

# Patents & Patent Prosecution

*Update on the latest decisions and emerging issues*

## Why attend?

Patent law has seen its share of changes recently—the Supreme Court, Federal Circuit, and PTO have issued decisions that have altered or may alter the landscape. At the same time, the interconnectedness of computer systems with users and providers of information technology continues to create new issues for prosecutors, litigators, and transactional lawyers to navigate.

Attend this program to get up-to-speed on the evolving state of patent law and gain insight into what may loom on the horizon. Hear the panelists discuss how these changes are impacting patent practice—from the perspective of patent applicants, plaintiffs, defendants, and licensees/licensors. Your update has arrived.

## You will learn...

- ▶ About recent developments in inequitable conduct cases and what these mean for prosecutors and litigators
- ▶ How to recognize open-ended claim limitations and what to do about them
- ▶ What types of claims may be amenable to being brought by more than one entity and what that means for establishing direct infringement under a theory of joint infringement
- ▶ When performing at least one of the steps of a method claim outside the U.S. might avoid infringement—and when it might not
- ▶ About the changes brought by major cases over the last few years
- ▶ The latest update on how the PTO and lower courts are responding to *In re Bilski* and what one might anticipate from the Supreme Court

## Agenda and written materials

- ▶ Inequitable Conduct: Where Is the Pendulum Now?
- ▶ Potential Pitfalls of Open-Ended Claim Limitations
- ▶ Issues Regarding Method Claims With a Step That Can Be Performed Outside the U.S. Understanding of Joint Infringement
- ▶ Review and Summary of the Changes and Impact from Recent Supreme Court and Major Federal Circuit Decisions—Including *eBay*, *KSR*, *Quanta*, *Seagate*, *DSU Medical*, *Microsoft v. AT&T*, and *MedImmune*
- ▶ Status of the New PTO Rules
- ▶ Impact on and Future of Business Method Patents in Light of *Bilski*
- ▶ “Ask the Experts” Q&A Session

## FACULTY

Shawn T. Gordon, Esq., Chair  
*Law Office of Shawn T. Gordon, Boston*  
 Elias Domingo, Esq.  
*Lando & Anastasi LLP, Cambridge*  
 Sarah M. Gates, Esq.  
*Lando & Anastasi LLP, Cambridge*  
 Jennifer K. Holmes, Esq., Ph.D.  
*Ropes & Gray LLP, Boston*

## BOSTON

12:30 p.m. – 4:30 p.m.,  
 Monday, December 14, 2009  
 MCLE Conference Center,  
 10 Winter Place, via Winter Street  
 Program No. 2100138P01

4 Substantive Credits

## TUITION includes written materials

- ▶ MCLE Sponsor Members . . . . . \$175
- ▶ MBA/BBA Members . . . . . \$195
- ▶ All Others . . . . . \$225

## SPECIAL NEW LAWYER DISCOUNT

For new lawyers admitted after 2005, pending admittees, and law students who are

- ▶ MCLE Sponsor Members . . . . . \$125
- ▶ MBA/BBA Members . . . . . \$145

## CAN'T ATTEND?

Available after December 21

- ▶ Written materials
  - ▷ MCLE Sponsor Members . . . \$95
  - ▷ Nonmembers . . . . . \$105
- ▶ Audio CD
  - ▷ MCLE Sponsor Members . . . \$125
  - ▷ Nonmembers . . . . . \$135