

Articles & White Papers

- **The Supremacy Of Grammatical Principles In Patent Claim Interpretation: Superguide And Simo Holdings** // June 11, 2021
Patent practice is an area of the law in which tradition is commonly relied upon. For example, “comprising” has been established in patent law, and is recognized by courts, as being an open-ended transitional term (i.e., similar to “including”) in claim language, whereas its dictionary definitions include definitions that indicate that it may be closed-ended. [Read more](#)
- **Farm Bill Brings IP Options For Breeders Of New Plants** // May 14, 2021
The Farm Bill 2018 is a large, complex bill that contains sections and provisions that impact many aspects of the law. [Read more](#)
- **The Pandemic’s Likely Permanent Impact on Depositions** // November 30, 2020
Our firm improved our operating efficiency by eliminating commute times when, in March 2020 at the beginning of the pandemic, we bought laptops for our administrative staff, and within a week, our entire firm was working 100 percent remotely. [Read more](#)
- **How Panitch Schwarze Encourages Employee Wellness** // September 15, 2020
At Panitch Schwarze, the wellbeing of our attorneys and professional staff is of utmost importance. That’s why we are offering a new program to provide our team members with the tools and resources to empower them to be healthy in mind, body and spirit. [Read more](#)
- **Basics - Patent Virtual Marking** // August 31, 2020
Virtual patent marking facilitates marking a patented article or related packaging with a single URL, such as <http://www.companyZ.com/patents.htm>, as opposed to marking constantly changing product offerings with ever changing patent numbers. [Read more](#)
- **Oracle v. Google – Update** // January 29, 2019
Oracle America, Inc. v. Google LLC is a series of related intellectual property law cases making its way through the courts for almost a decade, with the latest decision issued by the U.S. Court of Appeals for the Federal Circuit in the spring of 2018, and discussed in our previous article published on June 14, 2018. On Thursday, January 24, 2019, Google filed a petition for *certiorari* with the U.S. Supreme Court. [Read more](#)
- **Oracle v. Google** // June 14, 2018
Oracle America, Inc. v. Google LLC has been dubbed “the World Series of IP cases” by one of the presiding judges. Others have referred to the dispute as the case that never ends. The United States Court of Appeals for the Federal Circuit (CAFC), ruled in favor of Oracle earlier this spring, opining that Google had violated Oracle’s copyrights. [Read more](#)
- **In the Realm of Protection Against Enforcement of the CSA Against Cannabis Businesses, All Is Not Lost!** // January 11, 2018
Partner Travis W. Bliss, Ph.D authored "[In the Realm of Protection Against Enforcement of the CSA Against Cannabis](#)

[Businesses, All is Not Lost!](#)," which was published on LinkedIn. [Read more](#)

- **PTAB Grants Rehearing of Patent in Delaware Litigation** // February 4, 2016
In a rare move, the U.S. Patent Trial and Appeal Board recently granted rehearing of its denial to institute *inter partes* review of Greatbatch Ltd.'s U.S. Patent No. 7,327,553. [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](#)
- **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](#)
- **AIA Post-Grant Review and Monitoring of Third-Party U.S. Patent Grants** // September 25, 2014
Update pertaining to the USPTO's Post-Grant Review procedure, and our complimentary patent monitoring service. [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](#)
- **Is Trade Secret Definition an Active Litigation Matter?** // October 8, 2013
Regardless of your role in any litigation, for the foreseeable future, trade secret criminal prosecution is here to stay and we need to conduct ourselves and represent our clients accordingly. [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](#)
- **Trademark Enforcement in the New Internet Domain Landscape** // May 9, 2013
For a fee, trademark owners can record their marks with the Trademark Clearinghouse, and this information will be made available to those seeking to register new generic top-level domain names, or gTLDs. [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](#)

- **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](#)
- **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](#)

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