

# PANITCH Intellectual Property Law SCHWARZE

Two Commerce Square, 2001 Market Street, Suite 2800, Philadelphia, PA 19103 // Toll free 888-291-5676



## Clark A. Jablon Partner

**Philadelphia:** 215.965.1293 **F:** 215.965.1331 **E:** cjablon@panitchlaw.com Clark A. Jablon is a founding partner of Panitch Schwarze Belisario & Nadel LLP and is a registered patent attorney.

Mr. Jablon focuses his practice on all phases of patent prosecution, including drafting and prosecuting patent applications, preparing patentability and infringement opinions, conducting intellectual property due diligence investigations and providing litigation support for patent cases. He is experienced in all phases of electronics, computer hardware and software, Internet technologies and computer-implemented business methods. Mr. Jablon is also experienced in *Inter Partes* Review (IPR) proceedings conducted before the Patent Trial & Appeals Board (PTAB).



### Practice Areas

- Patents
- IP Protection
- IP Litigation

### Education

- State University of New York at Stony Brook, Bachelor of Engineering, Electrical Engineering
- Temple University James E. Beasley School of Law, Juris Doctor
- Washington University, Master of Science, Technology & Human Affairs, (Degree candidate, all course work completed)

### Bar Admissions

- Pennsylvania Bar, 1995

Mr. Jablon has more than 30 years of experience in patent law, including eight years in the public sector as a Patent Examiner with the United States Patent and Trademark Office. Mr. Jablon was named in the 2010-2016 editions of Chambers USA.

#### His patent litigation experience includes:

Illinois Tool Works Inc. (SIMCO Division) v. Ion Systems, Inc.  
IDN Technologies, LLC v. Verisign  
Merit Industries, Inc. v. JVL Corporation  
ITT Manufacturing Enterprises, Inc. v. Samsung and Sprint  
Elantech Devices Corporation v. Synaptics, Inc.

#### His technology proficiencies include:

Computer software/computer hardware  
Business methods, including financial applications and e-commerce  
Internet technologies  
Electronic devices and hardware circuitry  
RFID technology  
Medical imaging software  
Traffic (roadway) engineering  
Database replication  
Gaming equipment, casino management systems  
Web browser technology  
Cable TV technology (e.g., set-top boxes, signal generation/transmission)  
Financial instruments

Electronic payment systems  
Electronic publishing  
Social networks  
Clinical trial automation software  
Cryptography (e.g., encryption)  
Smart cards  
Digital rights management  
Check processing, debit processing  
Data compression  
Ionization (electrostatic charge/discharge) devices  
GPS technology for cell phones  
Touchpads

Prior to founding Panitch Schwarze Belisario & Nadel LLP, Mr. Jablon was Counsel at Akin Gump Strauss Hauer & Feld LLP. Previously, Mr. Jablon was an associate at Panitch Schwarze Jacobs & Nadel, and a Patent Agent at Seidel, Gonda, Lavorgna & Monaco, P.C.

Mr. Jablon received his B.E. with honors in electrical engineering in 1982 from the State University of New York at Stony Brook and his J.D. from the Temple University James E. Beasley School of Law in 1995. He is a member of the Pennsylvania Bar, the American Intellectual Property Law Association and the Philadelphia Intellectual Property Law Association.

Mr. Jablon has written and lectured extensively in the area of patent procurement and computer-implemented business methods and is a leading practitioner in the U.S. for procurement of computer-implemented business method patents.

## Memberships

- Philadelphia Intellectual Property Law Association (PIPLA), 1993 - Present
- American Intellectual Property Law Association (AIPLA), 1993 - Present

## Articles & Presentations

**Panitch Schwarze Client LugBug® Featured on ABC's 'Shark Tank'** // December 17, 2018

Panitch Schwarze congratulates its client LugBug on being featured on ABC's Shark Tank. The LugBug Handle is an attachment for baby carriers that allows better range of motion for parents and caregivers. LugBug's creator, Nathan Day, presented his invention to the Sharks on the Oct. 8 episode of season 10 of the popular program.

