Landslide® Magazine Index

By Volume

VOLUME 1

1:1, September/October 2008, Virtual Worlds, Real World Perils
1. Opportunity and Obligation [Perspective], by Gordon Arnold
6. IP in Congress: Patents to the Side, Copyright Front and Center [From the Hill], by Hayden W. Gregory
9. Virtual Worlds, Real World Issues, by Benjamin T. Duranske and Sean F. Kane
22. The KSR Backstory, by Thomas C. Goldstein
26. Five Years Later: What Has the TEACH Act Taught Us?, by Ralph Oman
30. Traditional Contours of Copyright: Silver Lining or Storm Clouds?, by Christopher A. Mohr
36. Buyers of Counterfeits: Beware!, by Chehrzade Chemcham and Mark N. Mutterperl
40. Practice Points on Developing a Global IP Protection Strategy, by Nancy M. Lambert
52. IP Group News, by Samson Helfgott
56. Recent Developments in IP Law, by John C. Gatz
63. ABA-IPL Committee Work [Section Focus]

1. Lean Years for IP Legislation [From the Hill], by Hayden W. Gregory
6. Just to Name a Few [From the Hill], by Gordon Arnold
14. Legislating an Exception to Design Patent Infringement, by Patricia E. Hong
22. Tiffany v. eBay: A Case of Genuine Disparity in International Court Rulings on Counterfeit Products, by Valerie Walsh Johnson and Laura P. Merritt
26. Keyword Advertising Remains Unsettled, by David S. Fleming
30. Patentable Subject Matter: The Debate Reignites—Or Did It Ever Really Go Away?, by Q. Todd Dickinson
37. USPTO Issues Final Rules Regarding Rules of Practice Before the BPAI in Ex Parte Appeals, by Anthony D. Mustillo and Peter G. Thurlow
40. Take-Downs, Put-Backs, Contracts, and Lawsuits: Managing User-Generated Copyright Issues, by Steven J. Metalitz and Matt Williams
46. Black Hole or Celestial Jukebox? Section 114 and the Future of Music, by Kevin C. Parks
54. Recent Developments in IP Law, by John C. Gatz
63. Open to Debate [Section Focus]

1:3, January/February 2009, Litigating Willful Infringement in the Post-Seagate World
1. New Law to Strengthen IP Enforcement [From the Hill], by Hayden W. Gregory
6. The Most from Your Investment?, by Gordon Arnold
12. *In the Wake: The USPTO Guidelines on KSR*, by Patrick G. Burns
34. *The PRO-IP Act: Another Weapon against a Failing Economy*, by Dylan Ruga and Stephen J. Zralek
38. *GNU and Improved? The Newest Version of the General Public License for Software—What to Tell Your Client*, by Terry J. Ilardi
46. *Outsource Your IP Legal Work at Your Client’s—and Your—Peril*, by Joseph A. Hennessey
50. *IP Group News*, by Samson Helfgott
53. *Recent Developments in IP Law*, by John C. Gatz
59. *A Conversation with Tony Figg*, by Christopher A. Bullard

1:4, March/April 2009, Web 2.0
1. *Intellectual Property in the 111th Congress: Much the Same in a World of Change?* [From the Hill], by Hayden W. Gregory
6. *Comments of the ABA-IPL Section for the President-Elect Obama Transition Team Considering Issues Relating to the USPTO* [Perspective/Section Focus]
8. *Copyright’s Uneasy Transition into the Web 2.0 Environment*, by Robert J. Kasunic
17. *Web 2.0: The Internet’s New IP Frontier*, by Aisha L. Williams
20. *Use Is the New Protectability, Dawn Donuts Are Still Hot This Season, and Other Trademark Issues*, by Robert C. Cumbow
28. *Use, Misuse, Nonuse—“Use” of Third-Party Trademarks on the Internet and in Virtual Space*, by Roberta Jacobs-Meadway
36. *Virtual Trademark Infringement in a Virtual World? A UK Perspective*, by Mark A. Armitage
40. *Internet Piracy 10 Years On: Online Enforcement and the DMCA*, by Lisa Peets and Mark Young
44. *E-Policy Programs: Essential for IP Protection*, by Vincent I. Polley
48. *USPTO Q&A*
52. *Russia’s Long Journey to the WTO: Whose Interests Will Be Served If Russia Joins the World Club?*, by Elmira Danelyan
58. *Recent Developments in IP Law*, by John C. Gatz

1:5, May/June 2009, The Economics of Commercial Success in Pharmaceutical Patent Litigation
1. *From the Hill—and from the Bench: Interbranch Interaction in IP* [From the Hill], by Hayden W. Gregory
6. *Sideways, Backwards, or Forward?* [Perspective], by Gordon Arnold
24. *ICANN Can or Can It? Recent Developments in Internet Governance Involving Cybersquatting, Online Infringement, and Registration Practices*, by Scott T. Lonardo and Mark V.B. Partridge
30. *Bidding for a Copyright Injunction after eBay*, by Jacqueline C. Charlesworth and Erin Herlihy
45. How Fair Use Prevailed in the Harry Potter Lexicon Case, by Jonathan Band
48. Copyright Protection for “Green Design” of Architectural Works: Beyond Functionality, by Theresa V. Casey
54. IP Group News, by Samson Helfgott
58. Recent Developments in IP Law, by John C. Gatz
64. Letter to the Editor

1:6, July/August 2009, In a Harsh Economic Climate: Best Practices in Budgeting for Patent Litigation

1. Trawling for Trolls [From the Hill], by Hayden W. Gregory
6. Section Policy Activity—From Frustration: Opportunity [Perspective], by Gordon Arnold
21. A Potential Gap in the ITC’s Authority: Method of Use Claims, by Andrew N. Thomases
30. Experimental Testing in Patent Litigation, by Emily A. Evans and Diana B. Kruze
34. False Endorsement and the Fame Revolution: The Evolution of IP’s Vanilla Shake, by Stephen E. Roth
47. Modern Web Tools Implicate Copyright and Hot News, by Evan D. Brown
50. Image Recognition Technology and Orphan Works Solutions, by Michael Aaron Crookston
54. Up Close: An ABA-IPL Young Lawyer Fellow, Viewpoints on Art, Law, and Life-Changing Moments [Section Focus], by Adrienne R. Fields
56. USPTO Q&A
58. Recent Developments in IP Law, by John C. Gatz

VOLUME 2


1. Reflections on Our First Year, by Lisa A. Dunner
5. On Behalf of Creativity’s Lawyers [Perspective], by Don W. Martens
6. Business Method Patents: In Enacting Section 273, Did Congress Intend to Love ’Em or Leave ’Em (or Pay Them No Mind)? [From the Hill], by Hayden W. Gregory
8. Judge Giles S. Rich: His Life and Legacy Revisited, by James F. Davis
18. An Interview with Chief Circuit Judge Paul R. Michel [Profiles in IP Law], by Pamela Banner Krupka
24. Fair or Foul? The Unanswered Fair Use Implications of the Google Library Project, by Adam W. Sikich
42. The Rise of the Result-Effective Variable, by Moshe K. Wilensky
45. Data Protection in Canada, by Michal J. Niemkiewicz
51. Thomas Oren Arnold, 1923–2009 [Section Focus], by Donald R. Dunner
61. Recent Developments in IP Law, by John C. Gatz

2:2, November/December 2009, The Domain Name Land Grab
1. Civil—and Smart [Perspective], by Don W. Martens
5. Federal Circuit Decisions and Revisions: From State Street to Bilski (and Beyond?) [From the Hill], Hayden W. Gregory
8. Who Is Going to Own Dotamazon? The Pending Domain Name Land Grab, by Anthony J. Biller and Jennifer Bisk
26. IP Assets in a Flat World ... That Just Got Flatter in the Global Crisis, by Gordon V. Smith and Donna P. Suchy
38. Lessons to Learn from Post-KSR Pharmaceutical Obviousness Decisions, by Robert H. Resis
44. Bilski and the Transformation of the Brain, by Jeffrey E. Young
52. The Judicial Intern Opportunity Program (JIOP), My JIOP Summer: The Ripple Effect [Section Focus], by Tiffany D. Walker
58. Recent Developments in IP Law, by John C. Gatz

2:3, January/February 2010, Supreme Court Reversal Rates
1. From Our Experts [Perspective], by Don W. Martens
5. What Fate Awaits the New White House Intellectual Property Enforcement Coordinator: IP Czar—or Nicholas II? [From the Hill], by Hayden W. Gregory
8. Supreme Court Reversal Rates: Evaluating the Federal Courts of Appeals, by Roy E. Hofer
12. Preparing a Winning Case Before the USPTO, by C. Edward Polk Jr.
30. The Patent Prosecution Highway: Canada as Office of First Filing, by Etienne de Villiers
33. China and the WTO: Targeting China’s IPR Record, by Kevin C. Lacey
37. Curing Potential Trademark Fraud through Voluntary Amendments, by Brian E. Banner
44. Contracting Around Copyright? An Introduction to Copyright Misuse, by Dale R. Kurth
51. USPTO Q&A—TTAB ACR: An Overview
56. IP Group News, by Samson Helfgott
60. Recent Developments in IP Law, by John C. Gatz

2:4, March/April 2010, e-Discovery and Trade Secrets Law
1. Filling the Vacancies on the Federal Circuit [Perspective], by Don W. Martens
5. Performance Rights in Sound Recording: An Idea Who’s Time Has Come? [From the Hill], by Hayden W. Gregory
7. e-Discovery and Trade Secrets Law: Limitations on Discovery, by Scott A. Carlson and Patrick E. Zeller
16. Venue Transfers from the Eastern District of Texas: Case by Case or an Endemic Problem?, by Paul M. Janicke
23. David and Goliath: i4i Takes on Microsoft, by William H. Venema
33. So What’s a Patent Prosecutor to Do in this Post-KSR World?, by Matthew W. Johnson and Edward L. Pencoske
37. Structuring Licenses to Avoid the Inadvertent Franchise, by Rochelle Spandorf
54. Accelerated Examination: A Second Look—Reconsidering the Benefits of the USPTO’s New Accelerated Examination Program, by Christopher R. Hilberg, Robert M. Hirning, and Adam P. Kiedrowski
60. Recent Developments in IP Law, by John C. Gatz

2:5, May/June 2010, Remedies
1. PTO Funding and Fee Diversion: Issues That Refuse to Go Away [From the Hill], Hayden W. Gregory
8. Guardrail to Guardrail: Statutory Damage Awards in Copyright Infringement Litigation, by R. Buck McKinney
24. Weaponizing Headstart Injunctions in the Battle Between the Clear and Clever Thinker, by Chris Scott Graham
40. Permanent Injunctions and Pluralistic Competition, by Clement S. Roberts
45. IP Value as a Basis of Economic Recovery, by Glenn W. Perdue
50. Recovering IP Defense Expenses from Insurers, by David A. Gauntlett
54. IP Group News, by Samson Helfgott
57. Design Patent Damages: An Additional Remedy and Other Considerations, by Colin B. Harris and Andrew M. Ollis
60. Recent Developments in IP Law, by John C. Gatz

2:6, July/August 2010, Trade Secrets v. Patents: The New Calculus
1. Perspective on Our ABA-IPL Year, by Don W. Martens
2. Section Highlights 2009–10
8. The Confusing Law of Inequitable Conduct: Will the Federal Circuit Make Some Sense of It in Therasense? [From the Hill], by Hayden W. Gregory
30. A European Perspective on Business Method Patents, by Nicholas Fox and Alex Rees
38. Medical Devices and Patent Term Extension Under the Hatch-Waxman Act, by Michelle A. Sherwood
42. If It Quacks Like a Duck . . . It Just Might Be a Trademark, by Anna S. Balichina and Julia Anne Matheson
48. Fighting Back: A 10-Point Plan to Protect Your Brands from Counterfeiters, by James R. Davis II
52. The Advent of Follow-On Biologics: A Post-Script, by Thomas J. Bassolino and Jonathan A. Muenkel
55. Comparative Advertising in the Internet Age: Understanding Current E-Commerce Forms of Trademark Use, by Steven J. Olsen
60. Recent Developments in IP Law, by John C. Gatz

VOLUME 3

1. Full Speed Ahead, by L. Marisia Campbell
2. Unexpected Paths, by Marylee Jenkins
8. The Law of Business Method Patents: Still Crazy After All These Years (and After Bilski v. Kappos) [From the Hill], by Hayden W. Gregory
16. An Interview with Copyright Register Marybeth Peters [Profiles in IP Law], by June M. Besek and Mary E. Rasenberger
32. IP Audits: Exploring the Attics and Depths, by Antoinette M. Tease
42. Getting Out of the Hot Seat: Mediation and Other Early Termination Mechanisms for Section 337 Cases at the ITC, by Juliana M. Cofrancesco
47. Patent Reexamination: An Effective Litigation Alternative?, by Joshua P. Graham and Alan W. Kowalchyk
51. The Last Frontier for Improvement Patents: Unexpected Scientific Discoveries and “Selection Patents” in the United States, Canada, and Britain, by Arif A. Mahmood
55. IP Group News, by Samson Helfgott
58. Recent Developments in IP Law, by John C. Gatz

3:2, November/December 2010, Singing the Campaign Blues: Politicians Often Tone Deaf to Songwriters’ Rights
1. IP in the 111th Congress? It Ain’t Over ‘Til It’s Over [From the Hill], by Hayden W. Gregory
6. Singing the Campaign Blues: Politicians Often Tone Deaf to Songwriters’ Rights, by Robert W. Clarida and Andrew P. Sparkler
12. Third-Party Code: Beware the Trojan Source!, by Barbara A. Frederiksen-Cross and Katherine C. Spelman
18. “Access” and “Striking Similarity” in Copyright Infringement Litigation, by Timothy L. Warnock
36. The JPML: An Alternative Route to a New Venue, by Brian L. Klock
44. Recent Developments in the Indian IP Laws, by Poorvi Chothani and Punthi Shah
49. Things Aren’t Always as They Appear: Who Really Owns Your User-Generated Content?, by G. Ross Allen and Francine D. Ward
57. Recent Developments in IP Law, by John C. Gatz

3:3, January/February 2011, Pursuing Trademark Reform in China
1. The Supreme Court’s Passion for Patent Law Cases [From the Hill], by Hayden W. Gregory
30. Functional Claiming: § 112 ¶ 6 Still Difficult After All These Years, by John F. Triggs
38. Copyright Statutory Damages and Due Process Excessiveness: Why Gore and State Farm Punitive Damages Principles Do Not Apply, by Thomas W. Kirby
44. Mobile Sweeps Promos Left in Limbo by Federal Courts: Mitigating Risks Crucial for Marketers, by Alan L. Friel
49. IP Group News, by Samson Helfgott
53. Copyright and the Fashion Industry, by Victoria R. Watkins
58. Recent Developments in IP Law, by John C. Gatz

3:4, March/April 2011, Changing of the Guard
1. Patents on Tax Preparation Strategies: Is the End in Sight? [From the Hill], by Hayden W. Gregory
5. An Interview with Chief Judge Randall R. Rader [Profiles in IP Law], by S. Lloyd Smith
13. The Broadening Chasm between Claim Interpretation during Litigation and Examination for Product-by-Process Claims, by James G. McEwen and Ramya Possett
22. Enabling Medical Treatment Inventions under the Evolving Enablement Requirement, by Qing (Becky) Lin
28. The ITC Solution to the Gray Market Problem in the Internet Age, by Thomas R. Burns Jr., Mark A. Klapow, and Mark L. Whitaker
36. Protection of Product Configurations as Trade Dress in Light of Stuart Spector Designs, Ltd., by Lindsay D. Molnar
46. The Recording Artist/Songwriter Dilemma: The Controlled Composition Clause—Enough Already!, by Jay Rosenthal
60. Recent Developments in IP Law, by John C. Gatz
3:5, May/June 2011, Digital Book Distribution and the First-Sale Doctrine
1. Crossing the Finish Line on Patent Law Reform [From the Hill], by Hayden W. Gregory
5. Letter to the Editor
12. Inexhaustible: Patents on Self-Replicating Technologies, by Yee Wah Chin
18. Figuring the Fine for False Patent Marking: How Should a Court Determine the Amount?, by Sid Leach and Sean J. O’Hara
32. The Next Big Thing in Monetizing IP: A Natural Progression to Exchange-Traded Units, by James E. Malackowski
42. Licensing: Choice of Law and Venue, by Joshua E. Ney and Steven L. Oberholtzer
47. Business of Domain Names Remains Brisk, by Eric Macramalla
57. IP Group News, by Samson Helfgott
60. Recent Developments in IP Law, by John C. Gatz

3:6, July/August 2011, Open Source Licensing and Viability of the Free Software Movement
1. Post-Legislation Lawmaking: Where Rules Rule [From the Hill], by Hayden W. Gregory
2. Highlights of the 2010–11 ABA-IPL Year
8. Open Source Licensing and the Viability of the Free Software Movement, by Sean Hogle
20. The Disclosure Revolution: It’s a WYDIWYG World, by Joseph Root
26. The Copyright Defendant’s Guide to Disproving Substantial Similarity on Summary Judgment, by Sara Cable and Joshua M. Dalton
34. China’s Special IPR Campaign: Really Special or Really Not?, by Jasemine C. Chambers, Nancy Kremers, Albert Tramposch, Conrad Wong, and Elaine Wu
42. Coming to Terms: Hidden Traps for Media Entities and Producers in Website Terms of Use Agreements, by Ben Bartlett and Toby Butterfield
46. Financial First Aid for the Research and Development of Intellectual Property Assets, by Beverly A. Berneman
50. The Art of Mediation: The Terra Museum War, by David C. Hilliard
56. Is the World Ready for a New Form of Intellectual Property Protection?, by Matthew J. Astle and Heath W. Hoglund
60. Recent Developments in IP Law, by John C. Gatz

VOLUME 4

4:1, September/October 2011, Green: A Way of Thinking or Industry?
2. Ending USPTO User Fee Diversion: Are We There Yet? [From the Hill], by Hayden W. Gregory
22. Is the Big Blue Marble Getting Greener?, by Janet S. Hendrickson
28. Transformative Use Comes of Age in Right of Publicity Litigation, by Yakub Hazzard, David Leichtman, David Martinez, and Jordan S. Paul
38. Likelihood of Eco-Friendly Confusion: Greenwashing and the FTC “Green Guides,” by Timothy C. Bradley
46. It’s Not Easy Being Green: Use of the Terms “Organic,” “Sustainable,” and “Natural” in Trademarks and Advertising, by Jennifer M. Hetu and Anessa Owen Kramer
50. Managing the Presumption of Patent Validity: Microsoft v. i4i, by George W. Jordan III
58. I²P Group News, by Samson Helfgott
60. Recent Developments in IP Law, by John C. Gatz

4:2, November/December 2011, Anticounterfeiting
1. The Leahy-Smith America Invents Act: The Once-Secret Patenting Process Grows More Public [Perspective], by Robert A. Armitage
2. Eleventh Amendment State Sovereign Immunity: Still a Free Pass to IP Infringement? [From the Hill], by Hayden W. Gregory
8. Time to Revisit the “No Deference” Cybor Rule [Section Focus], by Donald R. Dunner
8. Federal Circuit En Bancs in an Era of Active Supreme Court Review [Section Focus], by John F. Duffy
9. The Federal Circuit and Copyright, the Darling of the Law: How Tight an Embrace? [Section Focus], by Ralph Oman
9. Exclusive Federal Circuit Jurisdiction over Trademark Appeals: Some Considerations [Section Focus], by Theodore H. Davis Jr.
18. The Role and Challenges of IP in Times of Corporate Reinvention, by Jun Nakamura and Toshiaki Suzuki
26. A Red Leather Year for Aesthetic Functionality, by Charles E. Colman
32. Combating Counterfeits: eBay’s Global Approach, by Dan Dougherty
35. Travel Can Tell on Trademarks and Such, Part II, by Susan J. Brushaber
41. Counterfeiting and the Myth of the Victimless Crime, by G. Trenton Hooper and Janna M. Wittenberg
48. Patent Enforcement in China, by Shengping Yang
55. Rational Reasonable Royalty Damages: A Return to the Roots, by John B. Scherling and Ryan M. Sullivan
64. Recent Developments in IP Law, by John C. Gatz

4:3, January/February 2012, From Metatags to Sponsored Ads
1. The Role of the America Invents Act in Ending the Plague of “Inequitable Conduct” Allegations [Perspective], by Robert A. Armitage
2. Off and Running with the America Invents Act [From the Hill], by Hayden W. Gregory
7. YLAG Spells ACTION!


