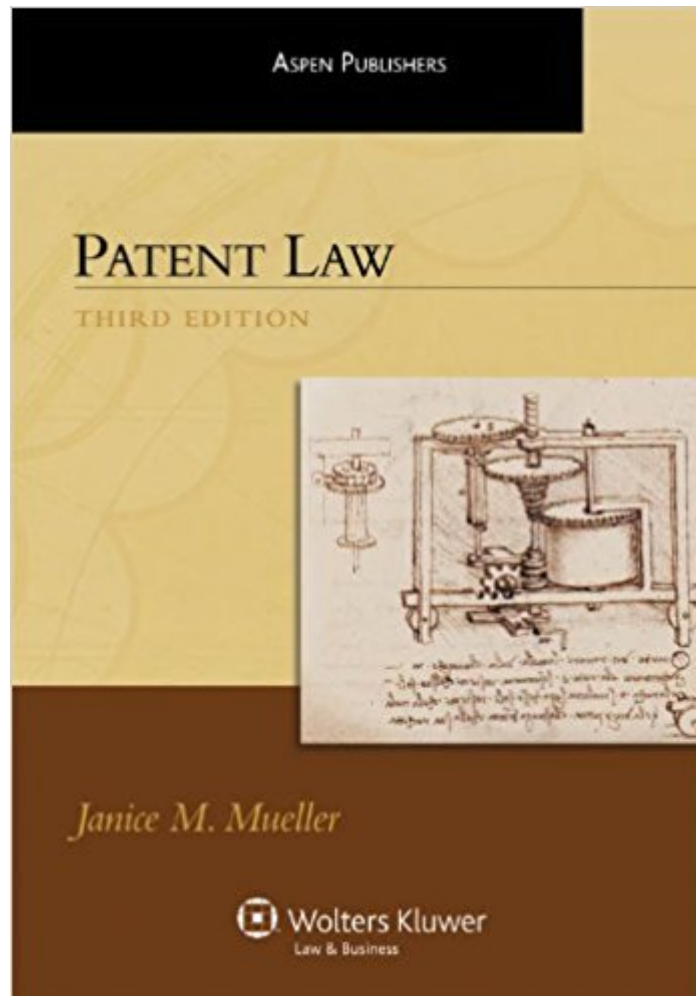




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# Patent Law, Third Edition (Aspen Treatise Series)



## Synopsis

**Patent Law, Third Edition**, explores and explains landmark and important recent cases as it demystifies the field. **Janice M. Mueller** illuminates key doctrines, judicial authorities, statutes, and policy considerations at an appropriate level for students, attorneys, or laypersons with no technical background. Suitable for use with any patent casebook, this focused, lucid, and comprehensive text features:

- clarifies the principal legal doctrines, key judicial authority, governing statutes, and policy considerations for obtaining and enforcing a U.S. patent
- a dedicated chapter that addresses central aspects of international patent law as they affect U.S. practice
- boldfaced key terms in context and a convenient Glossary
- helpful visual aids, a sample patent, and excerpts from a sample prosecution history

Updated throughout, the Third Edition of **Patent Law** presents:

- Recent U.S. Supreme Court patent decisions that are fundamentally rewriting Patent Law, including:
- eBay v. MercExchange*, regarding standards for injunctive relief
- KSR Int'l v. Teleflex*, regarding the nonobviousness requirement of patentability
- Microsoft v. AT&T*, regarding territorial scope of U.S. patents
- MedImmune v. Genentech*, regarding subject matter jurisdiction for declaratory judgment actions
- Quanta v. LG Elecs*, regarding patent exhaustion doctrine

Leading new decisions from the U.S. Court of Appeals for the Federal Circuit, including the court's en banc decisions in

- In re Seagate Tech*, regarding willful infringement
- Egyptian Goddess v. Swisa*, regarding design patent infringement
- In re Bilski*, regarding business method patentability

When students need extra help with patent law, you can recommend this succinct, single-volume text with confidence.