[Read more](#)

**Panitch Schwarze Ranked Among Top IP Attorneys for 2018 by Chambers USA** // May 10, 2018

Panitch Schwarze Belisario & Nadel LLP is proud to announce that the firm and several of its attorneys again have been ranked among the top attorneys in intellectual property law by Chambers USA, a leading legal ranking guide. In addition attorneys Martin G. Belisario, Ronald L. Panitch and Clark A. Jablon have been ranked individually for their prowess in IP law. [Read more](#)

**Computer-related/software inventions under 35 USC § 101 post-Alice v. CLS Bank** // September 27, 2017

Mr. Jablon will discuss and provide useful tips regarding Computer-related/software inventions under 35 USC § 101 post-Alice v. CLS Bank [Read more](#)

**Chambers USA Ranks Panitch Schwarze Among Top IP Attorneys for 2017** // May 26, 2017

Philadelphia and Wilmington IP lawyers ranked among top intellectual property practitioners in U.S. [Read more](#)

**Chambers USA Ranks Panitch Schwarze Attorneys Among Top IP Attorneys for 2016** // May 31, 2016

Pennsylvania IP lawyers ranked among top intellectual property practitioners in United States. [Read more](#)

**Top Patent Trends for 2016** // January 6, 2016

The protection of intellectual property rights through the use of patents remains critically important in today's global economy. Court decisions in 2015 affected important elements of patent law and laid the foundation for continuing evolution of the law in 2016. [Read more](#)

**What is the Status of Patents for Software Inventions, Post-Alice?** // October 7, 2015

It has been more than a year since the U.S. Supreme Court issued its decision in Alice v. CLS Bank which ruled that the two-step Mayo analysis should be applied to all patents in determining patent eligibility under 35 U.S.C. 101. [Read more](#)

**Panitch Schwarze Attorneys Recognized as 'Leaders in their Field' in Chambers USA 2015** // June 16, 2015

Panitch Schwarze Belisario & Nadel LLP is pleased to announce that Ronald L. Panitch, William W. Schwarze, Martin G. Belisario, Alan S. Nadel, and Clark A. Jablon have been ranked as "Leaders in their Field" in the 2015 Chambers & Partners USA Directory in the field of Intellectual Property law. [Read more](#)

**What types of Software Inventions are Statutory Under 35 USC 101 Post-Alice v. CLS Bank?** // May 12, 2015

Clark A. Jablon was a Panelist Presenter at the 31st Annual Joint Patent Practice Seminar. [Read more](#)

**31st Annual Joint Patent Practice Seminar** // May 12, 2015

Panitch Schwarze Belisario & Nadel LLP Partner, Clark A. Jablon, will be speaking at the 31st Annual Joint Patent Practice Seminar in New York City. [Read more](#)

**2014 Year in Review and 2015 Trends for Patents** // January 13, 2015

2014 was widely viewed as a train wreck for patent owners and patent applicants. Patent litigants were painted as shakedown artists, and courts struck down many conventional damages models such that even successful litigants (e.g., Apple) saw their awards cut significantly. [Read more](#)

**Patent Monetization** // September 12, 2014

Clark Jablon, Esq., Partner at Panitch Schwarze Belisario & Nadel, LLC, spoke on "Patent Monetization" at the Philadelphia Association of Paralegals' Education Conference on September 12, 2014. [Read more](#)

**U.S. Supreme Court Ruling Impacts Business-Related Software Inventions** // July 14, 2014

The U.S. Supreme Court recently ruled on a patent case, Alice Corp. v. CLS Bank, regarding whether business-related software inventions are entitled to patent

protection under 35 U.S.C. § 101, which defines the statutory categories of inventions entitled to patent protection. [Read more](#)

**Panitch Schwarze Intellectual Property Attorneys Recognized as 'Leaders in their Field' in Chambers USA 2014 // July 10, 2014**

Panitch Schwarze Belisario & Nadel LLP is pleased to announce that Ronald L. Panitch, William W. Schwarze, Martin G. Belisario, Alan S. Nadel, and Clark A. Jablon have been ranked as "Leaders in their Field" in the 2014 Chambers & Partners USA Directory for the field of Intellectual Property. [Read more](#)

