

## **WAIVER OF INVENTOR'S SHARE OF LICENSING INCOME**

Cornell University's policy on the distribution of technology transfer licensing revenues provides that generally 1/3<sup>rd</sup> of net revenues are shared with Cornell faculty who are inventors or developers ("inventors") of the licensed intellectual property. Occasionally, a Cornell inventor will desire to waive the inventor's personal share of revenues.

The Internal Revenue Service (IRS) rules governing revenue recognition are quite complex and one of the main issues is whether or not the waived revenue is still taxable to the inventor. The amount waived by a Cornell inventor will not be reported by Cornell on IRS form 1099 as miscellaneous income to the inventor provided the inventor completes and signs a "Waiver of Personal Share of Revenue" form and submits the form to the Center for Technology Licensing (CTL) at Cornell University. Cornell also will not report the amount subject to the signed waiver as a gift or charitable contribution from the inventor. Upon receipt by CTL the waiver will be considered fully executed and not subject to amendment.

Waived revenues will be distributed by CTL. Inventors should consult with their own legal and tax advisors before signing.

**WAIVER OF PERSONAL SHARE OF LICENSING REVENUE**

Docket Number: \_\_\_\_\_ Made By: \_\_\_\_\_

WHEREAS, Inventor was responsible for the development of the invention entitled, "\_\_\_\_\_" ("Invention"), and

WHEREAS, in accordance with the Intellectual Property Policy of Cornell University the Inventor is entitled to an Inventor's share of royalties from licensing the Invention; and

WHEREAS, Inventor desires to make an irrevocable waiver of Inventor's share of current and future revenue from the Invention;

NOW THEREFORE, the Inventor agrees as follows:

1. The Inventor irrevocably waives the Inventor's share of current and future revenue streams from the Invention. The Inventor understands and hereby acknowledges that waived revenue will not be used to provide any direct personal benefit to the Inventor. The waived revenue will be used in support of research activities within the Inventor's department, as determined by the department head and with the approval of the Dean. Under normal circumstances waived revenue will be expended for the ongoing support of the research program which resulted in the intellectual property that has generated the waived revenue, but the waived revenue can, if necessary for the best interest of the department and College, be re-purposed for the support of other departmental and College research activities at the discretion of the department head and the Dean.
  
2. Any photocopy or facsimile copy of this copy of this fully executed waiver shall have the same legal force as any copy bearing original signatures. Signatures transmitted by facsimile or portable document format (PDF) shall be deemed valid as original signatures.

Signature \_\_\_\_\_

Date: \_\_\_\_\_

Name \_\_\_\_\_

email: \_\_\_\_\_

Campus Address/Phone: \_\_\_\_\_

Home Address/Phone: \_\_\_\_\_

Please return signed form to the Center for Technology Licensing at Cornell University, 395 Pine Tree Road Suite 310 Ithaca, NY 14850