15. Strategies for Defending Pharmaceutical Patents during Prosecution and in Litigation: A Modern Approach to Machiavelli’s Art of War, by Monte R. Rhodes

21. The Bow Tie of Patent Claim Construction, by Andrew J. Fischer and David A. Jones

30. Stretching Trademark Law to Protect Product Design and Packaging, by Jeffery A. Handelman

36. Will Therasense Finally End the Plague?, by Rebecca C.E. McFadyen and Katrina M. Quick

44. Time to Justice: Seven Hours of Seven Days? Variations in Imposed Time Limits for Patent Jury Trials, by Bob McAughan

50. Fail to Plan, Plan to Fail: Strategic Considerations for U.S. Litigants Involved in English Proceedings, by Sara L. Ashby and Simon R. Chalkley

54. Getting the Last Laugh Out of Trademark Parody, by Cheryl L. Black and Sharra S. Brockman


61. Recent Developments in IP Law, by John C. Gatz

**4:4, March/April 2012, Culpable Mental States in Intellectual Property Cases**

1. International Patent Harmonization: Requisites, Ripeness, and Realism [Perspective], by Robert A. Armitage

2. Congress Sets Its Sights on Online Piracy of Intellectual Property: PROTECT IP and SOPA [From the Hill], by Hayden W. Gregory

10. An Interview with Register of Copyrights Maria A. Pallante [Profiles in IP Law], by Judith Saffer


21. How to Avoid the New Post-Acquisition Hobby of an IP Ownership Hairball, by Kate Spelman


28. Navigating between Scylla and Charybdis: A Practical Judicial Perspective on the Duty to Preserve Evidence, by Robin R. Anderson and James P. O’Hara

34. Exploration of Common Law Fraud in Scientific Discovery: The Case of James Watson, Francis Crick, and Rosalind Franklin, by Theresa Esquerra

41. The Ethics of Working with the I.P., P.I., by Brian S. Faughnan

48. An Interview with Deborah Cohn, Commissioner for Trademarks, United States Patent and Trademark Office, by Cheryl L. Black and Patricia S. Smart

54. The Boundaries of the U.S. Copyright Act: How the Act Prefers Foreign Manufacturers, by Michael Eisnach

60. Recent Developments in IP Law, by John C. Gatz

**4:5, May/June 2012, The Battle Over Social Data Extraction**

1. The Remaining “To Do” List on Patent Reform: Consolidation and Optimization [Perspective], by Robert A. Armitage

2. Golan v. Holder: Opening the Door to Free Works from the Public Domain, But How Wide? [From the Hill], by Hayden W. Gregory

12. Friends or Frenemies? The Increasingly Important Legal Battle over Social Data Extraction Tools, by Jonathan H. Blavin

18. Some Economics of Royalty Bundling, by Jeffrey Cohen, David Giardina, and Divya Mathur


32. The Right to Read for Blind or Disabled Persons, by Krista L. Cox


44. Impact of the AIA on Patent Litigation: Changes that May Affect Your Choice of Forum, by Carl Charneski
48. Copyright Law in Canada—Similar, But Not the Same, by Mark Edward Davis
54. IPOs and Patents: Friends, Enemies, or Strangers?, by Ceyda A. Maisami and Leslie A. McDonell
58. I2P Group News, by Samson Helfgott
61. Recent Developments in IP Law, by John C. Gatz

4:6, July/August 2012, Misuse of Copyright Misuse Doctrine
1. A Prometheus, Playing with Fire, Gets Burned [Perspective], by Robert A. Armitage
2. Tough Issues Emerge in Implementing the America Invents Act [From the Hill], by Hayden W. Gregory
7. An Interview with Teresa Stanek Rea, Deputy Director of the United States Patent and Trademark Office [Profiles in IP Law], by Lisa A. Dunner
12. Highlights of the 2011–12 ABA-IPL Year
24. Mayo: A Force to Be Reckoned With, by Denise DeFranco
30. Going Global: What American Companies Are Doing to Build and Protect Their Brands Overseas, by Sara J. Parikh and Vandana Razdan
37. Open and Closed Systems: Tim Wu and The Master Switch: The Rise and Fall of Information Empires [Book Review], by Tim Toohey
40. Community Trademark: A Partial Look at the Relationship between National Trademarks and Community Trademarks in the European Union, by Simone Verducci-Galletti
46. The Section 102 Grace Period Under the America Invents Act: A Novel Source of Litigation, by Camille M. Barr
52. Niceties of the Nice Classification in Asian Trademark Practice, by Malobika Banerji
55. The Uncertain Future of Initial Interest Confusion, by Mark H. Jaffe and Elizabeth S. Ritter
61. Recent Developments in IP Law, by John C. Gatz

VOLUME 5

5:1, September/October 2012, RAND Licensing: Wild West of Patent Litigation?
1. Opening Statement [Perspective], by Joseph M. Potenza
7. An Interview with Shira Perlmutter, Administrator for Policy and External Affairs, U.S. Patent and Trademark Office [Profiles in IP Law], by Eleanor M. Lackman and Mary Rasenberger
12. Taking the RAND Case to Trial, by Eric W. Benisek and Richard C. Vasquez
20. The Trademark Functionality Doctrine: Recast for Comprehension, by Elizabeth W. King
26. Online Behavioral Advertising—Tracking Users: Gold Mine or Land Mine?, by Dominique Shelton
32. The Confusion Continues over Key Word Confusion, by A. Michael Palizzi and Michael C. Simoni
37. Obviousness-Type Double Patenting: Who Would Have Thought It Would Have Such a Profound Effect on the Pharmaceutical Industry?, by Julie M. Baher, Colin A. Forestal, and Anthony M. Insogna
42. A Dozen Times to Call Your Antitrust Lawyer, by David Balto
48. Increasing Business Development IQ for the IP Lawyer, by Hale Chan
53. IP Transfer Pricing: The Key Essentials, by Jillian A. Centanni and Anne Fairpo
58. Recent Developments in IP Law, by John C. Gatz

5:2, November/December 2012, Oracle v. Google: Copyrightability Put to the Test
1. Proving Infringement in Divided Performance Process Claims: Something’s Gotta Give [From the Hill], by Hayden W. Gregory
7. An Interview with Judge James Smith, Chief Administrative Patent Judge, United States Patent and Trademark Office [Profiles in IP Law], by Denise DeFranco
24. Giving the Right of Publicity a Much-Needed Makeover for the Social Media Revolution, by Lynne M.J. Boisineau
32. Commercial Prior Art for Software Patents: When Claimed Methods Are on Sale, by Natalie Alfaro and Michael Hawes
37. Trademark Dilution Developments from the TTAB, by Alisa C. Simmons
48. Canada Opens Up to Registration of Nontraditional Trademarks, by Adam Lis and Hung Nguyen
55. Proving Willful Infringement: Is There a Role for Experts?, by Orion Armon and Elizabeth Iglesias
59. Recent Developments in IP Law, by John C. Gatz

5:3, January/February 2013, Intersections of Art and IP
1. The America Invents Act: One Year Later [Perspective], by Joseph M. Potenza
2. Covenants Not to Sue v. Counterclaims to Invalidate: You Can’t Fire Me, I Quit [From the Hill], by Hayden W. Gregory
7. Representing Clients in the Arts: Five Things Lawyers Should Know, by Susan Barbieri Montgomery
8. Lawyering on the Right Side of the Brain, by Steven J. McDonald
9. Sometimes No Good Deed Goes Unpunished for Artists’ Representatives, by William Hochberg
10. Protecting a Life’s Work, by James F. Grace and Megan E. Low
11. Artists, Lawyers, and Specialness, by Mark A. Fischer
12. What Artists Don’t Know about Copyrights, by Lucy D. Lovrien
24. Apple v. Samsung: Design Patents Take Center Stage, by Christopher V. Carani
33. Ancient Culture and Contemporary Art: Protecting Australia’s Indigenous Cultural Expression in a Modern IP Framework, by Virginia J. Morrison
40. Passions and the Pursuit of Justice: Paul Goldstein and Havana Requiem, by Chrissie Scelsi
42. Estate Planning and Copyright, by Kate Spelman and Susan von Herrmann
48. A Few Observations on Copyright and Art, by Alfred Steiner
56. Copyright Extensions, Fair Use, and the 21st Century Filmmaker, by Laura A. Godorecci and Walter G. Lehmann
60. Recent Developments in IP Law, by John C. Gatz
66. IP Group News, by Samson Helfgott

5:4, March/April 2013, Diversity in the IP Profession
1. We Are Diversity [Perspective], by Joseph M. Potenza
2. IP in 2013 [From the Hill], by Hayden W. Gregory
9. The American Intellectual Property Law Education Foundation (AIPLEF) [Section Focus]
10. Judicial Intern Opportunity Program (JIOP) [Section Focus]
14. Diversity from the Corporate Perspective, by Naresh Kilaru and Susan Perng Pan
26. Caught in the Middle: Intellectual Property and Indigenous Communities, by Lawana L. Bryant, Katherine E. Lewis, Maia Puryear, and Alyssa Reiner
36. Chief Judge Gregory M. Sleet of the United States District Court for the District of Delaware [Two Judges Talk Diversity], by Monté T. Squire
37. Judge Philip S. Gutierrez of the United States District Court for the Central District of California [Two Judges Talk Diversity], by Antony M. Novom and Ruthleen Uy
44. Joinder: Over a Year after the America Invents Act, by David Frist and George D. Medlock Jr.
48. Women Joining the Patent Workforce, by Annette I. Kahler
52. Offensive Marks: The Policing of Trademarks in a Diverse World, by Stephanie Quick and Francine Ward
56. Recent Developments in IP Law, by John C. Gatz

5:5, May/June 2013, The Ethics Issue
1. May It Please the Court: The ABA-IPL Section and Amicus Briefs [Section Focus], by Hayden W. Gregory
6. Private Affairs/Public Rights: Can Copyright Be Used to Protect Newsworthy Secrets?, by Andrew Baum
10. Top Five Dangers for the AIA Unwary, by Deborah Herzfeld, Tom Irving, Stacy Lewis, Donna M. Meuth, and MaCharri Vorndran-Jones
16. Double Exposure: Keeping Your Confidential Information Out of the Public Eye in the Wake of Apple v. Samsung, by Trisha D. Farmer and Philip J. Graves
22. The Same Thing Twice: Copying Text from Once Client’s Patent into Another’s Application, by David Hricik
26. Social Media in the Digital Millennium, by Julie Nichols Matthews, Leslie A. Nettleford, Noah M. Priluck, Joshua L. Simmons, and Brian Sites
33. Ethical Issues for Trademark Lawyers Practicing before the U.S. Patent and Trademark Office, by Stephanie H. Bald and Linda K. McLeod
39. Changes to the OED Disciplinary Rules, by Cameron K. Weiffenbach
43. Canada’s New Copyright: The Supreme Court Redefines Fair Use and Technological Neutrality, by Marek Nitoslawski and Michael J. Shortt
50. It’s Only Ethical: A Uniformity Argument for Exclusive Federal Jurisdiction over Patent Legal Malpractice Claims, by Paul D. Swanson and Joshua C. Vincent
57. Recent Developments in IP Law, by John C. Gatz
62. IPR Group News, by Samson Helfgott

5:6, July/August 2013, European Fashion Law
5. An Interview with Judge Theodore R. Essex [Profiles in IP Law], by Lloyd Smith
10. Closing Statement [Section Focus], by Joseph M. Potenza
16. May It Please the Court: The ABA-IPL Section and Amicus Briefs, Part Two [Section Focus], by Hayden W. Gregory
28. Combating Intellectual Property Infringement at the Border: A Look at the Systems in Brazil, Argentina, and Uruguay, by Cristina Guerra and Ricardo Pinho
24. The Supreme Court to Congress: “Help!,” by Ralph Oman
42. Managing Trademark Investigations for Nonuse in China: A Comparison with U.S. Practice, by Yijun Ge and Peter S. Sloane
45. Year Zero by Rob Reid [Book Review], by Brian D. Wassom
54. “Umbrella” Standards Bodies: Framing IPR Policies, by Carter Eltzroth
60. Recent Developments in IP Law, by John C. Gatz
6:1, September/October 2013, Protecting U.S. Trade Secret Assets
2. The ABA-IPL Section and Amicus Briefs the Third Half: Lexmark and Fresenius II [From the Hill], by Hayden W. Gregory
3. Toward Key Advocating in FY2014 [Perspective], by Robert O. Lindefjeld
7. An Interview with Chief Judge Gerard F. Rogers [Profiles in IP Law], by Cheryl L. Black
16. Copyright on Architectural Works: Does it Need to Be Changed?, by Lawrence C. Maxwell
22. Intellectual Property Licenses in Bankruptcy: Can Lubrizol, §365(n), and Sunbeam Be Reconciled?, by Marcelo Halpern
29. It’s All Relative: Taste, Timing and Einstein’s Rights of Publicity in the Post-Twitter World, by Rebeccah Gan
35. Not Enjoin or Not to Enjoin: What’s Come of the Test since eBay?, by Brian J. Vogel and Shane St. Hill
40. Examining the Evolving Role the Public Interest Plays at the ITC, by P. Andrew Riley
48. Mediating Copyright and Intellectual Property Disputes, by Judge James Scott Sledge
52. Hatch-Waxman Litigation Post-Actavis: Crafting a Pro-Competitive Settlement Agreement [Meeting of the Minds], by Andrew D. Regan and Charles E. Millers
56. Decisions in Brief, by John C. Gatz
58. IP Group News, by Samson Helfgott

6:2, November/December 2013, New Approaches in Navigating Patent Law
2. Combating So-Called Patent Trolls: Initial Efforts Fall Short, New Efforts Multiply [From the Hill], by Hayden W. Gregory
7. An Interview with Judge Gerald Bruce Lee [Profiles in IP Law], by Lloyd Smith
12. Lessons Learned from the First Year of Inter Parties Reviews, by Jennifer C. Bailey
18. PTAB Rearranging the Face of Patent Litigation, by Thomas King and Jeffrey A. Wolfson
38. Software-Related Patent Eligibility: Where Do We Stand after CLS Bank?, by James A. Gromada
46. What’s the Holdup in Establishing a RAND Framework?, by Mauricio A. Uribe
50. A Review of Reading Law: The Interpretation of Legal Texts [Book Review], by Jason Rantanen
55. Shock and Aww: Social Media and §1202 of the DCMA [Meeting of the Minds], by Alyssa Reiner and Noah Priluck
60. Decisions in Brief, by John C. Gatz

1. Keeping the United States on Top of Its Game [Perspective], by Robert O. Lindefjeld
2. HR 3309: “Troll” as an Adjective, Not as a Noun? [From the Hill], by Hayden W. Gregory
7. An Interview with Margaret A. (Peggy) Focarino [Profiles in IP Law], by Steven P. Caltrider
8. IP in an Augmented Reality, by Brian D. Wassom
28. Proving the Causal Connection from Infringement to Defendant Profits: Punitive Considerations for the Copyright Act, by Michael A. Einhorn
32. The Uniform Rapid Suspension System: A New Weapon in the War Against Cybersquatters, by James L. Bikoff, David K. Heasley, Griffin M. Barnett, Valeriya Sherman, and Justin Miller
42. Form PCT/IB/382: Legal Implications in Countries with Compulsory Licensing Rules, by Cary Miller, Max R. Banko, and Kimberly A. Bolin
45. A Remarkable Victory, by Fanwen Kong and Yongbo (Robert) Li
50. Liability of Foreign Companies under the Digital Millennium Copyright Act [Meeting of the Minds], by William Jacob Farrar and Daniel Gervais
55. Decisions in Brief, by John C. Gatz
60. IP Group News, by Samson Helfgott

6:4, March/April 2014, IP and the Comic Book Superhero
1. Patent Troll (PAE Legislation Rolls On [From the Hill], by Hayden W. Gregory
9. An Interview with Elizabeth Day Hochberg [Profiles in IP Law], by Matthew P. Hintz
17. Mooting Declaratory Judgment Actions through Covenants Not to Sue after Already, LLC v. Nike, Inc., by Matthew K. Blackburn
22. IP and the Comic Book Superhero, by James E. Daily, Brad M. Desnoyer, and Janet Fries
31. Minding the Store: Trade Dress Protection for Retail Store Designs, by Holly Hogan
37. Strategic Use of Rule 68 Offers of Judgment in Copyright Litigation, by Eric M. Stahl and Henry J. Tashman
40. Supreme Court Reversal Rates for Federal Circuit Cases, by Roy E. Hofer and Joshua H. James
42. What Lawyers Might Like to Know about 3D Printing and the Law, by Michael Weinberg
45. Law in the Making: The 3D Printing Law Blog, by Paul Banwatt
46. Pattern Overlay: Do Design Patents and Copyright Protection Work with—or Against—Each other? [Meeting of the Minds], by Justin M. Clark and Julianne R. Davis
53. Decisions in Brief, by John C. Gatz

6:5, May/June 2014, IP and Entertainment
1. It’s Time for the Internet to Start Acting Like an Adult [Perspective], by Robert O. Lindefjeld
2. Combatting So-Called Patent Trolls: Demand Letters Demand Attention [From the Hill], by Hayden W. Gregory
8. House of Cards: Will Copyright Issues in Online Distribution Topple Foundations or Revolutionize the Film and Television Industries?, by Laura Possessky
16. Is a Trademark Infringement Claim Based on a Fictional Product Coming Soon to a Courtroom Near You?, by Julia Anne Matheson and Whitney D. Cooke
25. Annapolitan Mumbo Jumbo: The TTAB, Distinctiveness, and the DMV, by Rebecca C. Gan
32. Safekeeping: Protecting Your TV Show Idea, by Ivan Parron
36. Beyond the Smallest Salable Unit: How Surveys Provide a Path from Recent Case Law to an Appropriate Royalty Base, by Alexander L. Clemons
40. The Signal and the Noise: Why So Many Predictions Fail but Some Don’t [Book Review], by Donna Suchy
42. A Patent History of Filmmaking, by Gene Quinn
46. The Practitioner’s Guide to Trials before the Patent Trial and Appeal Board [Book Excerpt], by Erika Harmon Arner and Whitney D. Cooke
50. This Title Cannot Be Registered: The Lack of Title Trademark Protections for Single Creative Works and Some Available Alternatives [Meeting of the Minds], by Sharok Sheik and Ryan C. Shanley
54. Decisions in Brief, by John C. Gatz
57. IP Group News, by Samson Helfgott