**The Rise of Non-Practicing Entity (NPE) Patent Litigation // July 13, 2013**

The biggest news of this year in the patent industry is the dramatic increase in patent litigations filed by non-practicing entities, or NPEs. A record 60 percent of all patent litigations in the past year were filed by NPEs, which affects the entire landscape of patent litigation. [Read more](#)

**Should the ITC Issue Exclusion Orders for Standard-Essential Patents? // April 16, 2013**

Clark Jablon was a Panelist Presenter at the 29th Annual Joint Patent Practice Seminar. [Read more](#)

**Panitch Schwarze Earns High Rankings in 2012 Chambers USA Guide // July 11, 2012**

The boutique IP law firm of Panitch Schwarze Belisario & Nadel LLP earned five lawyer rankings for intellectual property lawyers in Pennsylvania in this year's Chambers USA: America's Leading Lawyers for Business. The five lawyers recognized by Chambers include Founding Partners Ronald Panitch, William Schwarze, Martin Belisario, Alan Nadel and Clark Jablon. [Read more](#)

**What Companies Need to Know about the Leahy-Smith America Invents Act (AIA) Patent Reform Legislation: Part III // May 1, 2012**

Part III of this series of articles examines the changeover from a "first-to-invent" to a "first-to-file" system. [Read more](#)

**What Companies Need to Know about the Leahy-Smith America Invents Act (AIA) Patent Reform Legislation: Part II // April 1, 2012**

Part II of this series of articles looks at new examination provisions, fees, fee structures, and review processes. [Read more](#)

**What Companies Need to Know about the Leahy-Smith America Invents Act (AIA) Patent Reform Legislation: Part I // March 1, 2012**

Part I of this series of articles will focus mainly on key litigation-related provisions that are effective now. [Read more](#)

**Panitch Schwarze Hosts Leahy-Smith America Invents Act Live Seminar & Webinar // December 16, 2011**

Panitch Schwarze attorneys Alan Nadel, Clark Jablon, John Simmons, and Dennis Butler hosted a live seminar and webcast entitled "Leahy-Smith America Invents Act" on November 30, 2011. The presentation discussed major changes found in the sweeping new law including the introduction of the first-to-file system, the post grant review proceedings, and the impact this will have on patent litigation. [Read more](#)

**Leahy-Smith America Invents Act - Live Seminar & Webinar // November 30, 2011**

Panitch Schwarze attorneys Alan Nadel, Clark Jablon, John Simmons, and Dennis Butler hosted a live seminar and webcast entitled "Leahy-Smith America Invents Act" on November 30, 2011. [Read more](#)

**Sweeping Patent Law Reform Enacted** // September 16, 2011

The Leahy-Smith America Invents Act (AIA) has been signed into law, resulting in the most sweeping changes to U.S. patent law in decades. [Read more](#)

**A Primer on Establishing an Effective Patent Program** // September 1, 2011

This column is the fourth in a four-part series examining the latest developments in the vital area of patents, particularly those that relate to the display industry. [Read more](#)

**The Importance of Proper Patent Marking: What You Don't Know May Hurt You, Monetarily** // July 1, 2011

This article is a segment from the July 2011 newsletter covering the importance of proper patent marketing. [Read more](#)

**How to Patent Inventions on a Tight Corporate Budget** // October 1, 2010

Much can be done to control the costs of the patent process while still maintaining high quality of the resultant patent portfolio. [Read more](#)

**How to Establish an Effective Patent Program in a Company That Does Not Currently Have a Program or Does Not Regularly Seek Patents** // March 1, 2010

If your company is ready to do so, what steps must be taken to make the patent application process as effective as possible? [Read more](#)

**Recent Developments: How the Recession Has Affected the World of Patents** // September 1, 2009

While the economy "recovers" from our deep recession (at least according to the economic experts), one important issue facing our clients is how this recession has affected the world of patents. [Read more](#)

**Top 10 Excuses for Failing to File for Patents (and why they should be questioned)** // November 12, 2008

Clark Jablon presented for the Pennsylvania Bar Institute's 14th Annual Business Institute. [Read more](#)

