# 1NC vs Lexington FM

## 1NC – Case

### Framing

**We concede Kant Framing**

### Contention 1: Freedom

#### IPRs are key to recognize the original creator’s role in ownership.

Zeidman and Gupta 16 [Bob Zeidman (one of the leading experts on intellectual property, particularly as it relates to software. He is the president and founder of Zeidman Consulting, a premier contract research and development firm in Silicon Valley that focuses on engineering consulting to law firms about intellectual property disputes) & Eashan Gupta (Investment Banking Analyst at William Blair). “Why Libertarians Should Support a Strong Patent System”. IP Watchdog. January 5, 2016. Accessed 9/3/21. <https://www.ipwatchdog.com/2016/01/05/why-libertarians-should-support-a-strong-patent-system/id=64438/> //Xu]

The issue intellectual property has divided libertarians as to whether there can really be ownership in the result of result of human creativity, and continues to do so today. Some libertarians believe that inventors deserve a claim to their hard work, while others argue that patents are government-enforced monopolies and that the current United States patent system needs to be reformed. What the patent and copyright laws acknowledge is the paramount role of mental effort in the production of material values. These laws protect the mind’s contribution in its purest form: the origination of an idea. The subject of patents and copyrights is intellectual property. Ayn Rand strongly supported patents. In her book “Capitalism: The Unknown Ideal,” she states: An idea as such cannot be protected until it has been given a material form. An invention has to be embodied in a physical model before it can be patented; a story has to be written or printed. But what the patent or copyright protects is not the physical object as such, but the idea which it embodies. By forbidding an unauthorized reproduction of the object, the law declares, in effect, that the physical labor of copying is not the source of the object’s value, that that value is created by the originator of the idea and may not be used without his consent; thus the law establishes the property right of a mind to that which it has brought into existence.

#### IP protections are key free market competition and trade of goods.

Zeidman and Gupta 16 [Bob Zeidman (one of the leading experts on intellectual property, particularly as it relates to software. He is the president and founder of Zeidman Consulting, a premier contract research and development firm in Silicon Valley that focuses on engineering consulting to law firms about intellectual property disputes) & Eashan Gupta (Investment Banking Analyst at William Blair). “Why Libertarians Should Support a Strong Patent System”. IP Watchdog. January 5, 2016. Accessed 9/3/21. <https://www.ipwatchdog.com/2016/01/05/why-libertarians-should-support-a-strong-patent-system/id=64438/> //Xu]

Libertarians believe in property rights and government protection of those rights as one of the few necessary requirements of government. Ownership of property and free markets leads to competitive production and trade of goods, which in turn leads to prosperity for all of society. Intellectual property is property like other forms of property, and so government must protect IP as it protects other forms of property because it too leads to competition and trade and prosperity. Libertarians should encourage a strong patent system and object to any “reforms” that limit intellectual property ownership or introduce more government regulation than is required.

## On Case

# Accessible Formatting

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Patent is the mental effort of material values laws protect mind’s contribution in its purest form By forbidding unauthorized reproduction of the object the law declares value is created originator of the idea establishes the property right of a mind that brought into existence

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Ownership of property and free markets leads to competitive production and trade of goods government must protect IP because it too leads to competition Libertarians should object reforms” that limit ip or introduce regulation