6:6, July/August 2014, Surviving the Coming Flood of New GTLD
1. Public Service Remains the Ultimate Form of Giving Back [Perspective], by Robert O. Lindefjeld
2. States Go After Patent Trolls—How Far Can They Go? [From the Hill], by Hayden W. Gregory
7. Highlights of the 2013–14 ABA-IPL Year [Section Focus]
12. States Are Coming to the Fore of Privacy in the Digital Era, by Ganka Hadjipetrova and Hannah G. Poteat
18. Surviving the Coming Flood of New Generic Top Level Domains—How to Keep Your Property Safe and Dry, by R. Parrish Freeman, Jr.
24. Patent Issues in Open Innovation, by John R. Harris
35. The Fall and Rise of the Italian Torpedo in European Patent Litigation, by Matthew R. Jones
38. Address Abusive Patent Litigation by Reducing Innocent Infringement, by Matthew K. Blackburn
42. Post-Uniloc Reasonable Royalty damages: What to Do Now and How to Present It to the Jury?, by Eric A. Rudich, Lewis M. Koppel, and Michael P. Padden
48. Suddenly, One Day: Intellectual Property and Mind Futures, by Barbara J. Gisladson
66. Decisions in Brief, by John C. Gatz

VOLUME 7

7:1, September/October 2014, The Supreme Court Juices up the Lanham Act
1. For the Team [Perspective], by Lisa A. Dunner
2. Following the Bilski Near Miss, Can Business Method Patents Survive Alice? [From the Hill], by Hayden W. Gregory
7. A Cooperative Clinic/Corporate Patent Pro Bono Project [Section Focus]
8. The Value of First Impressions: The Effect of Motions for Preliminary Injunctive Relief on Ultimate Results in IP Cases, by Ronald J. Ventola II and Samuel W. Silver
12. POM WonderfullLLC v. Coca Cola Co.: The Supreme Court Juices Up Section 43(a) of the Lanham Act, by Theodore Davis Jr. and Jaclyn T. Shanks
18. Does the U.S. Have an Answer to the European Right to be Forgotten?, by Andrew R.W. Hughes
22. Lexmark and the Death of Initial Interest Confusion, by Deborah R. Gerhardt
34. Considerations for Using Post-Grant Proceedings to Attack Patent Validity, by Paul Korniczky and Elias P. Soupos
44. The Rule 11 Approach to Sanctions in Patent Cases, by Todd H. Flaming
53. Applifying Your Brand Protection Strategy [Meeting of the Minds], by Karl M. Braun and Maddalena R. Zefferino
59. Decisions in Brief, by John C. Gatz

7:2, November/December 2014, Strategic Considerations for IPR
1. It’s Not All about Patents [Perspective], by Lisa A. Dunner
2. The Next Great Copyright Act? [From the Hill], by Hayden W. Gregory
8. Through the Looking Glass: Exploring the Wonderland of Patent Subject Matter Eligibility after Alice Corp. v. CLS Bank International, by Natalya Dvorson and Mark C. Davis
12. Strategic Considerations before Filing an IPR, by John M. Bird and Margaret M. Welsh
19. Design Patent Functionality, by Christopher V. Carani
33. Fiction Writing Challenge: Datanarchy, by Gwilym Roberts
40. Nouniness: The Enemy of a Lean Writing Style—Changing a Scientific Writing Style into One Judges Will Enjoy, by C. Edward Good
46. Divided Infringement for Software Patents in View of Limelight Networks v. Akamai Technologies, by Alton Hornsby III
50. Trademarks without Borders: The Struggle to Establish Geographical Rights for Common-Law Trademarks Used Online [Meeting of the Minds], by Thomas J. Mihill and John A. Zevitas
54. Decisions in Brief, by John C. Gatz

7:3, January/February 2015, A New Approach to Curbing Copyright Trolls
3. Correcting Technical Errors in Legislation, or, Should Congress be Estopped from a Fast Track Fix to the Screw Up in Post-Grant Review Estoppel? [From the Hill], by Hayden W. Gregory
9. An Interview with Louis J. Foreman, Chief Executive of Enventys and IPO Education Foundation President [Profiles in IP Law], by Susan McGahan
15. When Dreams Come True? Using Section 285 to Impose Fees against a Losing Patentee’s Lawyers, by David C. Hricik
18. High (Court) Octane: Third Circuit Extends Octane to Trademark Fee Application, by Naomi Jane Gray
22. The “One Satisfaction” Rule: A New Approach to Curbing Copyright Trolls, by Dan Booth
30. On Notice, Not Claimed – The Role of the Copyright Registration System, by Pamela S. Chestek
37. Toothless or Misunderstood? Getting to Know Section 512(f) of the Digital Millennium Copyright Act, by David A. Kluft
41. The Devil Made Me Do It: Lessons Learned in Negotiating Intellectual Property Agreements, by Stephen E. Gillen and Naftasia V. Hensey
46. Troll Fighter: An Interview with Vermont Attorney General William J. Sorrell, by Nicholas M. Kunz and Andrew F. Halaby
49. Why Rush Patent Reform?, by Circuit Judge Paul R. Michel (ret.)
53. Software Litigation Opens Pandora’s Box of Key Open Source Issues, by Aaron Williamson
58. Decisions in Brief, by John C. Gatz
60. I2P Group News, by Samson Helfgott

7:4, March/April 2015, Game On! The Business of Games and Intellectual Property Law
1. ABA-IPL: Developing Policy and Advocating for IP [Perspective], by Lisa A. Dunner
2. IP in Congress: Review of the 113th Congress and Preview of the 114th [From the Hill], by Hayden W. Gregory
14. To Be or Not To Be: A Quick Trick to Strengthen Your Writing Style, by C. Edward Good
20. That’s a Wrap: Online Agreements and Gaming Kids, by Adam C. Losey
25. The Role of Post-Grant Reviews in Patent Challenges before the PTAB, by H. Wayne Porter
32. IP Crossword
34. It’s How You Play the Game: Why Videogame Rules Are Not Expression Protected by Copyright Law, by Sonali D. Maitra
46. A Good Game to Play
52. Emerging Challenges in Tabletop Gaming: Player Modifications, Third-Party Parts, and Disruptive Technology [Meeting of the Minds], by Benjamin J. Siders and Kirk A. Damman
56. Decisions in Brief, by John C. Gatz
7:5, May/June 2015, E-Commerce: IP in the Online Marketplace
2. Congress Looks at the Copyright Office [From the Hill], by Hayden W. Gregory
8. Aereo Post-Mortem: Was It Ever Really About the Cloud?, by Craig B. Whitney
13. The History and Future of E-Commerce Patents, by Dennis D. Crouch and Mitchell L. Terry
18. Roll Another (Serial) Number for the Road: The Long, Strange Trip of Protection for Marijuana Trademarks, by Rebecca Gan
28. Opening the Door to Trust: Privacy and Intellectual Property During Exit Events, by Timothy L. Yim
34. Patentability of Commercial Use of a Trade Secret, by Catherine L. Kung and Lawrence S. Pope
38. Trademark Tips: Seven Experts Share their Secrets
41. Liability of E-Commerce Platforms for Copyright and Trademark Infringement: A World Tour, by Béatrice Martinet and Reinhard J. Oertli
48. Street Art: The Everlasting Divide Between Graffiti Art and Intellectual Property Protection [Meeting of the Minds], by Brittany M. Elias and Bobby Ghajar
54. Decisions in Brief, by John C. Gatz
59. IP News, by Samson Helfgott

7:6, July/August 2015, Protecting IP in an Agile Software Development Environment
1. Patent Eligibility: Should Congress Overrule the Supreme Court’s Recent Decisions? Would the Court Overrule the Overrule? [From the Hill], by Hayden W. Gregory
7. Highlights of the 2014-15 Association Year [Section Focus]
22. The Next Great Copyright Office, by Joshua L. Simmons
30. Chipping Away at the Dead Wood and Other Registered-but-Unused Marks, by Matthew D. Asbell
34. Protecting IP in an Agile Software Development Environment, by Christopher N. George and Raymond Millien
42. Patent Arbitration: It Still Makes Good Sense, by Peter L. Michaelson
48. It’s Your Time. Own It., by Elizabeth Jolliffe
50. Client Retention and Growth: Driving Your Firm’s Success by Engaging with Clients, by Silvia L. Coulter
54. IP Practice Management: Observations from the Outside, by Robin A. Rolfe
60. Decisions in Brief, by John C. Gatz

VOLUME 8

8:1, September/October 2015, Monetization and Valuation
1. Inter Partes Litigation Within the U.S. Patent and Trademark Office: New Opportunities for Specialists? [Perspective], by Theodore H. Davis, Jr.
5. Cory Van Arsdale of Intellectual Ventures [Profiles in IP Law], by Susan P. Pan
10. More Valuable than Patents? How to Recognize and Leverage Trademark Assets and Avoid Pitfalls Along the Way, by Danny M. Awdeh and Brian Westley
14. How the Growth of Subscription Video-on-Demand Impacts Copyright Holders, by John G. Plume and Ben W. Sheppard
20. IPRs Complicate the Litigation Funding Landscape for Patent Owners, by Daniel Golub
27. The Attorney’s Role in Assisting Clients with Patent Valuation, by Bruce W. Burton, Scott Weingust, and Alton L. Hare
38. *A Business Practitioner’s View on IP Monetization in Asia*, by Gordon McConnachie
42. *Patent Eligibility of Software Patents in the U.S. and Europe, Post-Alice*, by Rupert A. Knights and Craig A. Redinger
54. *The Valuation of Intellectual Property for Transfer Pricing Purposes [Meeting of the Minds]*, by Xiaoying Zhang, Danny Ko, and Adam A. Karp
58. *Decisions in Brief*, by John C. Gatz
63. *I²P Group News*, by Samson Helfgott

Digital Feature: *Terms of Use Case Update*, by Francine D. Ward, Brian D. Sites, Michelle L. Gregory, Janice Phaik Lin Goh, and Timothy Lewis

8:2, November/December 2015, The Internet of Things

3. *An Interview with Christine Kao, Twitter, Inc.* [Profiles in IP Law], by Chrissie Scelsi
12. *Beyond the Buzzwords: Sponsored Content, Native Advertising, and Consumer Protection*, by Amanda Schreyer
23. *Copyright Battles over the Internet of Things*, by Franklin S. Graves
34. *Internet of Things: Another Industry Patent War?*, by Kenie Ho
44. *Taking Matters into Your Own Hands: Tips for Avoiding Attorney Malpractice Assertions*, by Jessamyn S. Berniker
47. *A Virtual Analog Rule for Software Patent Eligibility*, by Joseph S. Bird III
52. *USPTO Patent Pro Bono Program*, by Jennifer M. McDowell
54. *Web Scraping—Limits on Free Samples [Meeting of the Minds]*, by Philip H. Liu and Mark Edward Davis
59. *Decisions in Brief*, by John C. Gatz


8:3, January/February 2016, The Vast Depths of Licensing

5. *An Interview with Sharon Barner, Cummins, Inc.* [Profiles in IP Law], by Cheryl L. Black
8. *Diverse Views: Increasing Diversity and Awareness in Legal Organizations* [Section Focus], by Nicholas J. Kim
10. “*Delebs*” and Postmortem Right of Publicity, by Erik W. Kahn and Pou-I “Bonnie” Lee
30. *Inside a University’s Technology Transfer Office: Purposes and Goals for Protecting a University’s Intellectual Property*, by Randi B. Isacs
47. *The Longstanding Pro Bono Battle Challenging the Washington Football Team Trademarks*, by Victoria F. Phillips and Ryan M. Van Olst

50. *When the Supreme Court Closes a Door, It Opens a Window: Over One Year Later, Aereo May Help Put the Cloud Back on the Court’s Horizon*, by Craig B. Whitney and Andrew J. Ungberg

54. ‘Cause They Never Go Out of Style: Why Musicians Are Registering More Trademarks Than Ever [Meeting of the Minds], by Erik M. Pelton and Elizabeth M. Dukette

59. *Decisions in Brief*, by John C. Gatz

63. *IP Group News*, by Samson Helfgott


### 8:4, March/April 2016, Means Plus Function Claiming: In Pursuit of Precision


26. *IP Virtuosos: Professor Mark A. Lemley*, by Uli Widmaier and Kristine A. Bergman


34. *IP Virtuosos: Michelle K. Lee*, by Kenie Ho

40. *IP Virtuosos: Judge James Holderman*, by Ashly I. Boesche and Brent Hawkins


47. *The Unitary Patent Court—Advice for U.S. Applicants*, by Caroline E. Warren and Aaron J. Poledna


56. *Precedent, Persuasion, and the PTAB [Meeting of the Minds]*, by David L. Cavanaugh and Jonathan R. Stroud

60. *Decisions in Brief*, by John C. Gatz

Digital Feature: *A Trademark Overhaul! Amendments to the Canadian Trade-marks Act and Their Effect on U.S. Trademark Owners*, by John S. McKeown, Cynthia Rowden, Luna Samman, Matthias Berger, and James L. Bikoff

### 8:5, May/June 2016, IP and the Romance with its Policy Makers


5. *An Interview with Anne Chasser, University Licensing: Time to Step Back, Evaluate the Institution’s Mission, and Build a Brand. [Profiles in IP Law]*, by David Dawsey

6. *False Advertising Disputes: Interplay Between Courts and the NAD*, by Bradley L. Cohn and Kristine A. Bergman


16. *IP and the Romance with its Policy Makers: Can This Marriage Be Saved?* By Hayden W. Gregory

22. *Thinking Ahead: Envisioning IP Surveys in the Year 2050*, by Jacob Jacoby

27. *The International Design Registration: Maintaining National Personality and Acquiring It All at Once*, by Vincenzo Melilli

32. *Bad Faith Assertion Legislation: Troll Solution or More Headaches for Defendants?*, by Ury Fischer and Noah H. Rashkind

42. The Divided Infringement Defense in a Post-Akamai World: Still a Threat to Pharmaceutical Patent Holders?, by Gasper J. La Rosa and Landon R. Clark
47. Pro Bono: One Attorney’s IP Experience, by Ian Ballon as told to Stephanie Roberts
48. Technology Sectors at Risk from the Perfect Patent Storm, by David Newman
52. Einstein Just May Have Predicted Some Future Challenges for In-House Counsel, by Louis B. Tran
57. Decisions in Brief, by John C. Gatz
Digital Feature: Don’t Start Recruiting Computers as Associates Just Yet, by Kenneth A. Grady
Digital Feature: The Future of IP: The More Things Change, the More They Stay the Same?, by Christophe van Zyl

8:6, July/August 2016, Cuba and the Future of Trademarks
10. Repurposing and Enforcement during Patent Term Extensions for Pharma Products, by Martin A. Voet and Louis C. Cullman
26. Making the Nonprevailing Pay: The Statistics of Exceptional Cases Two Years after Octane and Highmark, by Lionel M. Lavenue, Sean D. Damon, and R. Benjamin Cassady
32. The Trans-Pacific Partnership: Future of Global Trade or Corporate Conspiracy against Workers?, by Kevin E. Noonan
36. Viva Brazil: Protecting the Propriedade Industrial of Rights Holders at the 2016 Rio Olympic Games, by Len Glickman, Stephen J. Henderson, and Sophie H. Moher
43. Abolish the Passive Voice? I Don’t Think So, by C. Edward Good
48. Patent Exhaustion Dispute Likely Headed for Supreme Court: Validity of Post-Sale Restrictions and Ability of Foreign Sales to Exhaust U.S. Rights to Be Considered, by Matthew K. Blackburn and Joshua D. Curry
54. Factors Favoring Early Settlement of Post-Grant Proceedings, by Mary R. Henninger and Rebecca M. McNeill
57. Next Up in Copyright [Meeting of the Minds], by Jay A. Rosenthal and Rachael A. Stelly
60. Decisions in Brief, by John C. Gatz
Digital Feature: #SocialMediaLegalFails, Ramifications of Online Overshare: IP, Native Advertising, Brand Endorsements, and Other Media Pitfalls, by Luke S. Curran

VOLUME 9

9:1, September/October 2016, The Food Issue
4. Perspective, by Donna P. Suchy
6. An Interview with Jessica E. Lewis, The Coca-Cola Company [Profiles in IP Law], by Darrell G. Mottley
8. Highlights of the 2015-16 ABA-IPL Year [Section Focus]
18. Government Cheese and Grana Padano: The Global Meltdown over Geographic Indications, by Rebecca Gan
26. Do Consumers Want to Taste Jamaica? Alcohol Beverage Makers Fight False Advertising Claims, by Eugene M. Pak
34. Don’t Ruin a Perfect Evening—Get the Appropriate Licenses for Radio and TV in Restaurants and Bars, by David D. Oxenford and Rachel S. Wolkowitz
39. No Small Potatoes: Patenting Spuds in an Era of Gene Silencing, by Paul D. Swanson
44. Copyright in the Kitchen: Exploring Protection for Recipes and Dishes, by Christopher J. Buccafusco and Jonathan D. Yellin
49. The “New” Standard: Claim Construction after Teva, by Stephanie A. Quick
52. Break for or Blow against Three Dimensional Marks? Fallout from the Court of Justice’s Judgment in the Kits Kat Shape Mark Case, by Mark Schweizer
57. The Inside Out of IP Due Diligence: How to Successfully Coordinate between In-House and Outside Counsel [Meeting of the Minds], by Elizabeth A. Shah and Bill Shaw
61. Decisions in Brief, by John C. Gatz
Digital Feature: An Eater’s Guide to the “Natural” Labeling Food Fight, by Julia Dayton Klein

9:2, November/December 2016, The eSports Explosion
1. Perspective: Watch Your Six, by Donna P. Suchy
6. Oliver Herzfeld of Beanstalk Talks about Brand Value and Outsourcing [Conversations in IP Law], by Janet A. Marvel
20. Protecting Professional Athlete’s Personality Rights in Canada, by Anna Loparco and Regan E. Dahl
24. The eSports Explosion: Legal Challenges and Opportunities, by Jas Purewal and Isabel Davies
30. Do You Own Your Personal Brand? In Figure Skating, the Answer Is Not Too Clear, by Christy L. Foley
36. The Taxation of Royalty Payments to International Athletes, by Michael J. Bruno, Steven Hadjilogiou, and Robert H. Moore
42. Licensing Technology Developed with Public Funds: Should Patent Assertion Entities Receive Exclusive Licenses to Federally Owned Patents?, by Sean Reilly and Seth Waxman
48. The Unlocking Technology Act of 2015: The Key to the Cell Phone Unlocking Saga?, by Alexander E. Porter
57. Gimme an “S” for Separability: Supreme Court to Consider Copyrightability of Designs on Cheerleading Uniforms, by Robert W. Clarida
62. Decisions in Brief, by John C. Gatz
Digital Feature: Would Kylie by Any Other Name Still Make Millions? The Rise of Trademark Disputes over Celebrity Branding, by Christine E. Weller and Dina Leytes
Digital Feature: The Full-Court Press on #Hashtag Trademarks, by Radiance W. Harris

9:3, January/February 2017, USPTO Trials and Tribulations
1. Perspective: Everyone Is Thinking about It, by Donna P. Suchy
9. Standing by BRI: A Review of the Broadest Reasonable Interpretation Standard at the PTAB, by Margaret M. Welsh
21. The Patent Trial and Appeal Board: A Runaway Tribunal that Undermines the Law of Validity, by Paul R. Michel
26. I Lost at the USPTO, What Are My Chances on Appeal?, by William G. Jenks
31. An Interview with Chief Judge David Ruschke of the PTAB, by Kevin R. Greenleaf
35. Is It Time to Rethink eBay?, by Joseph A. Saltiel
49. Navigating Inter Partes Review Appeals in the Federal Circuit: A Statistical Review, by Christopher A. Suarez
60. Decisions in Brief, by John C. Gatz