**Understanding the Scope of Patents and Identifying Potential Infringement Issues** // November 1, 2007

This column is the third in a four-part series examining the latest developments in the vital area of patents, particularly those that relate to the display industry. [Read more](#)

**The Increased Importance of Patent Portfolio Building in View of KSR vs. Teleflex** // October 1, 2007

This column is the second part in a four-part series examining the latest developments in the vital area of patents, particularly those that relate to the display industry. [Read more](#)

**Obtaining and Enforcing Patents: New Standards for Patentability of Inventions** // September 1, 2007

This column is the first in a four-part series examining the latest developments in the vital area of patents, particularly those that relate to the display industry. [Read more](#)

**Software Patents - Venture Forum** // November 14, 2003

Attorney Clark Jablon lectured about software patents at the Penn State Great Valley campus. [Read more](#)

**The Top 10 Intellectual Property Issues That Companies Face Today** // November 28, 2001

Clark Jablon presented for the Pennsylvania Bar Institute's 7th Annual Business Lawyer's Institute. [Read more](#)

**Get Ready for More Internet Domain Names!!** // March 23, 2001

Written for the Philadelphia Business Journal [Read more](#)

**Businessperson's Guide to the American Inventors Protection Act (AIPA)** //

February 1, 2001

Published in the Philadelphia Business Journal, "Businessperson's Guide to the American Inventors Protection Act (AIPA)." [Read more](#)

**How to Read and Understand a Patent** // October 26, 1999

Attorney Clark A. Jablon lectured at the Pennsylvania Bar Institute's 5th Annual Business Lawyer's Institute. [Read more](#)

**Fax and Messaging Patent Issues** // August 1, 1999

Founding partner Clark Jablon presented at the FaxDirections/Messaging World '99 Industry Conference. [Read more](#)

**Computer-Implemented Business Methods Are Patentable** // April 1, 1999

Originally published by the Pennsylvania Bar Association, "Computer-Implemented Business Methods Are Patentable." [Read more](#)

**Protect Your Business with Patents, Copyrights and Trademarks** // March 1, 1999

Formerly posted on Office.com, "Protect Your Business with Patents, Copyrights and Trademarks." [Read more](#)

**Patent Protection for Software Products** // April 1, 1997

Published by the Pennsylvania Bar Association, "Patent Protection for Software Products." [Read more](#)

## Honors & Awards

Selected as a "Leader in the Field" of Intellectual Property for Pennsylvania by *Chambers & Partners USA*, 2010 - present

## Blog

July 21, 2016

**NO PATENT FOR YOU! Can a software-related claim that recites only generic computer elements be statutory under 35 USC 101?**

Unlike the infamous Seinfeld "Soup Nazi" episode in which you could get your soup if you just kept your head down, did not engage in small talk with the owner, or ask for free bread software inventors are finding it difficult, and sometimes impossible, to obtain patents or enforce their existing patents no matter how novel their inventions are, and no matter how narrow they are willing to claim their invention. [Read more](#)

January 13, 2016

**Top Patent Trends for 2016**

The protection of intellectual property rights through the use of patents remains critically important in today's global economy. Court decisions in 2015 affected important elements of patent law and laid the foundation for continuing evolution of the law in 2016. [Read more](#)

October 15, 2015

### **What is the Status of Patents for Software Inventions, Post-Alice?**

It has been more than a year since the U.S. Supreme Court issued its decision in *Alice v. CLS Bank* which ruled that the two-step Mayo analysis should be applied to all patents in determining patent eligibility under 35 U.S.C. 101. While this analysis provides a few bright line rules (e.g., implementing a known process using generic computer elements is not patentable), it failed to offer any clarity regarding how to perform the two-step Mayo analysis on software inventions, which requires determining whether an abstract idea is recited, whether there is preemption of the abstract idea, and whether an “inventive concept” is recited such that the invention is directed to something “significantly more” than the abstract idea itself. [Read more](#)

### **Get To Know**

Clark is a volunteer legal mentor for entrepreneurs seeking intellectual property / patent counseling through the Corzo Center at The University of the Arts in Philadelphia. He enjoys running, golfing and cycling in his free time.