## Book Information

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## Customer Reviews

I am an Engineer, not a Lawyer, but I encounter patent issues on the job- in both the Manufacturing and Design worlds. I found this book to be very helpful in explaining the basics of patenting inventions, in clear, concise terms that a non-lawyer can understand. In fact that's been my issue with many other publications/ readings on Patent Law- they assume you're a lawyer or have a legal background and introduce terms and acronyms without explanation. This book does not. This author does a great job at bridging the gap between those, like me, w/an Engineering degree and someone within the legal profession. In the first chapter alone, I found more information on the essence/basics of Patent Law than in any other research. All in one book- as a matter of fact; all in the first chapter. It was engaging and insightful enough that I read the entire 1st chapter in one sitting. This would be a great tool for the Engineers out there looking to understand the legal world we all work within. Learn how to claim and protect your IP! Don't worry I didn't know what that meant either... until I read the book. (Okay, it stands for Intellectual Property)

Although intended for law school students, this title can be very useful for scientific professionals who frequently encounter patent-related issues in today's industrial R&D world. Particularly I find its great value for researchers in the fields of chemistry, biotechnology and pharmaceutical industry. The best feature of the book is that the author successfully breaks down the often abstract and difficult statutes, laws and prosecution into easily understandable texts. She is so good at using specific cases and examples to explain important points that a chemist/biochemist like me can read the book without much difficulty or inconvenience. It has a list of discussed cases where you can find familiar names such as: Amgen, Baker Hughes, Bristol-Myers Squibb, Genentech, Dow, Eli Lilly, Gen-Probe, Merck, Perkin-Elmer, Pharmacia, etc. As a textbook in law school, it covers some patent (law) history and its societal impacts which may not be interesting for some practical purposes. It is certainly not a patent examiner's handbook or MPEP, nor is it a preparation book for patent bar exam. If a chemist wants to quickly grasp some background without reading this 400-page book, I recommend the excellent materials provided by American Chemical Society to its

members through its website.

This is the best of the hornbooks on the basics of the patent law. I am both a partner in a law firm who specializes in patent litigation, and an adjunct professor of law. I have been practicing in the field for almost 20 years, and I still find myself going back to this book for easy-to-find, clear and concise answers to patent law questions. If I can't find the answer in this book, then I know I have a real issue to deal with. I have recommended this book to other attorneys, both experienced and inexperienced, as well as to students. It is so easy to read that the book would be suitable for laymen or technical persons who want an introduction to patent law but don't want to wade through the legalese. Perhaps the versatility of the book is a reflection of the author, who is not only a noted professor of patent law, but has real patent litigation experience. If patent law is in any way relevant to what you do, you should have this on your bookshelf.

Although the purpose of the book is not to prepare readers for the patent bar it does so anyways, especially Chapters 600 and 700 of the MPEP which are the most challenging and analytical and also the most heavily tested. It also goes into the basics of reissue and reexamination as well as international agreements governing patent prosecution. If you are reading the book solely to prepare for the Patent Bar skip the three chapters at the end on infringement since this involves litigation and is not tested on the exam. I loved the multitude of examples and the history of how the laws were developed. Makes studying for the test a lot more enjoyable.

Quite simply this is one of the best legal books I've purchased in long time. The vast majority is well written, and presents complicated subject matter in a clear and concise format. The footnotes are very useful as well. For those skimming reviews, a few quick points: 1) Not geared exclusively to engineers. 2) No prerequisite knowledge (although it may be a bit thick for non-attorneys in spots) 3) Good scope, excellent cross references and footnotes for those who want more detail. 4) Is reasonably up to date through 2009 -- important given the changes to case law in recent years. 5) Accessible reference book for users. Good depth without being ridiculously long. WHO should read this? 1) Managers who deal with intellectual property 2) Patent bar candidates -- you won't need this to pass the patent bar, but you MUST read this or something like it, for no other reason than to realize that the patent bar is a tiny sliver of what you actually need to know. 3) Patent practitioners -- Yes, you! -- There have been so many changes to case law and procedure over the past several years. This book provides a reasonable and fast overview which helps you retain the thread of

context throughout. This book would not replace a detailed CLE, however I think they very much complement one another. WISH LIST Coverage on international patent coverage is disappointingly light. However, that is an understandably large and complicated topic. I would \*hope\* that the author or publisher will produce a book on the topic of patents abroad, particularly the EU and in Asia, with a similar scope.

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