Digital Feature: Supreme Court Confirms Broadest Reasonable Interpretation Allowed in Inter Partes Review and Limits Review and Limits Review of Institution Decisions, by Robert H. Resis and Benjamin Koopferstock

9:4, March/April 2017, Traditional Knowledge and Alternative Medicine
1. Perspective: Foreign Patent Filing: A Different Kind of “Climate Watch,” by Donna P. Suchy
20. What Do Traditional Knowledge and Traditional Cultural Expressions Have to Do with Intellectual Property Rights?, by J. Janewa Osei-Tutu
32. Stop Patent Troll Armageddon: Use Defensive Aggregators, by Kent Richardson and Erik Oliver
37. Thinking Economically About Commercial Success, by R. DeForest McDuff, Ryan C. Andrews, and Matt D. Brundage
41. Ever Hear of a Well-Claused Brief?, by C. Edward Good
45. Protecting Designs through Trademarks and Trade Dress at the USITC, by Patrick J. Stafford and Charles J. Hawkins
54. Hybrid Theory—Mixed Apparatus and Method Claims in the Federal Jurisprudence, by Brian Su
58. After Nautilus: The Tension between the Inherent Lack of Clarity of Language and Notice Function of Patent Law, by Bruce M. Wexler, James T. Evans, Scott F. Peachman, and Yousef M. Mian
63. A First Look at the Impact of Recent Rule Changes on Patent Owner Preliminary Responses [Meeting of the Minds], by Paromita Chatterjee, Arvind Jairam, and Dinesh N. Melwani
67. Decisions in Brief, by John C. Gatz
71. What You Need to Know: Major Changes to the TTAB Rules of Practice, by Patricia S. Smart

9:5, May/June 2017, Media and IP
1. Perspective: Protecting Industrial Designs: Is the U.S. Behind the World?, by Donna P. Suchy
5. Profiles in IP Law: Jordan Breslow, by Abioye E. Mosheim
8. The Law of YouTubers: The Next Generation of Creators and the Legal Issues They Face, by Franklin Graves and Michael Lee
14. Sounds Great! But It Sounds Very Familiar...Where to Draw the Line on Digital Sampling of Sounds Recordings, by Stephen Carlisle
18. Copyright Protection of Images Online, by Nancy E. Wolff and Mikaela I. Gross
24. Reading the Tea Leaves: Practical Insights from Case Law on Software Copyright Registration, by Karen K. Williams and Gregory P. Stein
35. Censored: Copyright’s Festering Free-Speech Problem, by John Tehranian
42. Computer Fraud and Abuse Act, by Peter J.G. Toren
56. How Collective Management Organizations Remunerate Musicians Worldwide [Meeting of the Minds], by Daphne A. Bugelli and Daniel J. Gervais
60. Decisions in Brief, by John C. Gatz

9:6, July/August 2017, Contentious Construction
1. A Message from Donna P. Suchy
14. Tough Transitions: Managing Disputes between the First and Second Generations of Arts Organization Leadership, by Brian D. Farkas
19. Parody Products: When Should Brand Owners “Smile or Laugh” and When Should They Sue?, by Jeffrey A. Kobulnick and Michael A. Bernet
24. Wake of the Flood: Public Records, Copyright, and Fair Use in Documentary Film, by Walter G. Lehmann
30. Confessions of a Consumer Privacy Ombudsman, by Cassandra M. Porter
34. Practical Tips on Trademark Matters in China, by Wen Peng and Tingxi Huo
38. Getting Creative: Prosecuting Biotechnology Applications at the USPTO after Mayo, by Cynthia M. Bouchez
44. Contentious Construction: Does Language Fit into Copyright’s Mold?, by Joshua L. Simmons and Megan L. McKeown
50. When to Apply and When to File an Action—The Pros and Cons of Commencing Trademark Litigation in Canada’s Federal Court via a Notice of Application, by Lorraine M. Fleck
55. Meeting of the Minds: Best Practices for Filing an Intent-to-Use Trademark Application, by Victoria L. Burke and James L. Bikoff
60. Decisions in Brief, by John C. Gatz

VOLUME 10

10:1, September/October 2017, Evolution
1. Perspective: Evolutionary Tales: Times of the Best and Worst, by Scott F. Partridge
5. ABA-IPL Section Focus: Highlights of the 2016-17 Association Year, by Amy Mandel
16. Patenting the Output of Autonomous Inventing Machines, by Ryan B. Abbott
23. Form 18, I Just Don’t Know What I Want: How the Abrogation of Form 18 Has Changed Pleading Standards, by Jeffrey T. Castellano and Nathan R. Hoeschen
27. One Crack and an Evisceration: The Current State of the DMCA’s Safe Harbor, by Louis T. Perry and Katie A. Feiereisel
30. Intellectual Property Suits in the United States Court of Federal Claims, by Judge Mary Ellen Coster Williams and Diane E. Ghrist
40. The Hidden Persuader: Sound Marks as Sonic Indicators of Source, by Anna L. King and Luke S. Curran
44. Toward a Social Networking Law? (2017 Edition), by Hillel I. Parness
48. Jointly Waging the Battle against Counterfeiters in Asia, by Wayne Mack
54. The New Trademark Opposition System in Mexico, by John M. Murphy
59. Righting Inventorship Wrongs—A Multijurisdictional Overview [Meeting of the Minds], by Todd M. Martin and Pervin Taleyarkhan
65. Decisions in Brief, by John C. Gatz

10:2, November/December 2017, A Look Inside In-House Counsel
1. Perspective: Betty Ford and the Challenge to Our IP Profession, by Scott F. Partridge
5. Profiles in IP Law: An Interview with Abbey Green, Global Copyright Manager, Christie’s
7. Practice Tips for Avoiding Terminal Disclaimers and Maintaining PTA, by Leslie A. McDonell and Christina M. Rodrigo
9. The PTAB Is Not an Article III Court: A Primer on Federal Agency Rulemaking, by David E. Boundy
14. Printed Publications and Persons of Ordinary Skill: Did the PTAB in GoPro v. Contour IP Holding Apply an Overly Restrictive Standard?, by Joel D. Sayres and Doowon R. Chung
20. Beyond the DMCA: How Google Leverages Notice and Takedown at Scale, by Caleb Donaldson
24. From the Inside: In-House Counsel Look at the Issues
28. Brand Management: In-House Counsel’s Perspective, by Erin M. Goebel and Michel M. Rose
33. My Role as CEO of the Copyright Alliance, by Keith Kupferschmid
35. Building an In-House Practice Technology Transfer Office, by Hamid R. Pirooz
39. Attorney-Client Privilege for In-House Counsel, by Doug Gallagher and Manasi Raveendran
43. An Interview with Sy Damle, General Counsel and Associate Register of the US Copyright Office, by Abioye Ella Mosheim
46. The Intellectual Property Audit, by Robert J. Roby and Carolina Paschoal
59. Decisions in Brief, by John C. Gatz

10:3, January/February 2018, When Inherency Does Not Mean Obvious
1. Perspective: Banging on Doors to Ensure Our IP System Fulfills Its Promise for the Future, by Scott F. Partridge
6. Profiles in IP Law: Ronald D. Coleman, by Lindsay Allen
8. RIP Past Participles, by C. Edward Good
15. All Patents Are Not Created Equal: Sovereign Immunity, by Vern Norviel, Charles Andres, and Xiaozhen “Shawn” Yu
18. To Create and Own a Nontraditional Trademark, Just Follow Tradition, by Robert D. Litowitz and Linda K. McLeod
23. Ten Years after KSR, Motivation to Combine Moves Back into the Spotlight, by Chao Gao and Peter M. Jay
26. Strategic Predictions: Leveraging Art Unit Allowance Rates to Drive the Selection of Appeal Decision Makers, by Sameer Vadera and Kate S. Gaudry
30. IP Attaches: Providing Services to around the World to IP Practitioners and Their Clients, by Dominic Keating
34: Pardon My French: Trademarks in Commercial Advertising in Quebec in Light of the Recent Amendments to the Regulations under the Charter of the French Language, by Francois Larose
40. Patenting the Future of Medicine: The Intersection of Patent Law and Artificial Intelligence in Medicine, by Susan Y. Tull
44. The APA in PTAB Proceedings: Notice and an Opportunity to Be Heard, by Daniel Zeilberger and Michael Wolfe
48. Navigating through the Obviousness-Type Double Patenting Minefield, by Amelia Feulner Baur and Elizabeth A. Doherty
54. Preserving Provisional Rights for Pre-Issuance Patent Damages, by Brian V. Slater and John P. Dillon
10:4, March/April 2018, Illuminating the Profession—Women Who Rule on IP
1. Perspective: A Call to Remember the Women in Our Professional Lives, by Scott F. Partridge
5. Section Focus: Grit and Growth: ABA-IPL’s Women in IP Action Group (WIP)
6. Illuminating the Profession: Women in Copyright, by Ralph Oman
13. I’m Not a Patent Lawyer, I’m a Problem Solver, by Heather Meeker, Melody Drummond Hansen, and Luann Simmons
16. Held Hostage: Why Cyber Attacks Are on the Rise Against Film and Media Industries, by Keisha M. McClellan and H. Drew McClellan
21. The Patentability of Blockchain Technology and the Future of Innovation, by Inayat Chaudry
26. The Case for Empathetic Drafting, by Katie Lane
35. Team Nike!, by Ashly I. Boesche
42. Leading by Example: Words of Wisdom from Women Leaders in IP, by Erika Harmon Arner and Jessica L.A. Marks
47. Cat Ladies, Quilters, and Creativity, by Kara Swanson
50. Women Who Rule on IP, by Irena Royzman and Anne Hassett
54. A Calling, A Promise, and Rule 6.1: Three Remarkable Women and Corporate Commitment to Pro Bono and Service, by Steven P. Caltrider and Tamra A. P. Ross
58. Decisions in Brief, by John C. Gatz

10:5, May/June 2018, Brave New Law
1. Perspective: Burning the Candle at Both Ends, by Scott F. Partridge
5. Profiles in IP Law: Kent L. Richland, by Susan Perng Pan
7. The IP Practitioner’s Guide to Working with Startups, by Natalie Alfaro Gonzales and Steve Maule
8. Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe, by Clark A.D. Wilson, Kamal Arvind, and Jeffrey Klenc
13. The Case for Early Adjudication of Potentially Dispositive Issues at the USITC, by Evan H. Langdon and Paul M. Bartkowski
18. Prosecution Insights Gleaned from a Review of Recent Patent Examiner Training, by Jessica Harrison
24. When 30 Years of Practice Goes Against You, by James W. Dabney
37. Split Personality: Constructing a Coherent Right of Publicity Statute, by Joshua L. Simmons and Miranda D. Means
44. The PTAB Is Not an Article III Court, Part 2: Aqua Products v. Matal as a Case Study in Administrative Law, by David Boundy and Andrew B. Freistein
58. Decisions in Brief, by John C. Gatz

10:6, July/August 2018, IP Considerations for Startups
5. Profiles in IP Law: Rob Law, by Rupert Knights
7. The IP Practitioner’s Guide to Working with Startups, by Natalie Alfaro Gonzales and Steve Maule
20. Personal Trainers for Tech Startups: IP Considerations at Different Growth Stages, by Kelly G. Hyndman
26. Corporate and Intellectual Property Considerations for Startups Seeking Venture Capital Funding, by Chris Sloan and Emily Brackstone
39. Tax Basics of Intellectual Property, by Elizabeth V. Zanet and Stanley C. Ruchelman
44. An Inside Look at a Rising Brand’s Global Fight against Infringers, by Charles Chen
48. Data Privacy and Cybersecurity in M&A: A New Era, by Daniel Ilan, Emmanuel Ronco, and Jane Rosen
55. Decisions in Brief, by John C. Gatz

Digital Feature: Failure: An Opportunity to Find the Keys to Success, by Anonymous

VOLUME 11

11:1, September/October 2018, Innovators Influencers Implementers
1. Perspective: Fast—and Slow—Thinking, by Mark K. Dickson
5. Profiles in IP Law: Louis Foreman, by Eli Mazour
7. ABA-IPL Section Focus: Highlights of the 2017–18 Association Year
15. Influencers: What Every Brand and Legal Counsel Should Know, by Mark Goodrich and Jason Howell
20. Doctored Trademark Specimens at the USPTO: Analysis of the Plague of Fake Specimens Threatening to Undermine the Principal Register, by Eric J. Perrott
26. Blockchain Can Change Everything—Even Trademark Transactions, by Susan Kayser and Anna Raimer
31. Consequences of the Brexit Vote on European Trademarks, by Robert Reading
33. The Good, the Bad, and the JPEG: Staying Safe in the Constant Showdown over Digital Content Use Online, by Scott J. Sholder and Lindsay R. Edelstein
44. The End of Collaborative Innovation: Is the Erosion of Patent Rights Threatening Open Innovation?, by Marc Ehrlich and Richard Ludwin
49. Creativity in Enhancing the Quality and Size of Patent Portfolios, by Nate Phares and Ken Hartmann
52. Reversal Rates of Ex Parte Appeals: High Variability Across PTAB Judges, by Sameer Vadera and Kate S. Gaudry
56. Surviving Alice with Big Data, by Mark S. Nowotarski
63. Apocalypse Soon: U.S. Patent 100 Million Is Coming, a contribution from Christopher White
64. Decisions in Brief, by John C. Gatz

11:2, November/December 2018, Strategies
1. Perspective: Innovation, Creativity, and IP Law, by Mark K. Dickson
5. Getting the Right Fit: Tailoring Off-the-Rack Insurance to Cover IP Disputes, by Erica J. Van Loon and Justin Thiele
16. A Dozen Tips for Technology-Related Mediations and Arbitrations, by David Allgeyer and Harrie Samaras
22. What Does the California Consumer Privacy Act Mean for IP Attorneys and Law Firms?, by Dan Goldstein and Adam Rowan
25. Termination of Music Copyright Transfers: The Renegotiation Reality, by Kenneth Abdo, Timothy Matson, and Jacob Abdo
30. Introduction to the Patent Trial and Appeal Board, by David P. Ruschke and Christopher M. Kaiser
39. Rehear Here: Tracking Successful Requests for Rehearing in Inter Partes Reviews, by Roshan S. Mansinghani and Robert K. Jain
42. Patent Venue a Year after TC Heartland, by Howard I. Shin and Christopher T. Stidvent
48. Making the Nonprevailing Party Pay: Statistics on Exceptional Cases Four Years after Octane and Highmark, by R. Benjamin Cassady, Lionel M. Lavenue, and Sean D. Damon
55. Ugly Legal Writing, by C. Edward Good
59. Decisions in Brief, by John C. Gatz

Digital Feature: The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks, by Rebecca A. Kirk Fair and Aaron C. Yeater

11:3, January/February 2019, AI & Young Lawyers

1. Perspective: You Cannot Step in the Same River Twice, by Mark K. Dickson
5. Pros and Pitfalls of Artificial Intelligence in IP and the Broader Legal Profession, by Timothy J. Carroll and Manny Caixeiro
17. Artificial Intelligence and Trade Secrets, by Jessica M. Meyers
22. AI and the Young Attorney: What to Prepare for and How to Prepare, by Kurt Watkins and Rachel E. Simon
27. Learning from Each Other: An Interview between Two Generations of IP Attorneys, by Stephen F. Rost and Derek B. Lavender
38. Building Effective Client Relationships: Practice Tips from In-House, by Phoebe Bower and Pervin R. Taleyarkhan
44. Leveeing a Flood of Counterfeits on Amazon, by Matthew J. Clark
50. Practical Tips on GDPR for Intellectual Property Attorneys, by Patrick Wheeler and Mette Marie Kennedy
59. Decisions in Brief, by John C. Gatz

11:4, March/April 2019, Paths to Progress

1. Perspective: Lists Are Everywhere, and They Can Matter, by Mark K. Dickson
5. On the Road to a Modern Copyright System, by Joshua L. Simmons
43. Navigating the National Advertising Division, by Terri Seligman and Hannah Taylor
48. The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners, by Brian J. Winterfeldt, Griffin M. Barnett, and Janet J. Lee
54. Responding to Nonstatutory Double Patenting Rejections: A Practitioner’s Perspective, by Russell S. Timm and JD Wooten
59. Decisions in Brief, by John C. Gatz

1. Perspective: It’s the Long Term That Counts, by Mark K. Dickson
5. Profiles in IP Law: Jessica Bahr, by Shane Delsman
13. An American Perspective on the GDPR One Year In, by Justin P. Webb and Sarah A. Sargent
26. A Patent Perspective on Autonomous Vehicles, by Bruce Rubinger and Benedikt Biechele
30. Machines of Ordinary Skill in the Art: How Inventive Machines Will Change Obviousness, by Ryan Abbott
34. Keep an Eye on the Issue of Sovereign Immunity When Licensing State University-Based Patent Rights in Light of Ericsson Inc. v. Regents of the University of Minnesota, by Kandace Watson and Shane Killeen
37. Consolation Prize: Barcroft Media and the Case for a Copyright Small Claims Court, by Walter G. Lehmann
42. Employee or Independent Contractor? It Depends on Why You’re Asking, by Azita Iskandar
46. Co-Branding: The Pros, the Cons, and the Uncertainty, by Kimra Major-Morris and Dineen Pashoukos Wasylik
52. What’s in a [Business] Name? Trademark Fair Use in Today’s Digital Climate, by Allison S. Lovelady
56. Clearing Trademarks: Back to Basics with Practical Tips and Tricks, by Amy A. Abeloff
59. Decisions in Brief, by John C. Gatz

11:6, July/August 2019, A Look Inside Trade Secrets
1. Perspective: A Certain Kind of Thinking for a Certain Time, by Mark K. Dickson
5. Section Focus: Robert A. Armitage, 2019 Mark T. Banner Award Honoree, a conversation with Shannon N. Proctor
7. So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights, by Steven R. Daniels and Sharae’ L. Williams
18. What to Expect When You’re (Not) Expecting Misappropriation, by Aarti K. Wilson
22. The Evolving Landscape of Disparaging and Scandalous Trademarks: Historical and Public Relations Perspectives, by Stacy L. Wu and Seth I. Appel
29. Application Is Not Registration: U.S. Supreme Court Resolves Circuit Split on Copyright Act Section 411(a) Registration Requirement, by E. Scott Johnson and Julius Bodie
35. Debunking Copyright Myths, by Janet Fries and Jennifer T. Criss
38. Is the Southern District of New York Rewriting Copyright’s Fair Use Statute? A View on Magnum Photos, by R. Terry Parker
5. Composing the Law: An Interview with Derrick Wang, Creator of the Scalia/Ginsburg Opera
8. Branding the Band, by Peter J. Strand
17. Have I Heard That Before? Copyright’s Impact on Drawing Inspiration from Music’s Past, by Michael W. Harris
20. An Economist’s View of the Music Modernization Act: Steps toward a More Market-Oriented Approach to Rate Setting, by Chip Hunter
41. Tethering the Nexus: Framing the Claims for Unclaimed Features and Novelty, by Scott F. Peachman
52. Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations, by Sonia M. Okolie
58. NASA: Creating IP to Infinity and Beyond, by Tammy Pennington Rhodes
62. Decisions in Brief, by John C. Gatz
AMERICA INVENTS ACT

A Different State of Grace: The New Grace Period Under the AIA
Jay A. Erstling, Heath W. Hoglund, and Frederik W. Struve, 5:6, July/August 2013, p.48

Adventures in the Microverse: A Solo Practitioner’s Learning Experiences in a Post-AIA World
Justin D. Cotton, 10:6, July/August 2018, p.31

