee Participation In Company Under Regents Policy 407; Montana State University-Bozeman

THAT: The Board of Regents of Higher Education approves MSU-Bozeman employee Mark Jutila's ownership of an equity interest and possible board of director's position in InNatureMed, Inc., a Bozeman, Montana company, in accordance with board policy, state law, and in accordance with the license agreement with MSU.

EXPLANATION Dr. Mark Jutila, Ph.D., Professor, Veterinary Molecular Biology is an employee of MSU-Bozeman. He seeks approval of his equity ownership in and board membership on InNatureMed, Inc. a company currently in the process of being created to negotiate to license intellectual property developed by researchers at MSU-Bozeman. The intellectual property will be utilized in accordance with a license agreement to be negotiated with MSU-Bozeman. Jutila currently has in place a conflict management plan developed by MSU, and that plan will be amended to include Jutila relationship with InNatureMed, Inc. Under Policy 407 and MCA 20-25-109, university employees must have board approval to serve as officers, employees, or members of a governing board, or to hold equity in a company which has an agreement with, or shares ownership of intellectual property with, the university, relating to the development, licensing or commercial exploitation of that intellectual property.

Additionally, Dr. Jutila plans to apply for a National Institutes of Health grant later this year as part of his MSU research. The grant application would include a subcontract to InNatureMed for a portion of the work.

MSU benefits from this approval. MSU-developed technology will be licensed and commercialized with the potential for resulting royalties; useful technology will be transferred to a Montana-based business initially as part of the development of three technologies: Tolerizing vaccines, Protein Cage Technology for treatment of Influenza, and Formyl Peptide Receptor-like agonists which have the potential to be useful in the treatment of infectious diseases; a Montana-based business will have the use of new technology which may contribute to the company's growth; and the local economy may benefit, including jobs for Montana graduates and students.

ATTACHMENT 407 Submission Form