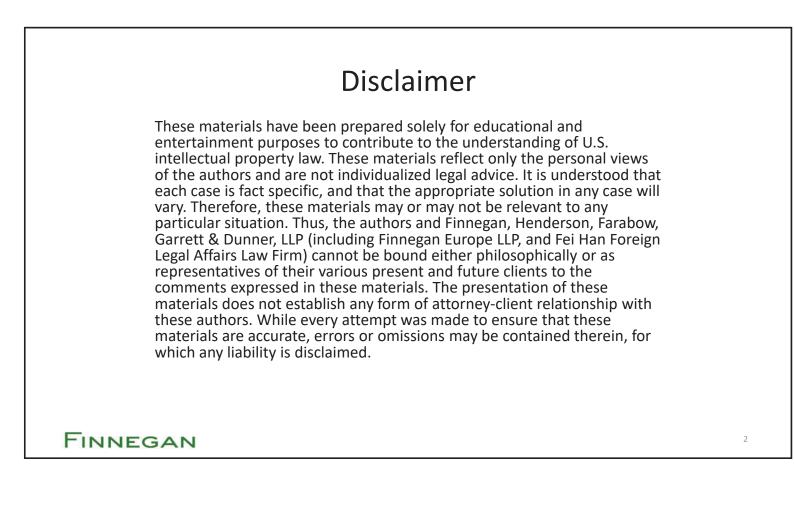
## Patent Law Year in Review

J. Michael Jakes Finnegan Washington, DC March 13, 2020

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# Patent Law Year in Review

- Supreme Court decisions
- Patent eligibility under § 101
- Arthrex and other challenges to PTAB
- Obviousness
- Swearing behind prior art
- Indefiniteness and written description
- Claim construction, infringement, and prosecution history estoppel

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## Supreme Court

- Return Mail v. Postal Service government is not a "person" who is able to challenge patents in AIA post-grant proceedings
- Helsinn Healthcare v. Teva Pharms. secret sales to a third party who is obligated to keep the invention confidential can be invalidating "onsale" prior art under § 102(a)(1)
- Peter v. NantKwest PTO cannot recover salaries of its legal personnel as "expenses" in § 145 actions filed in the district court

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# What's not on the docket

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

### Title search: A Year In Review: Recent Decisions from the Supreme Court and Federal Circuit

Also available as part of the eCourse 2020 Advanced Patent Law (USPTO) eConference

First appeared as part of the conference materials for the 15<sup>th</sup> Annual Advanced Patent Law Institute session "A Year In Review: Recent Decisions from the Supreme Court and Federal Circuit"