Brave New Law: Appellate Standing at the Federal Circuit
Matthew Dowd and Jonathan Stroud, 10:5, May/June 2018, p.28

Impact of the AIA on Patent Litigation: Changes that May Affect Your Choice of Forum
Carl Charneski, 4:5, May/June 2012, p.44

Joiner: Over a Year after the America Invents Act
David Frist and George D. Medlock Jr., 5:4, March/April 2013, p.44

Jeffrey Karceski, 5:2, November/December 2012, p.44

Off and Running with the America Invents Act [From the Hill]
Hayden W. Gregory, 4:3, January/February 2012, p.2

Patentability of Commercial Use of a Trade Secret
Catherine L. Kung and Lawrence S. Pope, 7:5, May/June 2015, p.34

The America Invents Act: One Year Later [Perspective]
Joseph M. Potenza, 5:3, January/February 2013, p.1

The Changing Landscape of Patent Licensing after the Leahy-Smith American Invents Act
William C. Coppola, Eleanor M. Yost, and Krupa K. Parikh, 8:3, January/February 2016, p.26

The Evolution of Patent Office Litigation Practice Under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon

The Leahy-Smith America Invents Act: The Once-Secret Patenting Process Grows More Public [Perspective]
Robert A. Armitage, 4:2, November/December 2011, p.1

The Role of the America Invents Act in Ending the Plague of “Inequitable Conduct” Allegations [Perspective]
Robert A. Armitage, 4:3, January/February 2012, p.1

The Section 102 Grace Period Under the America Invents Act: A Novel Source of Litigation
Camille M. Barr, 4:6, July/August 2012, p.46

Robert A. Armitage, 4:1, September/October 2011, p.1

Top Five Dangers for the AIA Unwary
Deborah Herzfeld, Tom Irving, Stacy Lewis, Donna M. Meuth, and MaCharri Vorndran-Jones, 5:5, May/June 2013, p.10

Tough Issues Emerge in Implementing the America Invents Act [From the Hill]
Hayden W. Gregory, 4:6, July/August 2012, p.2

Weaponizing IPRs
ANTI-COUNTERFEITING TRADE AGREEMENT

Phillip Barengolts and Brent C. Jacobs, 4:2, November/December 2011, p.59

BOOK REVIEWS

Open and Closed Systems: Tim Wu and The Master Switch: The Rise and Fall of Information Empires
Tim Toohey, 4:6, July/August 2012, p.37

Passions and the Pursuit of Justice: Paul Goldstein and Havana Requiem
Chrissie Scelsi, 5:3, January/February 2013, p.40

Reading Law: The Interpretation of Legal Texts
Jason Rantanen, 6:2, November/December 2013, p.50

The Signal and The Noise: Why So Many Predictions Fail but Some Don’t
Donna Suchy, 6:5, May/June 2014, p.40

Year Zero by Rob Reid
Brian D. Wassom, 5:6, July/August 2013, p.45

COPYRIGHTS

Access to Copyrighted Information
The Right to Read for Blind or Disabled Persons
Krista L. Cox, 4:5, May/June 2012, p.32

Appellate Review
Application Is Not Registration: U.S. Supreme Court Resolves Circuit Split on Copyright Act Section 411(a) Registration Requirement
E. Scott Johnson and Julius Bodie, 11:6, July/August 2019, p.29

The Federal Circuit and Copyright, the Darling of the Law: How Tight an Embrace? [Section Focus]
Ralph Oman, 4:2, November/December 2011, p.9

Digital Millennium Copyright Act
Application Is Not Registration: U.S. Supreme Court Resolves Circuit Split on Copyright Act Section 411(a) Registration Requirement
E. Scott Johnson and Julius Bodie, 11:6, July/August 2019, p.29

Internet Piracy 10 Years On: Online Enforcement and the DMCA
Lisa Peets and Mark Young, 1:4, March/April 2009, p.40

Legal Implications of Public Spaces in Virtual Reality
Daniel B. Koburger, 12:1, September/October 2019, p.10

Liability of Foreign Companies under the Digital Millennium Copyright Act [Meeting of the Minds]
William Jacob Farrar and Daniel Gervais, 6:3, January/February 2014, p.50

Shock and Aww: Social Media and §1202 of the DCMA [Meeting of the Minds]
Alyssa Reiner and Noah Priluck, 6:2, November/December 2013, p.55

Starting Up Right: Common Pitfalls Startups Can Avoid in Copyright Law
Giselle Girones, 10:6, July/August 2018, p.16
Toothless or Misunderstood? Getting to Know Section 512(f) of the Digital Millennium Copyright Act
David A. Kluft, 7:3, January/February 2015, p.37

Safe Harbor Provisions
One Crack and An Evisceration: The Current State of the DMCA’s Safe Harbor
Louis T. Perry and Katie A. Feiereisel, 10:1, September/October 2017, p.27
Peter Knight, 3:6, July/August 2011, p.38
Social Media in the Digital Millennium
Julie Nichols Matthews, Leslie A. Nettleford, Noah M. Priluck, Joshua L. Simmons, and Brian Sites, 5:5, May/June 2013, p.26
Throwing the Baby Out with the Bathwater: Lenz v. Universal and the Future of DCMA Safe Harbor Takedown Notifications
Laura A. Possessky, 8:5, May/June 2016, p.10

Duration

Extension
Copyright Extensions, Fair Use, and the 21st Century Filmmaker
Laura A. Godorecci and Walter G. Lehmann, 5:3, January/February 2013, p.56

Fashion Industry
Copyright and the Fashion Industry
Victoria R. Watkins, 3:3, January/February 2011, p.53
Fashion Law: Protecting Brands and Designs
David M. Adler, 5:3, January/February 2013, p.20

First Amendment Concerns
Censored: Copyright’s Festering Free-Speech Problem
John Tehranian, 9:5, May/June 2017, p.35
Traditional Contours of Copyright: Silver Lining or Storm Clouds?
Christopher A. Mohr, 1:1, September/October 2008, p.30

First-Sale Doctrine
Digital Book Distribution: The End of the First-Sale Doctrine?
Joseph Gratz, 3:5, May/June 2011, p.8
The Boundaries of the U.S. Copyright Act: How the Act Prefers Foreign Manufacturers
Michael Eisnach, 4:4, March/April 2012, p.54
The Supreme Court to Congress: “Help!”
Ralph Oman, 5:6, July/August 2013, p.34

General
A Few Observations on Copyright and Art
Alfred Steiner, 5:3, January/February 2013, p.48
Congress Looks at the Copyright Office [From the Hill]
Hayden W. Gregory, 7:5, May/June 2015, p.2
Copyright Battles over the Internet of Things
Franklin S. Graves, 8:2, November/December 2015, p.23
Copyright on Architectural Works: Does it Need to Be Changed?
Lawrence C. Maxwell, 6:1, September/October 2013, p.16
How the Growth of Subscription Video-on-Demand Impacts Copyright Holders
John G. Plume and Ben W. Sheppard, 8:1, September/October 2015, p.14
Illuminating the Profession: Women in Copyright
Ralph Oman, 10:4, March/April 2018, p.6
Information Technology Reform for the Copyright Office: Help for a Beleaguered but Mission Critical Federal Agency [Perspective]
Theodore H. Davis Jr., 8:4, March/April 2016, p.1
It’s How You Play the Game: Why Videogame Rules Are Not Expression Protected by Copyright Law
Sonali D. Maitra, 7:4, March/April 2015, p.34
My Role as CEO of the Copyright Alliance
Keith Kupferschmid, 10:2, November/December 2017, p.33
Next Up in Copyright [Meeting of the Minds]
Jay A. Rosenthal and Rachael A. Stelly, 8:6, July/August 2016, p. 57
On the Road to a Modern Copyright System
Joshua L. Simmons, 11:4, March/April 2019, p.5
Strategic Use of Rule 68 Offers of Judgment in Copyright Litigation
The Next Great Copyright Act? [From the Hill]
Hayden W. Gregory, 7:2, November/December 2014, p.2
The Next Great Copyright Office
Joshua L. Simmons, 7:6, July/August 2015, p.22
The Unlocking Technology Act of 2015: The Key to the Cell Phone Unlocking Saga?
Alexander E. Porter, 9:2, November/December 2016, p.48
Wake of the Flood: Public Records, Copyright, and Fair Use in Documentary Film

Infringement
Access
“Access” and “Striking Similarity” in Copyright Infringement Litigation
Timothy L. Warnock, 3:2, November/December 2010, p.18

Actionable Conduct
Singing the Campaign Blues: Politicians Often Tone Deaf to Songwriters’ Rights
Robert W. Clarida and Andrew P. Sparkler, 3:2, November/December 2010, p.6

Defenses
Fair Use
Consolation Prize: Barcroft Media and the Case for a Copyright Small Claims Court
Walter G. Lehmann, 11:5, May/June 2019, p.37
Copyright Extensions, Fair Use, and the 21st Century Filmmaker
Laura A. Godorecci and Walter G. Lehmann, 5:3, January/February 2013, p.56
Debunking Copyright Myths
Janet Fries and Jennifer T. Criss, 11:6, July/August 2019, p.35
Fair or Foul? The Unanswered Fair Use Implications of the Google Library Project
Adam W. Sikich, 2:1, September/October 2009, p.24
How Fair Use Prevailed in the Harry Potter Lexicon Case
Jonathan Band, 1:5, May/June 2009, p.45
Into the Fandom-Verse: Fanworks and Fair Use
Heidi Howard Tandy, 12:1, September/October 2019, p.16
Is the Southern District of New York Rewriting Copyright’s Fair Use Statute?
A View on Magnum Photos
R. Terry Parker, 11:6, July/August 2019, p.38
Private Affairs/Public Rights: Can Copyright Be Used to Protect Newsworthy Secrets?
Andrew Baum, 5:5, May/June 2013, p.6
Starting Up Right: Common Pitfalls Startups Can Avoid in Copyright Law
Giselle Girones, 10:6, July/August 2018, p.16
Jo-Na Williams, 2:1, September/October 2009, p.55

Generally

I. Fred Koenigsberg, 1:5, May/June 2009, p.36

The “One Satisfaction” Rule: A New Approach to Curbing Copyright Trolls
Dan Booth, 7:3, January/February 2015, p.22

Misuse

Contracting Around Copyright? An Introduction to Copyright Misuse
Dale R. Kurth, 2:3, January/February 2010, p.44

Misuse of Copyright Misuse Doctrine? Decision Could Significantly Weaken Ability to Rely on U.S. Copyright Registration to Prevent Importation of Gray Market Goods
Ross Q. Panko, 4:6, July/August 2012, p.18

General

Aereo Post-Mortem: Was It Ever really About the Cloud?
Craig B. Whitney, 7:5, May/June 2015, p.8

Arbitration in the Age of Amazon
Gastone Kroub, 12:1, September/November 2019, p.22

Blurring Lines? The Practical Implications of Williams v. Bridgeport Music
Megan Coane and Maximilian Verrelli, 8:3, January/February 2016, Digital Feature

For Questions of Liability in a Decentralized World, Blockchain Revolutionaries Should Look to Copyright Law [Meeting of the Minds]
Freeman Lewin and Marta Belcher, 11:6, July/August 2019, p.55

Have I Heard That Before? Copyright’s Impact on Drawing Inspiration from Music’s Past
Michael W. Harris, 12:3, January/February 2020, p.17

The Changing Landscape of Copyright Infringement and Sovereign Immunity
Cayce Myers, 12:2, November/December 2019, p.36

The Good, the Bad, and the JPEG: Staying Safe in the Constant Showdown over Digital Content Use Online
Scott J. Sholder and Lindsay R. Edelstein, 11:1, September/October 2018, p.33

When the Supreme Court Closes a Door, It Opens a Window: Over One Year Later, Aero May Help Put the Cloud Back on the Court’s Horizon
Craig B. Whitney and Andrew J. Ungberg, 8:3, January/February 2016, p.50

Striking Similarity

“Access” and “Striking Similarity” in Copyright Infringement Litigation
Timothy L. Warnock, 3:2, November/December 2010, p.18

Substantial Similarity

The Copyright Defendant’s Guide to Disproving Substantial Similarity on Summary Judgment
Sara Cable and Joshua M. Dalton, 3:6, July/August 2011, p.26

User-Generated Content

Take-Downs, Put-Backs, Contracts, and Lawsuits: Managing User-Generated Copyright Issues
Steven J. Metalitz and Matt Williams, 1:2, November/December 2008, p.40

International

Ancient Culture and Contemporary Art: Protecting Australia’s Indigenous Cultural Expression in a Modern IP Framework
Virginia J. Morrison, 5:3, January/February 2013, p.33
*Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe*
Clark A.D. Wilson, Kamal Arvind, and Jeffrey Klenc, 10:5, May/June 2018, p.8
*Canada’s New Copyright: The Supreme Court Redefines Fair Use and Technological Neutrality*
Marek Nitoslawski and Michael J. Shortt, 5:5, May/June 2013, p.43
*China and the WTO: Targeting China’s IPR Record*
Kevin C. Lacey, 2:3, January/February 2010, p.33
*Copyright Law in Canada—Similar, But Not the Same*
Mark Edward Davis, 4:5, May/June 2012, p.48
*Droit de suite: A U.K. Perspective on the Artist’s Resale Right*
*Europe’s Copyright Reform: What Is So Controversial?*
Sarah Blair, 11:4, March/April 2019, p.12
*Liability of E-Commerce Platforms for Copyright and Trademark Infringement: A World Tour*
Béatrice Martinet and Reinhard J. Oertli, 7:5, May/June 2015, p.41

**Licensing**

*An Economist’s View of the Music Modernization Act: Steps toward a More Market-Oriented Approach to Rate Setting*
Chip Hunter, 12:3, January/February 2020, p.20
*Digital Dilemmas: The Music Industry Confronts Licensing for On-Demand Streaming Services*
Jason Koransky, 8:3, January/February 2016, p.20
*Don’t Ruin a Perfect Evening—Get the Appropriate Licenses for Radio and TV in Restaurants and Bars*
David D. Oxenford and Rachel S. Wolkowitz, 9:1, September/October 2016, p.34

**Open Source**

*GNU and Improved? The Newest Version of the General Public License for Software—What to Tell Your Client*
Terry J. Ilardi, 1:3, January/February 2009, p.38
*Open Source Licensing and the Viability of the Free Software Movement*
Sean Hogle, 3:6, July/August 2011, p.8
*Railroaded Again? Jacobsen v. Katzer and the Open Source Debate*
David L. Applegate, 1:6, July/August 2009, p.40
*Third-Party Code: Beware the Trojan Source!*
*Why Open Source Licenses with a Commons Clause May Become Less Common*
Nicholas D. Petrella and Stephen E. Kabakoff, 12:2, November/December 2019, p.32

**Online**

*Capitol Records v. Thomas: The Debate over the “Making Available” Theory of Copyright Infringement*
Lynn B. Bayard and Darren W. Johnson, 2:3, January/February 2010, p.39
*Congress Sets Its Sights on Online Piracy of Intellectual Property: PROTECT IP and SOPA [From the Hill]*
Hayden W. Gregory, 4:4, March/April 2012, p.2
*Consolation Prize: Barcroft Media and the Case for a Copyright Small Claims Court*
Walter G. Lehmann, 11:5, May/June 2019, p.37
*Copyright Protection of Images Online*
Nancy E. Wolff and Mikaela I. Gross, 9:5, May/June 2017, p.18
Debunking Copyright Myths
Janet Fries and Jennifer T. Criss, 11:6, July/August 2019, p.35

For Questions of Liability in a Decentralized World, Blockchain Revolutionaries Should Look to Copyright Law [Meeting of the Minds]
Freeman Lewin and Marta Belcher, 11:6, July/August 2019, p.55

House of Cards: Will Copyright Issues in Online Distribution Topple Foundations or Revolutionize the Film and Television Industries
Laura Possesky, 6:5, May/June 2014, p.8

Internet Piracy 10 Years On: Online Enforcement and the DMCA
Lisa Peets and Mark Young, 1:4, March/April 2009, p.40

Legal Implications of Public Spaces in Virtual Reality
Daniel B. Koburger, 12:1, September/October 2019, p.10

Starting Up Right: Common Pitfalls Startups Can Avoid in Copyright Law
Giselle Girones, 10:6, July/August 2018, p.16

The Good, the Bad, and the JPEG: Staying Safe in the Constant Showdown over Digital Content Use Online
Scott J. Sholder and Lindsay R. Edelstein, 11:1, September/October 2018, p.33

Who Owns That Tune? Issues Faced by Music Creators in Today’s Content-Based Industry
Adam J. Reis and Manon L. Burns, 12:3, January/February 2020, p.13

Orphan Works
Image Recognition Technology and Orphan Works Solutions
Michael Aaron Crookston, 1:6, July/August 2009, p.50

Ownership
Employee or Independent Contractor? It Depends on Why You’re Asking
Azita Iskandar, 11:5, May/June 2019, p.42

The Boundaries of the U.S. Copyright Act: How the Act Prefers Foreign Manufacturers
Michael Eisnach, 4:4, March/April 2012, p.54

Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations
Sonia M. Okolie, 12:3, January/February 2020, p.52

Who Owns That Tune? Issues Faced by Music Creators in Today’s Content-Based Industry
Adam J. Reis and Manon L. Burns, 12:3, January/February 2020, p.13

Co-Ownership
Davis v. Blige: Turning Copyright Co-Ownership on Its Head
Christine A. Pepe, 1:3, January/February 2009, p.29

Registration
Application Is Not Registration: U.S. Supreme Court Resolves Circuit Split on Copyright Act Section 411(a) Registration Requirement
E. Scott Johnson and Julius Bodie, 11:6, July/August 2019, p.29

Debunking Copyright Myths
Janet Fries and Jennifer T. Criss, 11:6, July/August 2019, p.35

On Notice, Not Claimed – The Role of the Copyright Registration System
Pamela S. Chestek, 7:3, January/February 2015, p.30

On the Road to a Modern Copyright System
Joshua L. Simmons, 11:4, March/April 2019, p.5

Reading the Tea Leaves: Practical Insights from Case Law on Software Copyright Registration

Remedies
Damages
The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks
Rebecca A. Kirk Fair and Aaron C. Yeater, 11:2, November/December 2018, Digital Feature

Statutory
Consolation Prize: Barcroft Media and the Case for a Copyright Small Claims Court
Walter G. Lehmann, 11:5, May/June 2019, p.37

Copyright Statutory Damages and Due Process Excessiveness: Why Gore and State Farm Punitive Damages Principles Do Not Apply
Thomas W. Kirby, 3:3, January/February 2011, p.38

Guardrail to Guardrail: Statutory Damage Awards in Copyright Infringement Litigation
R. Buck McKinney, 2:5, May/June 2010, p.8

Injunctive Relief
Bidding for a Copyright Injunction after eBay
Jacqueline C. Charlesworth and Erin Herlihy, 1:5, May/June 2009, p.30

Coping Without the Presumption: The Presumption of Irreparable Harm in Copyright Infringement Actions Is Alive, But You Should Assume That It Is Dead
Wade B. Gentz, 2:5, May/June 2010, p.14

Separability
Gimme an “S” for Separability: Supreme Court to Consider Copyrightability of Designs on Cheerleading Uniforms
Robert W. Clarida, 9:2, November/December 2016, p.57

TEACH Act
Five Years Later: What Has the TEACH Act Taught Us?
Ralph Oman, 1:1, September/October 2008, p.26

Termination Rights
Termination of Music Copyright Transfers: The Renegotiation Reality
Kenneth Abdo, Timothy Matson, and Jacob Abdo, 11:2, November/December 2018, p.25

