



Birch  
Stewart  
Kolasch  
Birch LLP

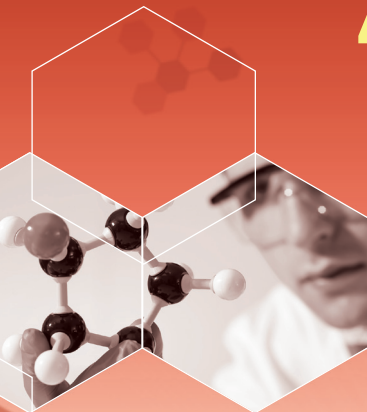
2014 SEMINAR SERIES



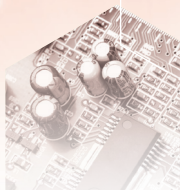
# 2014

Summer  
Patent  
Seminar

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**June 4-27**  
Metropolitan  
Washington, DC



# Summer Patent Seminar

BSKB 2014  
Seminar Series

## WHO SHOULD ATTEND?

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- ✚ In-house counsel, technical advisors, and IP coordinators and managers from the U.S. and abroad.
  - ✚ U.S. attorneys in general practice, corporate general counsel and paralegals seeking instruction on U.S. patent law.
  - ✚ Patent attorneys and agents from abroad who are interested in developing a thorough understanding of U.S. patent practice.
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## TOPICS COVERED

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### **Filing and Prosecuting Patent Applications – An Overview**

Discussion of the formal requirements for filing patent applications in the U.S. Patent and Trademark Office as well as how applications are handled by the USPTO, from issuance of an Official Filing Receipt through grant of the Official Letters Patent. Emphasis on the practical aspects of filing and prosecuting applications.

### **Statutory Subject Matter**

Lecture covering the various types of subject matter that can and cannot be protected by United States patents, as well as the utility requirements of U.S. patent law. Other available types of protection for designs and plants will be discussed.

### **Prior Art and Obviousness**

Discussion of prior art under the various sections of 35 U.S.C. § 102, as well as the types of prior art that can be used in making obviousness rejections under 35 U.S.C § 103. Helpful suggestions will be given concerning how to overcome rejections based on prior art.

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## **Disclosure Requirements**

Detailed discussion on the requirements of 35 U.S.C. § 112(a) and 35 U.S.C. § 112, (pre-AIA) first paragraph. Lecture will cover enablement, written description and best mode.

## **Duty of Disclosure**

Overview of the current duty of disclosure requirements and the consequences of failing to comply with this duty. Practical suggestions and detailed procedural requirements will be given.

## **Continuation, CIP and Divisional Practice; Foreign Priority; PCT Practice**

Discussion of practical use of continuation/divisional practice in the United States as well as Requests for Continued Examination (RCEs) and Continuation In Part (CIP) applications. Foreign priority issues under the Paris Convention and the Patent Cooperation Treaty (PCT) will also be presented.

## **Strategy for Prosecuting Patent Applications**

Presentation with practical suggestions for prosecuting patent applications including use of the Patent Prosecution Highway (PPH), personal interviews with examiners and strategies and procedures for responding to non-Final and Final Rejections.

## **Design Patents**

Discussion of types of inventions that qualify for design patents and particular problems unique to prosecuting design patent applications such as lack of ornamentality, functional design and designs that are concealed in use. Infringement of design patents will also be discussed.

## **Copyrights and Protection of Computer and Semiconductor Chip Technology**

Examination of how to protect developments relating to computer and semiconductor chip technology, as well as software. Particular attention will be given to copyright and semiconductor chip technology laws in the U.S. and the use of trade secrets to protect these technologies.

## **Biotechnology Patent Practice**

Exploration of the unique problems found in preparing and prosecuting biotechnology patent applications with suggested strategies for addressing and overcoming these problems.

## **Patent Appeals and Petitions**

Discussion of how to review decisions by a Patent Examiner either by petition or appeal. Includes outline of procedures for filing appeals to the Patent and Trademark Office Board of Patent Appeals and Interferences and to the Court of Appeals for the Federal Circuit (CAFC).

## **Patent Term**

Overview of the rules for calculating patent term and ways to extend patent terms, including Patent Term Adjustments (PTAs).

## **Inventorship and Conflicting Subject Matter in Related Applications**

Examination of the various problems that can arise when a number of U.S. Patent applications are filed on related inventions, with a focus on the importance of determining the proper inventorship for the subject matter claimed in a U.S. application. Derivation proceedings will also be briefly discussed.

## **Patent Infringement**

Detailed lecture on the various types of activities that constitute patent infringement in the United States, as well as in-depth discussion of the Doctrine of Equivalents and Prosecution History Estoppel (File Wrapper Estoppel). Learn how one should approach, analyze and handle potential infringement problems. Also, the "prior commercial use" defense provided under the AIA will be discussed.

## **Patent Specification and Claim Drafting**

Overview of techniques for drafting patent specifications and claims in order to minimize problems during prosecution. This lecture will contain an explanation of various types of objections and rejections often raised by U.S. Examiners concerning claim format.

