

Defending Against Willful Infringement In A Post-Halo World

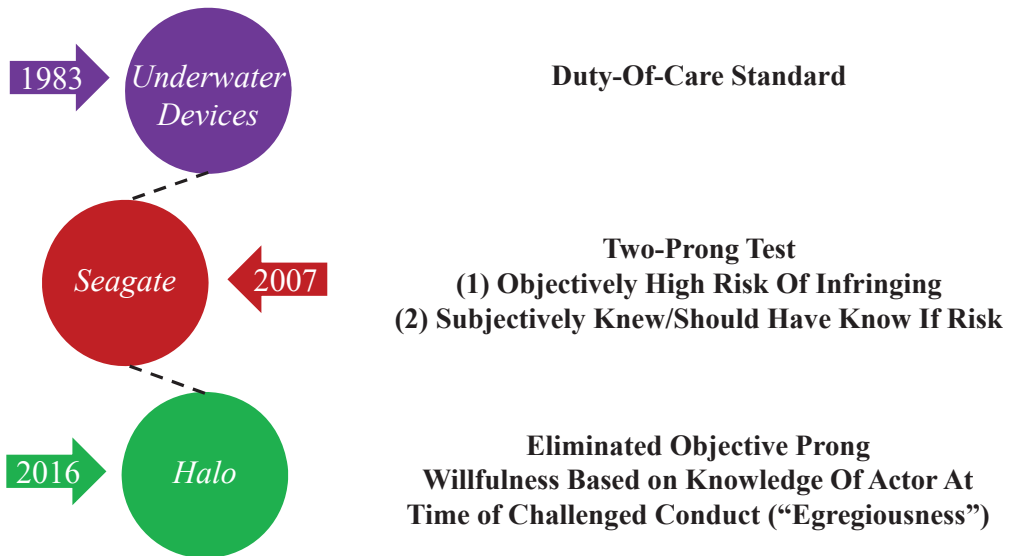
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Overview

- Changing Standards Of Willfulness
- Additional Post-*Halo* Implications
- Why Else Alleged Infringers Need To Be Careful
- Best Practices - Generally
- Best Practices – Opinions of Counsel
- Conclusions and Questions

Changing Standards Of Willfulness



Changing Standards Of Willfulness

“The subjective willfulness of a patent infringer, intentional or knowing, may warrant enhanced damages, without regard to whether his infringement was objectively reckless.”

Halo Electronics, Inc. v. Pulse Electronics, Inc., 136 S. Ct. 1923, 1933 (2016).

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