United States Copyright Termination Rights: What Does the Future Have in Store?
Brian D. Caplan, Jonathan J. Ross, 5:3, January/February 2013, p.14

Transfer
Estate Planning and Copyright
Kate Spelman and Susan von Herrmann, 5:3, January/February 2013, p.42

Termination of Music Copyright Transfers: The Renegotiation Reality
Kenneth Abdo, Timothy Matson, and Jacob Abdo, 11:2, November/December 2018, p.25

Visual Artists Rights Act
Making Lemons Out of Lemons: Recent Developments in the Visual Artists Rights Act
Monica Pa and Christopher J. Robinson, 1:3, January/February 2009, p.22

Mass MOCA v. Buchel: The Creation Debate
Monica Pa, 2:6, July/August 2010, p.54

Works Subject to Protection
Architectural Works
Copyright Protection for “Green Design” of Architectural Works: Beyond Functionality
Theresa V. Casey, 1:5, May/June 2009, p.48

Art
Street Art: The Everlasting Divide Between Graffiti Art and Intellectual Property Protection
Brittany M. Elias and Bobby Ghajar, 7:5, May/June 2015, p.48

Computer Programs
Oracle v. Google: JAVA API Copyrightability Put to the Test in Smartphone Technology Battle
Barry Werbin, 5:2, November/December 2012, p.12

Constructed Languages
Contentious Construction: Does Language Fit into Copyright’s Mold?
Joshua L. Simmons and Megan L. McKeown, 9:6, July/August 2017, p.44

Food
Copyright in the Kitchen: Exploring Protection for Recipes and Dishes
Christopher J. Buccafusco and Jonathan D. Yellin, 9:1, September/October 2016, p.44

Musical Works and Sound Recordings
An Economist’s View of the Music Modernization Act: Steps toward a More Market-Oriented Approach to Rate Setting
Chip Hunter, 12:3, January/February 2020, p.20
Black Hole or Celestial Jukebox? Section 114 and the Future of Music
Kevin C. Parks, 1:2, November/December 2008, p.46
Ghosts in the Hit Machine: Musical Creation and the Doctrine of Subconscious Copying
Have I Heard That Before? Copyright’s Impact on Drawing Inspiration from Music’s Past
Michael W. Harris, 12:3, January/February 2020, p.17
Daphne A. Bugelli and Daniel J. Gervais, 9:5, May/June 2017, p.56
Performance Rights in Sound Recording: An Idea Whose Time Has Come? [From the Hill]
Hayden W. Gregory, 2:4, March/April 2010, p.5
Sounds Great! But It Sounds Very Familiar…Where to Draw the Line on Digital Sampling of Sound Recordings
Stephen Carlisle, 9:5, May/June 2017, p.14
Termination of Music Copyright Transfers: The Renegotiation Reality
Kenneth Abdo, Timothy Matson, and Jacob Abdo, 11:2, November/December 2018, p.25
The Recording Artist/Songwriter Dilemma: The Controlled Composition Clause—Enough Already!
Jay Rosenthal, 3:4, March/April 2011, p.46
Time to Face the Music: Current State and Federal Copyright Law Issues with Pre-1972 Sound Recordings [Meeting of the Minds]
Leigh F. Gill, Heather R. Liberman, and Gregory S. Stein, 6:6, July/August 2014, p.60
Who Owns That Tune? Issues Faced by Music Creators in Today’s Content-Based Industry
Adam J. Reis and Manon L. Burns, 12:3, January/February 2020, p.13

Orphan Works
Image Recognition Technology and Orphan Works Solutions
Michael Aaron Crookston, 1:6, July/August 2009, p.50

Pictorial, Graphic, and Sculptural Works
Image Recognition Technology and Orphan Works Solutions
Michael Aaron Crookston, 1:6, July/August 2009, p.50

Public Domain
But How Wide? [From the Hill]
Hayden W. Gregory, 4:5, May/June 2012, p.2
Debunking Copyright Myths
COUNTERFEITS

An Inside Look at a Rising Brand’s Global Fight against Infringers
Charles Chen, 10:6, July/August 2018, p.44

Arbitration in the Age of Amazon
Gaston Kroub, 12:1, September/Oktober 2019, p.22

Blockchain Can Change Everything—Even Trademark Transactions
Susan Kayser and Anna Raimer, 11:2, September/October 2018, p.26

Buyers of Counterfeits: Beware!
Chehrazade Chemcham and Mark N. Mutterperl, 1:1, September/October 2008, p.36

Combating Counterfeits: eBay’s Global Approach
Dan Dougherty, 4:2, November/December 2011, p.32

Counterfeiting and the Myth of the Victimless Crime
G. Trenton Hooper and Janna M. Wittenberg, 4:2, November/December 2011, p.41

Fighting Back: A 10-Point Plan to Protect Your Brands from Counterfeiters
James R. Davis II, 2:6, July/August 2010, p.48

Leveeing a Flood of Counterfeits on Amazon
Matthew J. Clark, 11:3, January/February 2019, p.44

Organized IP Crime
H. Jared Doster and Paul J. Reilly, 12:3, January/February 2020, p.28

Phillip Barengolts and Brent C. Jacobs, 4:2, November/December 2011, p.59

Tiffany v. eBay: A Case of Genuine Disparity in International Court Rulings on Counterfeit Products
Valerie Walsh Johnson and Laura P. Merritt, 1:2, November/December 2008, p.22

Travel Can Tell on Trademarks and Such, Part II
Susan J. Brushaber, 4:2, November/December 2011, p.35

COURTS, GENERAL

Eric B. Evans, Ian N. Feinberg, and Andrew M. Holmes, 3:3, January/February 2011, p.24

Making the Nonprevailing Party Pay: Statistics on Exceptional Cases Four Years after Octane and Highmark
R. Benjamin Cassady, Lionel M. Lavenue, and Sean D. Damon, 11:2, November/December 2018, p.48

Patent Venue a Year after TC Heartland

Supreme Court Reversal Rates: Evaluating the Federal Courts of Appeals
Roy E. Hofer, 2:3, January/February 2010, p.8
Venue Transfers from the Eastern District of Texas: Case by Case or an Endemic Problem?
Paul M. Janicke, 2:4, March/April 2010, p.16

CYBERLAW

Cloud Computing

Daniel J. Buller and Mark H. Wittow, 2:2, November/December 2009, p.54

Digital Millennium Copyright Act

Beyond the DMCA: How Google Leverages Notice and Takedown at Scale
Caleb Donaldson, 10:2, November/December 2017, p.20

Internet Piracy 10 Years On: Online Enforcement and the DMCA
Lisa Peets and Mark Young, 1:4, March/April 2009, p.40

Legal Implications of Public Spaces in Virtual Reality
Daniel B. Koburger, 12:1, September/October 2019, p.10

Safe Harbor Provisions

Peter Knight, 3:6, July/August 2011, p.38

Social Media in the Digital Millennium
Julie Nichols Matthews, Leslie A. Nettleford, Noah M. Priluck, Joshua L. Simmons, and Brian Sites, 5:5, May/June 2013, p.26

Toothless or Misunderstood? Getting to Know Section 512(f) of the Digital Millennium Copyright Act
David A. Kluft, 7:3, January/February 2015, p.37

Domain Names

Business of Domain Names Remains Brisk
Eric Macramalla, 3:5, May/June 2011, p.47

Surviving the Coming Flood of New Generic Top Level Domains—How to Keep Your Property Safe and Dry
R. Parrish Freeman, 6:6, July/August 2014, p.18

The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners
Brian J. Winterfeldt, Griffin M. Barnett, and Janet J. Lee, 11:4, March/April 2019, p.48

Who Is Going to Own Dotamazon? The Pending Domain Name Land Grab
Anthony J. Biller and Jennifer Bisk, 2:2, November/December 2009, p.8

E-Commerce

An Inside Look at a Rising Brand’s Global Fight against Infringers
Charles Chen, 10:6, July/August 2018, p.44

Arbitration in the Age of Amazon
Gaston Kroub, 12:1, September/October 2019, p.22

Combating Counterfeits: eBay’s Global Approach
Dan Dougherty, 4:2, November/December 2011, p.32

Comparative Advertising in the Internet Age: Understanding Current E-Commerce Forms of Trademark Use
Steven J. Olsen, 2:6, July/August 2010, p.55

Leveeing a Flood of Counterfeits on Amazon
Matthew J. Clark, 11:3, January/February 2019, p.44

The History and the Future of E-Commerce Patents
Dennis D. Crouch and Mitchell L. Terry, 7:5, May/June 2015, p.13
The Net Neutrality Debate: An IP Perspective
Howard Walthall, 3:1, September/October 2010, p.21

E-Sports

The eSports Explosion: Legal Challenges and Opportunities
Jas Purewal and Isabel Davies, 9:2, November/December 2016, p.24

General

#SocialMediaLegalFails: Ramifications of Online Overshare: IP, Native Advertising, Brand Endorsements, and Other Media Pitfalls
Luke S. Curran, 8:6, July/August 2016, Digital Feature

Applying Your Brand Protection Strategy [Meeting of the Minds]
Karl M. Braun and Maddalena R. Zefferino, 7:1, September/October 2014, p.53

Building a Better Mousetrap: If It’s Virtual, Can Its Patent Be Infringed?

Can I Sell my iTunes Library? The Implications of Expanding the First Sale Doctrine to Digital Goods
Constance Boutsikaris, 8:2, November/December 2015, p.26

Comparing Software License Boilerplate with Government Contracts
David S. Bloch, 8:3, January/February 2016, p.15

Computer Fraud and Abuse Act
Peter J.G. Toren, 9:5, May/June 2017, p.42

Cybersecurity and Cybercrime: Intellectual Property and Innovation
Emile Loza de Siles, 8:2, November/December 2015, p.6

Europe’s Copyright Reform: What Is So Controversial?
Sarah Blair, 11:4, March/April 2019, p.12

Everyone Is Thinking About It [Perspective]
Donna P. Suchy, 9:3, January/February 2017, p.1

From Metatags to Sponsored Ads: The Evolution of the Internet-Related Trademark Infringement Doctrine
Uli Widmaier, 4:3, January/February 2012, p.9

It’s Time for the Internet to Start Acting like an Adult [Perspective]
Robert O. Lindefjeld, 6:5, May/June 2014, p.1

Patenting the Output of Autonomously Inventive Machines
Ryan B. Abbott, 10:1, September/October 2017, p.16

Protecting IP in an Agile Software Development Environment
Christopher N. George and Raymond Millien, 7:6, July/August 2015, p.34

That’s a Wrap: Online Agreements and Gaming Kids
Adam C. Losey, 7:4, March/April 2015, p.20

The Full-Court Press on #Hashtag Trademarks
Radiance W. Harris, 9:2, November/December 2016, Digital Feature

The Law of YouTubers: The Next Generation of Creators and the Legal Issues They Face
Franklin Graves and Michael Lee, 9:5, May/June 2017, p.8

The Uniform Rapid Suspension System: A New Weapon in the War against Cybersquatters
James L. Bikoff, David K. Heasley, Griffin M. Barnett, Valeriya Sherman, and Justin Miller, 6:3, January/February 2014, p.32

Web Scraping—Limits on Free Samples [Meeting of the Minds]
Philip H. Liu and Mark Edward Davis, 8:2, November/December 2015, p.54

Internet Corporation for Assigned Names and Numbers (ICANN)

Business of Domain Names Remains Brisk
Eric Macramalla, 3:5, May/June 2011, p.47

ICANN Can or Can It? Recent Developments in Internet Governance Involving Cybersquatting, Online Infringement, and Registration Practices
Scott T. Lonardo and Mark V.B. Partridge, 1:5, May/June 2009, p.24
The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners
Brian J. Winterfeldt, Griffin M. Barnett, and Janet J. Lee, 11:4, March/April 2019, p.48
Who Is Going to Own Dotamazon? The Pending Domain Name Land Grab
Anthony J. Biller and Jennifer Bisk, 2:2, November/December 2009, p.8

Privacy
An American Perspective on the GDPR One Year In
Justin P. Webb and Sarah A. Sargent, 11:5, May/June 2019, p.13
Data Privacy and Cybersecurity in M&A: A New Era
Daniel Ilan, Emmanuel Ronco, and Jane Rosen, 10:6, July/August 2018, p.48
IoT Big Data: Consumer Wearables, Data Privacy, and Security
Katherine Britton, 8:2, November/December 2015, Digital Feature
Online Behavioral Advertising—Tracking Users: Gold Mine or Land Mine?
Dominique Shelton, 5:1, September/October 2012, p.26
Open and Closed Systems: Tim Wu and The Master Switch: The Rise and Fall of Information Empires [Book Review]
Tim Toohey, 4:6, July/August 2012, p.37
Practical Tips on GDPR for Intellectual Property Attorneys
Patrick Wheeler and Mette Marie Kennedy, 11:3, January/February 2019, p.50
Privacy, Security, and Wearable Technology
Janice Phaik Lin Goh, 8:2, November/December 2015, p.30
States Are Coming to the Fore of Privacy in the Digital Era
Ganka Hadjipetrova and Hannah G. Poteat, 6:6, July/August 2014, p.12
The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners
Brian J. Winterfeldt, Griffin M. Barnett, and Janet J. Lee, 11:4, March/April 2019, p.48
What Does the California Consumer Privacy Act Mean for IP Attorneys and Law Firms?
Dan Goldstein and Adam Rowan, 11:2, November/December 2018, p.22

Social Networking
Beyond the Buzzwords: Sponsored Content, Native Advertising, and Consumer Protection
Amanda E. Schreyer, 8:2, November/December 2015, p.12
Friends or Frenemies? The Increasingly Important Legal Battle over Social Data Extraction Tools
Jonathan H. Blavin, 4:5, May/June 2012, p.12
Giving the Right of Publicity a Much-Needed Makeover for the Social Media Revolution
Lynne M.J. Boisineau, 5:2, November/December 2012, p.24
Influencers: What Every Brand and Legal Counsel Should Know
Mark Goodrich and Jason Howell, 11:1, September/October 2018, p.15
Toward “Social Networking Law”?
Hillel I. Parness, 1:4, March/April 2009, p.13
Hillel I. Parness, 10:1, September/October 2017, p.44
Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations
Sonia M. Okolie, 12:3, January/February 2020, p.52

Terms of Use Agreements
Coming to Terms: Hidden Traps for Media Entities and Producers in Website Terms of Use Agreements
Ben Bartlett and Toby Butterfield, 3:6, July/August 2011, p.42
Into the Fandom-Verse: Fanworks and Fair Use
Heidi Howard Tandy, 12:1, September/October 2019, p.16

Terms of Use Case Update
Francine D. Ward, Brian D. Sites, Michelle L. Gregory, Janice Phaik Lin Goh, and Timothy Lewis, 8:1, September/October 2015, Digital Feature

User-Generated Content
Modern Web Tools Implicate Copyright and Hot News
Evan D. Brown, 1:6, July/August 2009, p.47

Take-Downs, Put-Backs, Contracts, and Lawsuits: Managing User-Generated Copyright Issues
Steven J. Metalitz and Matt Williams, 1:2, November/December 2008, p.40

Things Aren’t Always as They Appear: Who Really Owns Your User-Generated Content?
G. Ross Allen and Francine D. Ward, 3:2, November/December 2010, p.49

Web 2.0
Copyright’s Uneasy Transition into the Web 2.0 Environment
Robert J. Kasunic, 1:4, March/April 2009, p.8

Web 2.0: The Internet’s New IP Frontier
Aisha L. Williams, 1:4, March/April 2009, p.17

DECEPTIVE TRADE PRACTICES. See Unfair Competition

FAME AND CELEBRITY STATUS

Do You Own Your Personal Brand? In Figure Skating, the Answer is Not Too Clear
Christy L. Foley, 9:2, November/December 2016, p.30

Face Value: Where’s My NCAA Football Game?
Steve S. Chang, 7:4, March/April 2015, p.8

False Endorsement and the Fame Revolution: The Evolution of IP’s Vanilla Shake
Stephen E. Roth, 1:6, July/August 2009, p.34

Giving the Right of Publicity a Much-Needed Makeover for the Social Media Revolution
Lynne M.J. Boisineau, 5:2, November/December 2012, p.24

Influencers: What Every Brand and Legal Counsel Should Know
Mark Goodrich and Jason Howell, 11:1, September/October 2018, p.15

Private Affairs/Public Rights: Can Copyright Be Used to Protect Newsworthy Secrets?
Andrew Baum, 5:5, May/June 2013, p.6

Protecting Professional Athlete’s Personality Rights in Canada
Anna Loparco and Regan E. Dahl, 9:2, November/December 2016, p.20

Split Personality: Constructing a Coherent Right of Publicity Statute
Joshua L. Simmons and Miranda D. Means, 10:5, May/June 2018, p.37

Transformative Use Comes of Age in Right of Publicity Litigation
Yakub Hazzard, David Leichtman, David Martinez, and Jordan S. Paul, 4:1, September/October 2011, p.28

GENERAL IP

Administrative Law
Administrative Law Observations on Cuozzo Speed Technologies v. Lee
David E. Boundy, 9:3, January/February 2017, Digital Feature
“Nonfunctional Descriptive Material” vs. “Printed Matter”: The PTAB’s Defiance of Federal Circuit Precedent
David E. Boundy, 12:3, January/February 2020, p.46

The PTAB Is Not an Article III Court, Part 2: Aqua Products v. Matal as a Case Study in Administrative Law
David Boundy and Andrew B. Freistein, 10:5, May/June 2018, p.44

Conflicts of Interest
What You Risk: A Review of Subject Matter Conflicts of Interest in Intellectual Property Prosecution
Sandra P. Thompson, 9:4, March/April 2017, p.9

Diversity
Diversifying Intellectual Property Law: Why Women of Color Remain “Invisible” and How to Provide More Seats at the Table
J. Shontavia Johnson, Tonya M. Evans, and Yolanda M. King, 10:4, March/April 2018, p.30

How Globalization Has Shifted the Paradigm of Diversity Inclusion in Intellectual Property Law
Ahmed J. Davis and Priyam Bhargava, 8:1, September/October 2015, p.51

False Advertising
Do Consumers Want to Taste Jamaica? Alcohol Beverage Makers Fight False Advertising Claims
Eugene M. Pak, 9:1, September/October 2016, p.26

False Advertising Disputes: Interplay between Courts and the NAD
Bradley L. Cohn and Kristine A. Bergman, 8:5, May/June 2016, p.6

Navigating the National Advertising Division
Terri Seligman and Hannah Taylor, 11:4, March/April 2019, p.43

POM Wonderful LLC v. Coca Cola Co.: The Supreme Court Juices Up Section 43(a) of the Lanham Act
Theodore Davis and Jaclyn T. Shanks, 7:1, September/October 2014, p.12

Fiction
Fiction Writing Challenge: Datanarachy
Gwilym Roberts, 7:2, November/December 2014, p.33

General
An Eater’s Guide to the “Natural” Labeling Food Fight
Julia Dayton Klein, 9:1, September/October 2016, Digital Feature

Beyond the Smallest Salable Unit: How Surveys Provide a Path from Recent Case Law to an Appropriate Royalty Base
Alexander L. Clemons, 6:5, May/June 2014, p.36

Cat Ladies, Quilters, and Creativity
Kara Swanson, 10:4, March/April 2018, p.47

Caught in the Middle: Intellectual Property and Indigenous Communities
Lawana L. Bryant, Katherine E. Lewis, Maia Puryear, and Alyssa Reiner, 5:4, March/April 2013, p.26

Confessions of a Consumer Privacy Ombudsman
Cassandra M. Porter, 9:6, July/August 2017, p.30

