

PRESENTED AT
24th Annual Advanced Patent Law Institute

November 7-8, 2019
Austin, TX

Prosecuting Patents to Survive Post-Grant Proceedings

Kenneth Darby | Fish & Richardson, P.C.
Aruna Ghatak-Roy | Dickinson Wright PLLC

1

Agenda

- ▶ Quick Review of the Basics
 - ❖ What is an IPR?
 - ❖ How does the patent owner win?
- ▶ Preparing IPR Defenses From the Start
 - ❖ Invention Disclosure
 - ❖ Claim Drafting
 - ❖ Specification Drafting
 - ❖ Prosecution

2



3

The Basics

- ▶ What is an IPR?
 - ❖ Patentability trial at the PTAB
 - ❖ Alternative forum to district court
 - ❖ Conducted primarily on paper
 - ❖ Typically 18-month timespan

4

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

Title search: Prosecuting Patents to Survive Post-Grant Proceedings

Also available as part of the eCourse

[2019 Advanced Patent Law \(Austin\) eConference](#)

First appeared as part of the conference materials for the
24th Annual Advanced Patent Law Institute session
"Prosecuting Patents to Survive Post-Grant Proceedings"