

Compliance Solutions for FEDERALLY FUNDED RESEARCH



Since the time that the Bayh-Dole Act was enacted by Congress in the early 1980's, major medical centers, academic institutions and other nonprofits that receive federal funding for research have the obligation to report on how those innovation dollars are invested to demonstrate progress on the path to commercialization. In recent years, Congress has expressed heightened interest in enforcing the reporting compliance mandate, thereby assuring U.S. citizens that the transfer of technology in research and invention programs and the tax dollars invested deliver tangible benefits for the public good. Institutions that lack rigor and discipline in meeting the reporting requirements have seen significant fines, even suspension of R1 grants, placing ongoing research and new research initiatives into jeopardy.

FEDERAL COMPLIANCE REPORTING IS COMPLEX

At its core, effective compliance reporting relies on the integrity of the data and for institutions that have a history of grants that may span decades, finding and remediating the data presents a significant challenge. For the institution, years of history contained in 1000's of documents (paper and electronic), sometimes housed on different systems, in different locations, are needed to support compliance. For most institutions, accurate and timely federal compliance reporting is not feasible using internal resources alone.

HOW BORMAN & COMPANY CAN HELP

Major medical and academic institutions nationwide rely on Borman & Company to support their Edison reporting initiatives. The firm's hands-on approach to engagements covers Bayh-Dole compliance from beginning to end. The process looks something like this:

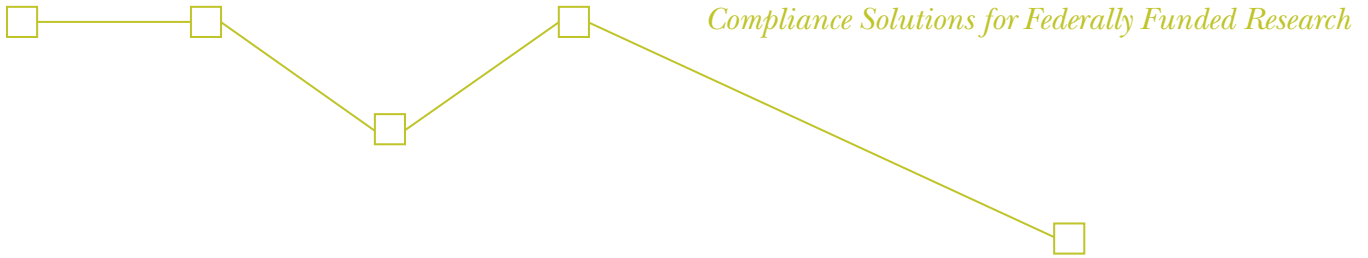
- **Review noncompliance notifications;** these error messages may number in the 1000's
- **Research the history;** where disclosures were not made as required
- **Remediate the data;** of the invention and the IP, the sponsorship, the financing and licensing activities
- **Reconstruct the documentation;** balance sheets, docket, determine the lead on inventions
- **Report via iEdison;** to bring the institution into compliance

Case Example

MAJOR MEDICAL INSTITUTION

For a Boston-based medical institution known worldwide for its leadership in research, innovation and patient care, Borman & Company was asked to support the Edison reporting demands for a \$120 million portfolio of federally funded grants.





At the end of every project, the goal is to leave the client with the processes and team to manage ongoing reporting requirements. Borman & Company will advise and develop standard operating procedures tailored to the client's systems. To assure adoption of procedures that may be new to people in their respective roles, hands-on training and documentation underscores a successful outcome.

CASE EXAMPLE: MAJOR MEDICAL INSTITUTION

For a Boston-based medical institution known worldwide for its leadership in research, innovation and patient care, Borman & Company was asked to support the Edison reporting demands for a \$120 million portfolio of federally funded grants. Taking the process from beginning to end required intensive data forensics to remediate the data for accurate reporting; the data was housed on diverse systems, included three different databases, with history that spanned a period of 25 years. More than 10,000 utilization reports required investigation to correct data sets that were incomplete and corrupt. Reconstruction of balance sheets, the docket to uncover who was the lead on invention required outreach to outside entities to track down the original licensee.

WHY BORMAN & COMPANY?

The Borman & Company team specializes in compliance reporting and has more than 75 years of combined experience in IP, both on the institution and consulting side of the business. Working closely with Counsel, the Technology Licensing Office and Committee on Compliance, the team is a trusted advisor to world-class institutions in highlighting their contributions as good stewards of innovation funds.

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