Correcting Technical Errors in Legislation, or, Should Congress be Estopped from a Fast Track Fix to the Screw Up in Post-Grant Review Estoppel? [From the Hill]
Hayden W. Gregory, 7:3, January/February 2015, p.3

Covenants Not to Sue v. Counterclaims to Invalidate: You Can’t Fire Me, I Quit [From the Hill]
Hayden W. Gregory, 5:3, January/February 2013, p.2
Hayden W. Gregory, 1:2, November/December 2008, p.1

Millennial Demand for Alternative Medicine and Its Effects on Biopiracy

NASA: Creating IP to Infinity and Beyond
Tammy Pennington Rhodes, 12:3, January/February 2020, p.58

New Law to Strengthen IP Enforcement [From the Hill]
Hayden W. Gregory, 1:3, January/February 2009, p.1

Not Playing Around: Board Games and Intellectual Property Law
Daniel J. Schaeffer, 7:4, March/April 2015, p.40

Opening the Door to Trust: Privacy and Intellectual Property During Exit Events
Timothy L. Yim, 7:5, May/June 2015, p.28

Opportunity and Obligation [Perspective]
Gordon Arnold, 1:1, September/October 2008, p.1

Permanent Injunctions and Pluralistic Competition
Clement S. Roberts, 2:5, May/June 2010, p.40

Preparing IP Clients for Their Second Acts: A Primer on Creative Executorship
Ellen F. Brown, 8:3, January/February 2016, p.36

Pros and Pitfalls of Artificial Intelligence in IP and the Broader Legal Profession
Timothy J. Carroll and Manny Caixeiro, 11:3, January/February 2019, p.5

Protecting Industrial Designs: Is the U.S. Behind the World? [Perspective]
Donna P. Suchy, 9:5, May/June 2017, p.1

Protecting Intellectual Property and the Nation’s Economic Security
Colonel Reggie Ash, 6.5, May/June 2014, p.20

Proving Infringement in Divided Performance Process Claims: Something’s Gotta Give [From the Hill]
Hayden W. Gregory, 5:2, November/December 2012, p.1

PTO Funding and Fee Diversion: Issues That Refuse to Go Away [From the Hill]
Hayden W. Gregory, 2:5, May/June 2010, p.1

Suddenly, One Day: Intellectual Property and Mind Futures
Barbara J. Gislason, 6.6, July/August 2014, p.48

The Future of IP: The More Things Change, the More They Stay the Same?
Christophe van Zyl, 8:5, May/June 2016, Digital Feature

The Next Big Thing in Monetizing IP: A Natural Progression to Exchange-Traded Units
James E. Malackowski, 3:5, May/June 2011, p.32

The Overstated Case against the United States Patent System [Perspective]
Theodore H. Davis Jr., 8:3, January/February 2016, p.1

The Rise of 360 Deals in the Music Industry

The Role and Challenges of IP in Times of Corporate Reinvention
Jun Nakamura and Toshiaki Suzuki, 4:2, November/December 2011, p.18

The Taxation of Royalty Payments to International Athletes
Michael J. Bruno, Steven Hadjilogiou, and Robert H. Moore, 9:2, November/December 2016, p.36

Trade Secrets v. Patents: The New Calculus
R. Mark Halligan, 2:6, July/August 2010, p.10

“Umbrella” Standards Bodies: Framing IPR Policies
Carter Eltzroth, 5:6, July/August 2013, p.54

What Do Traditional Knowledge and Traditional Cultural Expressions Have to Do with Intellectual Property Rights?
J. Janewa Osei-Tutu, 9:4, March/April 2017, p.20
What Fate Awaits the New White House Intellectual Property Enforcement Coordinator: IP Czar—or Nicholas II? [From the Hill]  
Hayden W. Gregory, 2:3, January/February 2010, p.5

What Lawyers Might Like to Know About 3D Printing and the Law  
Michael Weinberg, 6:4, March/April 2014, p.42

Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court  

Global Brand Building  
An Inside Look at a Rising Brand’s Global Fight against Infringers  
Charles Chen, 10:6, July/August 2018, p.44

Going Global: What American Companies Are Doing to Build and Protect Their Brands Overseas  
Sara J. Parikh and Vandana Razdan, 4:6, July/August 2012, p.30

Government IP  
Watch Your Six! [Perspective]  
Donna P. Suchy, 9:2, November/December 2016, p.1

What Every Company Should Know about IP Rights When Selling to the U.S. Government  
Susan B. Cassidy, Alexander B. Hastings, and Jennifer L. Plitsch, 9:6, July/August 2017, p.5

Startups  
Adventures in the Microverse: A Solo Practitioner’s Learning Experiences in a Post-AIA World  
Justin D. Cotton, 10:6, July/August 2018, p.31

An Inside Look at a Rising Brand’s Global Fight against Infringers  
Charles Chen, 10:6, July/August 2018, p.44

An Unacceptable Threat to Startups and Innovators from Our Patent System [Perspective]  
Scott F. Partridge, 10:6, July/August 2018, p.1

Corporate and Intellectual Property Considerations for Startups Seeking Venture Capital Funding  
Chris Sloan and Emily Brackstone, 10:6, July/August 2018, p.26

Personal Trainers for Tech Startups: IP Considerations at Different Growth Stages  
Kelly G. Hyndman, 10:6, July/August 2018, p.20

Starting Up Right: Common Pitfalls Startups Can Avoid in Copyright Law  
Giselle Girones, 10:6, July/August 2018, p.16

The IP Practitioner’s Guide to Working with Startups  
Natalie Alfaro Gonzales and Steve Maule, 10:6, July/August 2018, p.7

When New Entrepreneurs Navigate Intellectual Property: IP Matters That Really Matter in University-Based Venture Incubators  
Alvin Benjamin Carter III, 10:6, July/August 2018, p.12

University IP  
Building an In-House Practice—Technology Transfer Office  
Hamid R. Piroozi, 10:2, November/December 2017, p.35

Inside a University’s Technology Transfer Office: Purposes and Goals for Protecting a University’s Intellectual Property  
Randi B. Isaacs, 8:3, January/February 2016, p.30

Keep an Eye on the Issue of Sovereign Immunity When Licensing State University-Based Patent Rights in Light of Ericsson Inc. v. Regents of the University of Minnesota  
Kandace Watson and Shane Killeen, 11:5, May/June 2019, p.34

Patenting Nature  
Rochelle C. Dreyfuss, 12:2, November/December 2019, p.6
When New Entrepreneurs Navigate Intellectual Property: IP Matters That Really Matter in University-Based Venture Incubators
Alvin Benjamin Carter III, 10:6, July/August 2018, p.12

GREEN IP

Copyright Protection for “Green Design” of Architectural Works: Beyond Functionality
Theresa V. Casey, 1:5, May/June 2009, p.48

Green Is a Way of Thinking, Not an Industry: The Only Thing Holding Back Green Technology Is the Same Thing Holding Back Any New Technology
Ryan M. Fountain and MaCharri R. Vorndran-Jones, 4:1, September/October 2011, p.10

Green Marketing: It’s Not All Bunnies and Flowers
E. Thomas Watson, 2:4, March/April 2010, p.11

Is Green Technology Stalled at the Starting Line? How Anticompetitive Interests and High Capitalization Costs Are Stunting a Green Tech Boom in the United States
Henry Behnen and Maxim H. Waldbaum, 4:1, September/October 2011, p.16

Is the Big Blue Marble Getting Greener?
Janet S. Hendrickson, 4:1, September/October 2011, p.22

It’s Not Easy Being Green: Use of the Terms “Organic,” “Sustainable,” and “Natural” in Trademarks and Advertising
Jennifer M. Hetu and Anessa Owen Kramer, 4:1, September/October 2011, p.46

Likelihood of Eco-Friendly Confusion: Greenwashing and the FTC “Green Guides”
Timothy C. Bradley, 4:1, September/October 2011, p.38

Triumph of the Eco-Patent Commons
Michael P. Byrne and Kevin Greenleaf, 4:1, September/October 2011, p.43

INTERNATIONAL

Asia

A Business Practitioner’s View on IP Monetization in Asia
Gordon McConnachie, 8:1, September/October 2015, p.38

Jointly Waging the Battle against Counterfeiters in Asia
Wayne Mack, 10:1, September/October 2017, p.48

Niccities of the Nice Classification in Asian Trademark Practice
Malobika Banerji, 4:6, July/August 2012, p.52

Australia

Ancient Culture and Contemporary Art: Protecting Australia’s Indigenous Cultural Expression in a Modern IP Framework
Virginia J. Morrison, 5:3, January/February 2013, p.33

Canada

An Update on the Scope of Patentable Subject Matter in Canada: The Amazon.com’s Singe Action Ordering Patent Application and the Patenting of Business Methods in Canada
Steven B. Garland, Colin B. Ingram, and John R. Morrissey, 3:5, May/June 2011, p.38

Canada Opens Up to Registration of Nontraditional Trademarks
Adam Lis, Hung Nguyen, 5:2, November/December 2012, p.48

Canada’s New Copyright: The Supreme Court Redefines Fair Use and Technological Neutrality
Marek Nitoslawski and Michael J. Shortt, 5:5, May/June 2013, p.43

Copyright Law in Canada—Similar, But Not the Same
China

A Practical Patent Strategy for U.S. Companies Doing Business in China
Fuli Chen, Yuqing Lin, Bradley D. Lytle, and Edward W. Tracy Jr., 3:3, January/February 2011, p.14

A Remarkable Victory
Fanwen Kong and Yongbo (Robert) Li, 6:3, January/February 2014, p.45

Avoid On-Sale Bar by Filing Early Both in the United States and China Post-Helsinn
JiaZhen (Ivon) Guo, Janice H. Logan, and Weixian Zhu, 12:3, January/February 2020, p.36

Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe
Clark A.D. Wilson, Kamal Arvind, and Jeffrey Klenc, 10:5, May/June 2018, p.8

China and the WTO: Targeting China’s IPR Record
Kevin C. Lacey, 2:3, January/February 2010, p.33

China’s Special IPR Campaign: Really Special or Really Not?
Jasemine C. Chambers, Nancy Kremers, Albert Tramposch, and Conrad Wong, Elaine Wu, 3:6, July/August 2011, p.34

Gordon Harris, Alexandra Brodie, and Jamie Rowlands, 11:4, March/April 2019, p.29

Managing Trademark Investigations for Nonuse in China: A Comparison with U.S. Practice
Yijun Ge and Peter S. Sloane, 5:6, July/August 2013, p.42

David J. Kappos, 3:4, March/April 2011, p.8

Patent Enforcement in China
Shengping Yang, 4:2, November/December 2011, p.48

Practical Tips for Trademark Protection in China
Nina Li, 12:1, September/October 2019, p.25

Pursuing Trademark Reform in China: Who Will Benefit—and Are the Proposed Changes Enough?
Nadine Farid Johnson, 3:3, January/February 2011, p.6

He Jing and Liu Liangyong, 9:2, November/December 2016, p.53

Europe

A European Perspective on Business Method Patents
Nicholas Fox and Alex Rees, 2:6, July/August 2010, p.30

An American Perspective on the GDPR One Year In
Justin P. Webb and Sarah A. Sargent, 11:5, May/June 2019, p.13

Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe
Clark A.D. Wilson, Kamal Arvind, and Jeffrey Klenc, 10:5, May/June 2018, p.8

Consequences of the Brexit Vote on European Trademarks

Robert Reading, 11:1, September/October 2018, p.31

*Does the U.S. Have an Answer to the European Right to Be Forgotten?*

Andrew R.W. Hughes, 7:1, September/October 2014, p.18

*Europe’s Copyright Reform: What Is So Controversial?*

Sarah Blair, 11:4, March/April 2019, p.12

*Has the Global Patent System Weakened in the Last Decade? Assessing the Strength of National Patent Systems*

Gordon Harris, Alexandra Brodie, and Jamie Rowlands, 11:4, March/April 2019, p.29

*Patenting Artificial Intelligence Inventions in Canada*

Shahrzad Esmaili and Roch Ripley, 12:1, September/October 2019, p.32

*Practical Tips on GDPR for Intellectual Property Attorneys*

Patrick Wheeler and Mette Marie Kennedy, 11:3, January/February 2019, p.50

*Red Soles Aren’t Made for Walking: A Comparative Study of European Fashion Laws*

Simon Bennett, Holger Gauss, Boriana Guimberteau, and Lorenzo Litta, 5:6, July/August 2013, p.18

*Significant Advances toward a Unitary European Patent*

Christian K. Heine, 4:4, March/April 2012, p.25

*The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners*

Brian J. Winterfeldt, Griffin M. Barnett, and Janet J. Lee, 11:4, March/April 2019, p.48

**General**

*Around the World and Back: Making a Champion Out of Your Design with International Design Rights [Meeting of the Minds]*

Kenneth “Kenny” Matuszewski and Elizabeth Ferrill, 11:3, January/February 2019, p.54

*Beyond Our Borders: Comparing the Opposition Proceedings of Europe, China, and the United States*

Chris Benson, David Cheng, Kevin Greenleaf, 5:6, July/August 2013, p.36

*Economists Must Be Careful in Their Use of IMPLAN to Analyze Public Interest Issues in Section 337 Cases*

Robert Rogowsky and Jeffrey Klenk, 11:6, July/August 2019, p.50

*Examining the Evolving Role the Public Interest Plays at the ITC*

P. Andrew Riley, 6:1, September/October 2013, p.40

*Foreign Patent Filing: A Different Kind of “Climate Watch” [Perspective]*

Donna P. Suchy, 9:4, March/April 2017, p.1

*Form PCT/IB/382: Legal Implications in Countries with Compulsory Licensing Rules*

Cary Miller, Max R. Bank, and Kimberly A. Bolin, 6:3, January/February 2014, p.42

*Investment Treaties and Intellectual Property: Eli Lilly v. Canada and Phillip Morris v. Uruguay*

H. Jared Doster and Daniel J. Gervais, 10:5, May/June 2018, Digital Feature

*IP Attachés: Providing Services around the World to IP Practitioners and Their Clients*

Dominic Keating, 10:3, January/February 2018, p.30

*Liability of Foreign Companies under the Digital Millennium Copyright Act [Meeting of the Minds]*

William Jacob Farrar and Daniel Gervais, 6:3, January/February 2014, p.50

*Protection of Business Method Patents outside the United States*

Indra Bhattacharya, Eugene F. Derenyi, Ramesh C. Dhawan, Huw Evans, Anuj Kulshreshtha, Wayne McMaster, Lena Shen, Vivien Tzau, Kazuhiro Yamaguchi, and Nicholas Zweck, 1:5, May/June 2009, p.18

*The Case for Early Adjudication of Potentially Dispositive Issues at the USITC*

Evan H. Langdon and Paul M. Bartkowski, 10:5, May/June 2018, p.13
The International Design Registration: Maintaining National Personality and Acquiring It All at Once
Vincenzo Melilli, 8:5, May/June 2016, p.27

The Trans-Pacific Partnership: Future of Global Trade or Corporate Conspiracy against Workers?
Kevin E. Noonan, 8:6, Julu/August 2016, p.32

Using IP Law to Promote Human Flourishing for “Market Women”
J. Janewa Osei-Tutu, 10:4, March/April 2018, p.38

India
Recent Developments in the Indian IP Laws
Poorvi Chothani, Punthi Shah, 3:2, November/December 2010, p.44

Italy
The Fall and Rise of the Italian Torpedo in European Patent Litigation
Matthew K. Blackburn, 6:6, July/August 2014, p.35

Japan
Trademark Law Amendment in Japan: Introduction on Registering Nontraditional Marks
Tomoya Kurokawa, 8:5, May/June 2016, p.36

Mexico
The New Trademark Opposition System in Mexico
John M. Murphy, 10:1, September/October 2017, p.54

Russia
Russia’s Long Journey to the WTO: Whose Interests Will Be Served If Russia Joins the World Club?
Elmira Danelyan, 1:4, March/April 2009, p.52

South America
Combating Intellectual Property Infringement at the Border: A Look at the Systems in Brazil, Argentina, and Uruguay
Cristina Guerra, Ricardo Pinho, 5:6, July/August 2013, p.28

UK
Consequences of the Brexit Vote on European Trademarks
Robert Reading, 11:1, September/October 2018, p.31

Droit de suite: A U.K. Perspective on the Artist’s Resale Right

Europe’s Copyright Reform: What Is So Controversial?
Sarah Blair, 11:4, March/April 2019, p.12

Fail to Plan, Plan to Fail: Strategic Considerations for U.S. Litigants Involved in English Proceedings
Sara L. Ashby and Simon R. Chalkley, 4:3, January/February 2012, p.50

Gordon Harris, Alexandra Brodie, and Jamie Rowlands, 11:4, March/April 2019, p.29

H. Jared Doster, 11:4, March/April 2019, p.23

Virtual Trademark Infringement in a Virtual World? A UK Perspective
Mark A. Armitage, 1:4, March/April 2009, p.36

INTERVIEWS AND PROFILES
A Good Game to Play: Conversation with In-House IP Attorneys in the Gaming Industry
7:4, March/April 2015, p.46
Armitage, Robert A., 2019 Mark T. Banner Award Honoree [Section Focus]
Shannon N. Proctor, 11:6, July/August 2019, p.5
Arnold, Thomas Oren, 1923–2009
Donald R. Dunner, 2:1, September/October 2009, p.51
Bahar, Jessica, Constellation Brands
Shane Delsman, 11:5, May/June 2019, p.5
Ballon, Ian, Pro Bono IP
Stephanie Roberts, 8:5, May/June 2016, p.47
Barner, Sharon, Cummins, Inc.
Cheryl L. Black, 8:3, January/February 2016, p.5
Breslow, Jordan, Etsy
Abioye E. Mosheim, 9:5, May/June 2017, p.5
Brown, Paul, UL
Janet A. Marvel, 10:1, September/October 2017, p.5
Byrnes, Andrew, PresenceLearning
Andrew F. Halaby, 9:3, January/February 2017, p.5
Chasser, Anne, University Licensing
David Dawsey, 8:5, May/June 2016, p.5
Cohn, Deborah, Commissioner for Trademarks, United States Patent and Trademark Office
Cheryl L. Black and Patricia S. Smart, 4:4, March/April 2012, p.48
Coleman, Ronald D.
Lindsay Allen, 10:3, January/February 2018, p.6
Coughlin, William, Ford Global Technologies (IP Virtuosos)
Janet A. Marvel, 8:4, March/April 2016, p.30
Damle, Sarang “Sy”, General Counsel and Associate Register of US Copyright Office
Abioye Ella Moshiem, 10:2, November/December 2017, p.43
Dawson III, Horace G., Red Lobster Seafood Company
Darrell G. Mottley, 9:4, March/April 2017, p.5
Diversity from the Corporate Perspective
Naresh Kilaru and Susan Perng Pan, 5:4, March/April 2013, p.14
Essex, Judge Theodore R., Administrative Law Judge at the International Trade Commission
Lloyd Smith, 5:6, July/August 2013, p.5
Fein, Ed, NASA
Tammy Pennington Rhodes, 12:3, January/February 2020, p.58
Fenlon, Pete [Sidebar to Not Playing Around: Board Games and Intellectual Property Law]
7:4, March/April 2015, p.44
Figg, Tony
Christopher A. Bullard, 1:3, January/February 2009, p.59
Focarino, Margaret A. (Peggy)
Steven P. Caltrider, 6:3, January/February 2014, p.7
Foreman, Louis, Enventys
Eli Mazour, 11:1, September/October 2018, p.5
Foreman, Louis J., Chief Executive of Enventys and IPO Education Foundation President
Susan McGahan, 7:3, January/February 2015, p.9
Green, Abbey, Christie’s
10:2, November/December 2017, p.5
Gutierrez, Judge Philip S., United States District Court for the Central District of California
Antony M. Novom and Ruthleen Uy, 5:4, March/April 2013, p.37
Herzfled, Oliver, Beanstalk
Janet A. Marvel, 9:2, November/December 2016, p.6
Hochberg, Elizabeth Day
Matthew P. Hintz, 6:4, March/April 2014, p.9

