

Contracts Executed Under Delegated Authority

BACKGROUND

Board of Regents Resolution #221118-66g delegated authority to the President or designee to approve and execute time-critical contracts requiring action between scheduled Board meetings; provided that:

- The cost to WSU of any contract approved under the delegation is estimated to be less than \$15,000,000; and
- The President or designee consults with the Chair of the Board, or Vice Chair if the Chair is unavailable, prior to the execution of the contract.

Resolution #221118-66g further provides that the President or designee will provide a written summary of action taken pursuant to this delegation to the Board on or before the next regular Board meeting.

UPDATE AND DESCRIPTION

WSU executed the following contract that falls within the above reporting requirement:

Vendor: International New-Varieties Network (INN)

Amount: \$10M over the course of the 12-year license agreement (revenue to WSU)

Effective Date: August 9th, 2024

Purpose: Commercialization of WSU Apple Variety 'WA 64'

In July, 2023, WSU issued a request for proposals for providers of cultivar licensing and intellectual property enforcement regarding WSU's newest apple variety, WA 64, within the United States and in international territories. The successful awarded vendor is the International New-Varieties Network (INN), which has contracted Willow Intellectual Property Protection (WIPP) to assist with their responsibilities in Washington State. Under the agreement, INN will commercialize WA 64 by working directly with nurseries to license WSU-owned and patent-protected plant material and monitor cultivation of the same. INN will be responsible for executing license agreements with nurseries, growers, packing houses and marketing desks, and monitoring performance under the same. INN will also assist in maintaining WSU's plant patent, plant variety protection certificate, and the forthcoming trademarks, by detecting potential infringement and taking initial steps to resolve any related matters. The contract is effective from August 9th 2024 through August 8th, 2036 and may generate up to \$10M in revenues to WSU over the 10-year term.