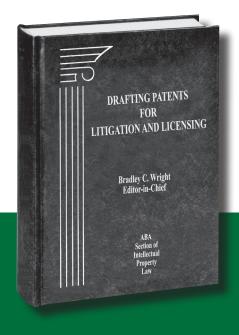
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A guide through the minefield of court decisions that have systematically eroded the scope and validity of patents.



"The specification and claims of a patent, particularly if the invention be at all complicated, constitute one of the most difficult legal instruments to draw with accuracy"

—**Mr. Justice Brown** *Topliff v. Topliff*United States Supreme Court
145 U.S. 156, 171 (1892)



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provides an encyclopedic analysis of the caselaw— principally that of the Federal Circuit—applicable to the drafting, prosecution, interpretation, licensing, and enforcement of patents... and should be in the library of every patent lawyer."

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About the Editor

Bradley C. Wright is a senior partner at Banner & Witcoff, Ltd., Washington, D.C. He concentrates his practice in patent prosecution, litigation and counseling, especially in the electrical and computer-related areas, including Internet and e-commerce. **Mr. Wright** also serves as an adjunct professor at George Mason University School of Law, where he has taught patent law and copyright law.

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Partner, Oblon, Spivak, McClelland, Maier & Neustadt, PC
Director of the Intellectual Law Program
at the George Mason School of Law
Former Deputy Commissioner for Patent Examination Policy
with the U.S. Patent and Trademark Office

"Drafting Patents for Litigation and Licensing is the most useful book of its genre that I have encountered in over 35 years of active practice. This ambitious work refreshingly focuses on real-world litigation examples in developing lessons learned for drafting new patents. With technology-specific chapters, an exclusive chapter on design patents, and an invaluable chapter on drafting U.S. patents with a view toward European practice, this book is a 'must have' reference for practitioners from junior associates to seasoned partners."

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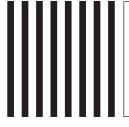
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DRAFTING PATENTS FOR LITIGATION AND LICENSING provides checklists for each stage of drafting and prosecution of patents. Here's a sample:

Checklist for Notice of Allowance

The following questions can help uncover problems when a notice of allowance is received from the USPTO.

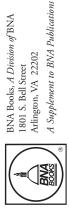
- 1. Do the allowed claims match the last amendment or other document that was filed with the USPTO?
- 2. Is the number and listing of claims on the notice of allowance correct?
- 3. Have all required formal drawings been prepared and filed?
- 4. Has any other prior art been uncovered that should be submitted to the USPTO prior to payment of the issue fee?
- 5. Have all the inventors signed a declaration and has it been filed at the USPTO?
- 6. Has any patent assignment been recorded at the USPTO?
- 7. If a restriction requirement was made by the USPTO, has the applicant been advised of the possibility of filing a divisional application for the non-elected claims and has the deadline been docketed?
- 8. Has the entity status (small or large) of the applicant changed?
- 9. Has all prior art in the file and in any related cases (e.g., Patent Cooperation Treaty or foreign) been submitted to the USPTO?
- 10. Has any patent term extension been correctly calculated by the USPTO?

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