

Patent Law
Whittier College of the Law
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SYLLABUS

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*Additional resources, as well as copies of certain class documents, are available at:
http://www.eejlaw.com/courses/patent_spring_06/*

CLASS	DATE	TOPICS	ASSIGNMENT
1.	Mon., Jan. 9	Trade Secret, Part 1	Course Guidelines ¹ C&MOPL ² pp. 18-19, 43-52
2.	Thurs., Jan. 12	Overview of Patent Law Tour of a Patent Patent Eligibility • Processes	35 U.S.C. § 101 ³ U.S. Pat. No. 6,267,346 ⁴ C&MOPL, pp. 57-99
	Mon., Jan. 16	No class: Martin Luther King, Jr. Day	
3.	Thurs., Jan. 19	Patent Eligibility • Compositions of Matter • Biotechnology • Methods of Medical Treatment	C&MOPL, pp. 100-132
4.	Mon., Jan. 23	Utility	C&MOPL, pp. 133-158 35 U.S.C. § 102
5.	Thurs., Jan. 26	Anticipation Statutory Bars, Part 1 • Public Use • Experimental Use Negation	C&MOPL, pp. 171-210

¹ Available on the course website at http://www.eejlaw.com/courses/patent_spring_06/.

² "C&MOPL" refers to Cases and Materials on Patent Law, Second Edition, by Martin Adelman, et. al., published by Thompson West.

³ The U.S. Code is available in a convenient form at <http://www.findlaw.com/cascode/uscodes/>.

⁴ Available as a pdf at http://www.eejlaw.com/courses/patent_spring_06/uspat6267346.pdf. You do not need to understand this as an engineer would. Just read it with interest.

6.	Mon., Jan. 30	Statutory Bars, Part 2 • On Sale • Informing Uses • Non-informing Uses • Secret Uses • Previously Patented • Printed Publication • “in this country” • Abandonment • Delayed Filing	C&MOPL, pp. 211-247
7.	Thurs., Feb. 2	Novelty, Part 1 • Prior Invention, §102(a) • “Invention” Elements, §102(g)	C&MOPL, pp. 248-287
8.	Mon., Feb. 6	Novelty, Part 2 • Second Inventor • Disclosure, § 102(e) • Derivation, § 102(f)	C&MOPL, pp. 287-305 35 U.S.C. § 103
9.	Thurs., Feb. 9	Nonobviousness, Part 1	C&MOPL, pp. 319-345
10.	Mon., Feb. 13	Nonobviousness, Part 2	C&MOPL, pp. 346-371
11.	Thurs., Feb. 16	Prior Art for Nonobviousness Trade Secrets, Part 2 • Employees	C&MOPL, pp. 428-436 <i>PepsiCo v. Redmond</i> , 54 F.3d 1262 (7th Cir. 1995) ⁵
12.	Mon., Feb. 20	Specification: Objective Disclosure, Part 1 • Enablement	C&MOPL, pp. 438-462 35 U.S.C. § 112
13.	Thurs., Feb. 23	Specification: Objective Disclosure, Part 2	C&MOPL, pp. 470-496 (Do the exercise on p. 496.)
14.	Mon., Feb. 27	Specification: Best Mode Claims, Part 1	C&MOPL, pp. 497-507, 525-533, 584-591
15.	Thurs., Mar. 2	Claims, Part 2	C&MOPL, pp. 555-578

⁵ Posted as a pdf at http://www.eejlaw.com/courses/patent_spring_06/.

16.	Mon., Mar. 6	Prosecution, Part 1 • Overview • Inventorship	C&MOPL, pp. 594-626 (Skip § 12.1[f] on pp. 605-606.)
17.	Thurs., Mar. 9	Prosecution, Part 2 • Inequitable Conduct	C&MOPL, pp. 627-647
	Mon., Mar. 13 Thurs., Mar. 16	No classes: Spring Break	
18.	Mon., Mar. 20	Prosecution, Part 3 • Double Patenting • Post-grant proceedings	C&MOPL, pp. 648-656, 674-696
19.	Thurs., Mar. 23	Infringement, Part 1 • Literal Infringement	35 U.S.C. §§ 271-273 C&MOPL, pp. 744-775
20.	Mon., Mar. 27	Infringement, Part 2 • Doctrine of Equivalents	C&MOPL, pp. 776-806
21.	Thurs., Mar. 30	Infringement, Part 3 • Doctrine of Equivalents • Prosecution-History Estoppel	C&MOPL, pp. 807-841
22.	Mon., Apr. 3	Additional Defenses Remedies, Part 1	C&MOPL, pp. 910-940 35 U.S.C. §§ 281-287(a), 288, 289 (Skip the exercise on pp. 928-929.)
23.	Thurs., Apr. 6	Remedies, Part 2	C&MOPL, pp. 941-965
24.	Mon., Apr. 10	Remedies, Part 3	C&MOPL, pp. 966-997 (Skip § 17.2[e] on pp. 978-980.)
25.	Thurs., Apr. 13	Licensing, Misuse, Antitrust	C&MOPL, pp. 1059-1074, 1101-1112
26.	Mon., Apr. 17	History and Theory of Patents	C&MOPL, pp. 3-18 (Do not skip § 1.3[d][2] on pp. 17-18.)
27.	Thurs., Apr. 20	History and Theory of Patents	Dan L. Burk & Mark A. Lemley, <i>Policy Levers in Patent Law</i> , 89 VIRGINIA LAW REVIEW 1575 (2003) ⁶
	Mon., Apr. 24	No class: Administrative Monday	

⁶ Retrieve this article from the library or from an online source, such as Westlaw.