## **Mechanical and Electrical Patent Practice**

Discussion of problems often encountered in prosecuting patent applications for mechanical or electrical inventions. The use of means plus function type language in claims, as well as other claim drafting techniques, will be discussed. Special problems relating to computer programs and mathematical algorithms will also be covered.

## Chemical Patent Practice

Examination of various problems unique to preparation and prosecution of patent applications relating to chemical inventions. Practical suggestions will be given on properly preparing patent specifications and ways of overcoming rejections raised by Examiners. Various claim formats of chemical inventions will be presented.

## Post-Grant Challenges and Correction of Patents

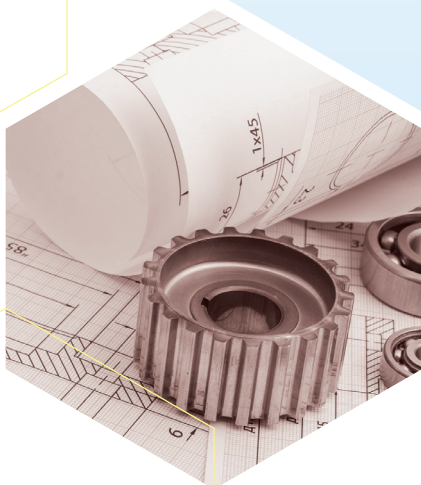
Overview of various methods for correcting or amending already issued United States patents including Certificates of Correction, Reexaminations, Inter-Partes and Post-Grant review and Supplemental Examination. Includes discussion and comparison of the pros and cons of using these different methods.

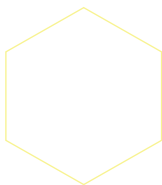
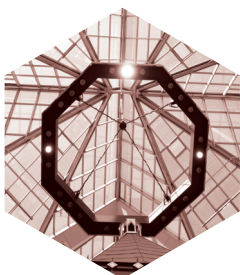
## International Patent Cooperation

Review of the major international developments affecting the practice of intellectual property in the U.S., including strategies for using the PCT system.

## Litigation and ITC Practice

Multi-day lecture series will examine various procedures for litigating intellectual property cases in United States District Courts litigation and the International Trade Commission (ITC). Practical examples will be discussed regarding discovery practice in the United States, and a live mock trial with witnesses and class participation will take place.





## GENERAL INFORMATION

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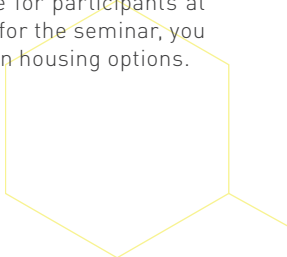
Lectures are held at the Falls Church, Virginia offices of BSKB, in the metropolitan Washington, DC area. Classes generally run from 9:30am to 4:00pm daily. Class schedules will be issued upon acceptance into the seminar. *In order to take advantage of the full seminar, we encourage participants to arrive prior to June 4, 2014 and depart after June 27, 2014.*

The seminar officially begins with a Welcome Reception on the evening of Wednesday, June 4, 2014, allowing participants and BSKB attorneys to meet in an informal atmosphere. In addition to lectures, various social activities are scheduled, including:

- ✚ Weekend trip to a resort in southern Virginia
- ✚ Guided tour of select Washington, DC sights
- ✚ Professional baseball game outing

The total fee for the 2014 seminar is \$4,995, which includes the lecture materials, the trip to the resort, and most social events. Once accepted into the program, you will receive an invoice which is payable upon receipt. *The fee must be recieved prior to the first day of the seminar.*

BSKB has arranged a group rate for participants at a nearby hotel. Upon registering for the seminar, you will recieve further information on housing options.



Registration for the  
2014 seminar must  
be completed by

**May 1, 2014.**

**JOIN US!**  
**JUNE 4-27, 2014**

The annual BSKB Summer Patent Seminar (SPS) is designed to provide a comprehensive overview of U.S. Patent Law. The SPS provides lectures on the basics of the U.S. patent system to more advanced topics such as infringement, litigation and post-grant procedures, and focuses on practical problems encountered in obtaining and enforcing patents. Cutting edge cases and recent legal decisions are discussed throughout the curriculum and all sessions are led by knowledgeable attorneys and patent agents in the subject matter.

For further details, please review the "Topics Covered" section. Since attendance is limited, we recommend that you register as soon as possible to reserve your space. Preference in registration will be given to BSKB clients. Registration is available online at [bskb.com](http://bskb.com) under "Seminars."





## ABOUT BSKB

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Founded in 1976, BSKB is an internationally recognized intellectual property law firm located in metropolitan Washington D.C. The firm provides a full range of intellectual property services to many of the most successful companies worldwide. Areas of expertise include patent prosecution, post-grant review, litigation and dispute resolution, and trademark services. Our attorneys are often invited to speak on intellectual property topics, and the firm regularly conducts seminars for corporations, intellectual property associations and various other groups.

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8110 Gatehouse Road, Suite 100E  
Falls Church, VA 22042

**t:** 703.205.8000

**f:** 703.205.8050

**[bskb.com](http://bskb.com)**  
**[mailroom@bskb.com](mailto:mailroom@bskb.com)**



Birch  
Stewart  
Kolasch  
Birch LLP