Holdeman, Judge James (IP Virtuosos)
Ashly I. Boesche and Brent Hawkins, 8:4, March/April 2016, p.40

Jones, David, High Tech Inventors Alliance
Eli Mazour, 12:1, September/October 2019, p.5

Kao, Christine, Twitter, Inc.
Chrissie Scelsi, 8:2, November/December 2015, p.3

Law, Rob, Magmatic Ltd.
Rupert Knights, 10:6, July/August 2018, p.5

Learning from Each Other: An Interview between Two Generations of IP Attorneys
Stephen F. Rost and Derek B. Lavender, 11:3, January/February 2019, p.27

Lee, Gerald Bruce, Judge
Lloyd Smith, 6:2, November/December 2013, p.7

Lee, Michelle K., USPTO (IP Virtuosos)
Kenie Ho, 8:4, March/April 2016, p.34

Lemley, Professor Mark A. (IP Virtuosos)
Uli Widmaier and Kristine A. Bergman, 8:4, March/April 2016, p.26

Lewis, Jessica E., The Coca-Cola Company
Darrell G. Mottley, 9:1, September/October 2016, p.6

Luckern, Paul J., Chief Administrative Law Judge (Retired), U.S. International Trade Commission
Susan Pan, 4:2, November/December 2011, p.14

Michel, Paul R., Chief Circuit Judge
Pamela Banner Krupka, 2:1, September/October 2009, p.18

Pallante, Maria A., Register of Copyrights
Judith Saffer, 4:4, March/April 2012, p.10

Perlmutter, Shira, Administrator for Policy and External Affairs, U.S. Patent and Trademark Office
Eleanor M. Lackman and Mary Rasenberger, 5:1, September/October 2012, p.7

Peters, Marybeth, Copyright Register
June M. Besek and Mary E. Rasenberger, 3:1, September/October 2010, p.16

Rader, Randall R., Chief Judge
S. Lloyd Smith, 3:4, March/April 2011, p.5

Rea, Teresa Stanek, Deputy Director of the United States Patent and Trademark Office
Lisa A. Dunner, 4:6, July/August 2012, p.7

Rich, Judge Giles S.: His Life and Legacy Revisited
James F. Davis, 2:1, September/October 2009, p.8

Richland, Kent L., Greines, Martin, Stein & Richland LLP
Susan Perng Pan, 10:5, May/June 2018, p.5

Rin-Laures, Li-Hsien (Lily)
Michael A. Straniello, 12:2, November/December 2019, p.5

Rogers, Gerard F., Chief Judge
Cheryl L. Black, 6:1, September/October 2013, p.7

Ruschke, Chief Judge David, Patent Trial and Appeal Board
Kevin R. Greenleaf, 9:3, January/February 2017, p.31

Sleet, Judge Gregory M., United States District Court for the District of Delaware
Monté T. Squire, 5:4, March/April 2013, p.36

Smith, James, Chief Administrative Patent Judge, United States Patent and Trademark Office
Denise DeFranco, 5:2, November/December 2012, p.7

Sorrell, William J., Vermont Attorney General
Nicholas M. Kunz and Andrew F. Halaby, 7:3, January/February 2015, p.46

Stoll, Robert L., Commissioner for Patents, United States Patent and Trademark Office
Annette R. Reimers, 4:1, September/October 2011, p.8
IP ASSETS; VALUATION

Financial First Aid for the Research and Development of Intellectual Property Assets
Beverly A. Berneman, 3:6, July/August 2011, p.46

How to Avoid the New Post-Acquisition Hobby of an IP Ownership Hairball
Kate Spelman, 4:4, March/April 2012, p.21

Investment Treaties and Intellectual Property: Eli Lilly v. Canada and Phillip Morris v. Uruguay
H. Jared Doster and Daniel J. Gervais, 10:5, May/June 2018, Digital Feature

IP Assets in a Flat World . . . That Just Got Flatter in the Global Crisis
Gordon V. Smith and Donna P. Suchy, 2:2, November/December 2009, p.26

IPOs and Patents: Friends, Enemies, or Strangers?
Ceyda A. Maisami and Leslie A. McDonell, 4:5, May/June 2012, p.54

IP Transfer Pricing: The Key Essentials
Jillian A. Centanni and Anne Fairpo, 5:1, September/October 2012, p.53

IP Value as a Basis of Economic Recovery
Glenn W. Perdue, 2:5, May/June 2010, p.45

Some Economics of Royalty Bundling
Jeffrey Cohen, David Giardina, and Divya Mathur, 4:5, May/June 2012, p.18

Tax Basics of Intellectual Property
Elizabeth V. Zanetta and Stanley C. Ruchelman, 10:6, July/August 2018, p.39

The Attorney’s Role in Assisting Clients with Patent Valuation
Bruce W. Burton, Scott Weingust, and Alton L. Hare, 8:1, September/October 2015, p.27

The Valuation of Intellectual Property for Transfer Pricing Purposes [Meeting of the Minds]
Xiaoying Zhang, Danny Ko, and Adam A. Karp, 8:1, September/October 2015, p.54

What's It Worth? Principles of Patent Valuation
Krista F. Holt, Thomas B. Herman, and Brian P. O’Shaughnessy, 8:1, September/October 2015, p.32

LEAHY-SMITH AMERICA INVENTS ACT. See America Invents Act

OPEN SOURCE

GNU and Improved? The Newest Version of the General Public License for Software—What to Tell Your Client
Terry J. Ilardi, 1:3, January/February 2009, p.38

Open Source Licensing and the Viability of the Free Software Movement
Sean Hogle, 3:6, July/August 2011, p.8

Railroaded Again? Jacobsen v. Katzer and the Open Source Debate
David L. Applegate, 1:6, July/August 2009, p.40

Software Litigation Opens Pandora’s Box of Key Open Source Issues
Aaron Williamson, 7:3, January/February 2015, p.53
**The End of Collaborative Innovation: Is the Erosion of Patent Rights Threatening Open Innovation?**
Marc Ehrlich and Richard Ludwin, 11:1, September/October 2018, p.44

**Third-Party Code: Beware the Trojan Source!**

**Why Open Source Licenses with a Commons Clause May Become Less Common**
Nicholas D. Petrella and Stephen E. Kabakoff, 12:2, November/December 2019, p.32

**PATENTS**

**Application, Procedure for**

*Creativity in Enhancing the Quality and Size of Patent Portfolios*
Nate Phares and Ken Hartmann, 11:1, September/October 2018, p.49

*Drafting Patent Applications Covering Artificial Intelligence Systems*
Christopher J. White and Hamid R. Piroozi, 11:3, January/February 2019, p.10

*Patent Application Filings in a Troubled Economy*
Blake A. Tankersley and Allison M. Tulino, 3:5, May/June 2011, p.51

*Righting Inventorship Wrongs: A Multijurisdictional Overview [Meeting of the Minds]*
Todd M. Martin and Pervin Taleyarkhan, 10:1, September/October 2017, p.59

*The Same Thing Twice: Copying Text from Once Client’s Patent into Another’s Application*
David Hricik, 5:5, May/June 2013, p.22

**Arbitration**

*Arbitration in the Age of Amazon*
Gaston Kroub, 12:1, September/October 2019, p.22

*Can Arbitration Fix the Patent System? PTAB Participants Consider Arbitration in View of Increased Complexity of IPRs*

*Patent Arbitration: It Still Makes Good Sense*
Peter L. Michaelson, 7:6, July/August 2015, p.42

**Assignment Agreements**

Eric B. Evans, Ian N. Feinberg, and Andrew M. Holmes, 3:3, January/February 2011, p.24

**Biotechnology**

*CRISPR: The New Frontier of Biotechnology Innovation*
Michael A. Stramiello, 10:3, January/February 2018, Digital Feature

*Getting Creative: Prosecuting Biotechnology Applications at the USPTO after Mayo*
Cynthia M. Bouchez, 9:6, July/August 2017, p.38

*IP Strategies for the Red-Hot Digital Health Industry*
Mi Zhou, Mark Russell Sperling, Justin T. Fleischacker, and Preston K. Ratliff II, 12:2, November/December 2019, p.10

**Business Method Patents**

*Following the Bilski Near Miss, Can Business Method Patents Survive Alice? [From the Hill]*
Hayden W. Gregory, 7:1, September/October 2014, p.2

**Claim Construction**

Frederick L. Whitmer, 2:6, July/August 2010, p.14

*Complex Patent Suits: The Use of Special Masters for Claim Construction*
Neil A. Smith, 2:1, September/October 2009, p.36

*Standing by BRI: A Review of the Broadest Reasonable Interpretation Standard at the PTAB*
Claim Interpretation

The Broadening Chasm between Claim Interpretation during Litigation and Examination for Product-by-Process Claims

Declaratory Judgments

Declaratory Actions Post-MedImmune—Can Patent Holders Ever Avoid Suit?
J. Karl Gross, 2:3, January/February 2010, p.17

Defenses

Inequitable Conduct

The Confusing Law of Inequitable Conduct: Will the Federal Circuit Make Some Sense of It in Therasense? [From the Hill]
Hayden W. Gregory, 2:6, July/August 2010, p.8

Will Therasense Finally End the Plague?
Rebecca C.E. McFadyen and Katrina M. Quicker, 4:3, January/February 2012, p.36

Misuse

Looking with an Equitable Lens at Hold-Ups of Standard Setting: Qualcomm v. Broadcom’s Remedy for Misuse
David C. Brezina, 2:4, March/April 2010, p.50

Design Patent

Around the World and Back: Making a Champion Out of Your Design with International Design Rights [Meeting of the Minds]
Kenneth “Kenny” Matuszewski and Elizbeth Ferrill, 11:3, January/February 2019, p.54

Perry J. Saidman and William P. Gvoth, 12:1, September/October 2019, p.46

Design Patent Functionality

Christopher V. Carani, 7:2, November/December 2014, p.19

Pattern Overlay: Do Design Patents and Copyright Protection Work with—or Against—Each Other? [Meeting of the Minds]
Justin M. Clark and Julianne R. Davis, 6:4, March/April 2014, p.48

Protecting Your 3D Brand: Dual Protections with Design Patent and Trade Dress Protection
Louise Arnott, 6:4, March/April 2014, p.10

Disclosure

So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights
Steven R. Daniels and Sharae’ L. Williams, 11:6, July/August 2019, p.7

The Disclosure Revolution: It’s a WYDIWYG World
Joseph Root, 3:6, July/August 2011, p.20

E-Commerce
Arbitration in the Age of Amazon
Gaston Kroub, 12:1, September/October 2019, p.22

The History and Future of E-Commerce Patents
Dennis D. Crouch and Mitchell L. Terry, 7:5, May/June 2015, p.13

Eco-Patent Commons
Triumph of the Eco-Patent Commons
Michael P. Byrne and Kevin Greenleaf, 4:1, September/October 2011, p.43

Entertainment
A Patent History of Filmmaking
Gene Quinn, 6:5, May/June 2014, p.42

Held Hostage: Why Cyber Attacks Are on the Rise Against Film and Media Industries
Keisha McClellan and H. Drew McClellan, 10:4, March/April 2018, p.16

Safekeeping: Protecting Your TV Show Idea
Ivan Parron, 6:5, May/June 2014, p.32

Examination
Accelerated Examination: A Second Look—Reconsidering the Benefits of the USPTO’s New Accelerated Examination Program
Christopher R. Hilberg, Robert M. Hirning, and Adam P. Kiedrowski, 2:4, March/April 2010, p.54

Informed Drafting and Prosecution of Software and AI Patents
Kate Gaudry and Rodney Rothwell, 12:2, November/December 2019, p.27

Prosecution Insights Gleaned from a Review of Recent Patent Examiner Training
Jessica Harrison, 10:5, May/June 2018, p.18

Surviving Alice with Big Data
Mark S. Nowotarski, 11:1, September/October 2018, p.56

Exhaustion
Inexhaustible: Patents on Self-Replicating Technologies
Yee Wah Chin, 3:5, May/June 2011, p.12

Patent Exhaustion Dispute Likely Headed for Supreme Court: Validity of Post Sale Restrictions and Ability of Foreign Sales to Exhaust U.S. Rights to Be Considered
Matthew K. Blackburn and Joshua D. Curry, 8:6, July/August 2016, p.48

Quanta v. LG Electronics: More Restrictions on Patent Rights, But No Exhaustion Windfall
Dawn-Marie Bey, 1:1, September/October 2008, p.18

Fees
Adventures in the Microverse: A Solo Practitioner’s Learning Experiences in a Post-AIA World
Justin D. Cotton, 10:6, July/August 2018, p.31

Making the Nonprevailing Party Pay: Statistics on Exceptional Cases Four Years after Octane and Highmark
R. Benjamin Cassady, Lionel M. Lavenue, and Sean D. Damon, 11:2, November/December 2018, p.48

Making the Nonprevailing Party Pay: The Statistics of Exceptional Cases Two Years after Octane and Highmark
Lionel M. Lavenue, Sean D. Damon, and R. Benjamin Cassady, 8:6, July/August 2016, p.26

When Dreams Come True? Using Section 285 to Impose Fees against a Losing Patentee’s Lawyers
David C. Hricik, 7:3, January/February 2015, p.15

Functional Claiming
Functional Claiming: § 112 ¶ 6 Still Difficult After All These Years
John F. Triggs, 3:3, January/February 2011, p.30
Means Plus Function Claiming: What Does It Mean to Be a Means, When Are Means Means, and Other Meaningful Questions
Eric P. Raciti, 8:4, March/April 2016, p.19

Recalibrating Functional Claiming: A Way Forward [Perspective]
George W. Jordan III, 12:3, January/February 2020, p.1

General

After Nautilus: The Tension between the Inherent Lack of Clarity Language and Notice Function of Patent Law

A Patent Perspective on Autonomous Vehicles
Bruce Rubinger and Benedikt Biechele, 11:5, May/June 2019, p.26

Apocalypse Soon: U.S. Patent 100 Million Is Coming
Christopher White, 11:1, September/October 2018, p.63

A Practical Patent Strategy for U.S. Companies Doing Business in China
Fuli Chen, Yuqing Lin, Bradley D. Lytle, and Edward W. Tracy Jr., 3:3, January/February 2011, p.14

Culpable Mental States in Intellectual Property Cases: An Emerging, Common Law-Like Uniformity
David G. Barker, 4:4, March/April 2012, p.14

Double Exposure: Keeping Your Confidential Information Out of the Public Eye in the Wake of Apple v. Samsung
Trisha D. Farmer and Philip J. Graves, 5:5, May/June 2013, p.16

Gordon Harris, Alexandra Brodie, and Jamie Rowlands, 11:4, March/April 2019, p.29

I'm Not a Patent Lawyer, I'm a Problem Solver
Heather Meeker, Melody Drummond Hansen, and Luann Simmons, 10:4, March/April 2018, p.13

International Patent Harmonization: Requisites, Ripeness, and Realism [Perspective]
Robert A. Armitage, 4:4, March/April 2012, p.1

Internet of Things: Another Industry Patent War?
Kenie Ho, 8:2, November/December 2015, p.34

IPOs and Patents: Friends, Enemies, or Strangers?
Ceyda A. Maisami and Leslie A. McDonell, 4:5, May/June 2012, p.54

Is the Big Blue Marble Getting Greener?
Janet S. Hendrickson, 4:1, September/October 2011, p.22

No Small Potatoes: Patenting Spuds in an Era of Gene Silencing
Paul D. Swanson, 9:1, September/October 2016, p.39

Patent Eligibility: Should Congress Overrule the Supreme Court’s Recent Decisions? Would the Court Overrule the Overrule? [From the Hill]
Hayden W. Gregory, 7:6, July/August 2015, p.1

Patenting the Future of Medicine: The Intersection of Patent Law and Artificial Intelligence in Medicine
Susan Y. Tull, 10:3, January/February 2018, p.40

Patent Law Harmonization: The Time Is Now
David J. Kappos, 3:6, July/August 2011, p.16

Patent Litigation Training: Law Schools Freedom to Operate
Michelle L. Gross and Eric W. Menkhus, 6:2, November/December 2013, p.30

Patent Transactions: Novelty and Best Modes Are Not Patent Eligible
Douglas J. Sylvester, 6:2, November/December 2013, p.31

Precedent, Persuasion, and the PTAB [Meeting of the Minds]
David L. Cavanaugh and Jonathan R. Stroud, 8:4, March/April 2016, p.56
Pros and Pitfalls of Artificial Intelligence in IP and the Broader Legal Profession
Timothy J. Carroll and Manny Caixeiro, 11:3, January/February 2019, p.5
Repurposing and Enforcement during Patent Term Extensions for Pharma Products
Martin A. Voet and Louis C. Cullman, 8:6, July/August 2016, p.10
Sideways, Backwards, or Forward? [Perspective]
Gordon Arnold, 1:5, May/June 2009, p.6
Sorting Things Out: Patents, Antitrust Law, and Settlement of Hatch-Waxman Act
Infringement Suits [From the Hill]
Hayden W. Gregory, 5:1, September/October 2012, p.2
So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights
Steven R. Daniels and Sharae’ L. Williams, 11:6, July/August 2019, p.7
Squeezing More Patent Protection from a Smaller Budget without Compromising Quality
Technology Sectors at Risk from Perfect Patent Storm
David Newman, 8:5, May/June 2016, p.48
The Appeal Process: The Statistical Likelihood of Success
Kate S. Gaudry and Sameer Vadera, 8:4, March/April 2016, p.12
The Colorblind Patent System and Black Inventors
Shontavia Jackson Johnson, 11:4, March/April 2019, p.16
The Supreme Court’s Passion for Patent Law Cases [From the Hill]
Hayden W. Gregory, 3:3, January/February 2011, p.1
Time to Justice: Seven Hours of Seven Days? Variations in Imposed Time Limits for Patent Jury Trials
Bob McAughan, 4:3, January/February 2012, p.44
Trade Secrets v. Patents: The New Calculus
R. Mark Halligan, 2:6, July/August 2010, p.10
Transatlantic Patenting
Trawling for Trolls [From the Hill]
Hayden W. Gregory, 1:6, July/August 2009, p.1
Venue Transfers from the Eastern District of Texas: Case by Case or an Endemic Problem?
Paul M. Janicke, 2:4, March/April 2010, p.16
Women Joining the Patent Workforce
Annette I. Kahler, 5:4, March/April 2013, p.48

Hatch-Waxman Act
Hatch-Waxman Litigation Post-Actavis: Crafting a Pro-Competitive Settlement Agreement [Meeting of the Minds]
Andrew D. Reagan and Charles E. Millers, 6:1, September/October 2013, p.52
Medical Devices and Patent Term Extension under the Hatch-Waxman Act
Michelle A. Sherwood, 2:6, July/August 2010, p.38
Separating “Pay” from “Delay”: Fairness Opinions of Reverse Payment Settlements under Actavis and Its Progeny
Alexander L. Clemons, 7:6, July/August 2015, p.17

Hybrid Claims
Hybrid Theory—Mixed Apparatus and Method Claim in the Federal Jurisprudence
Brian Su, 9:4, March/April 2017, p.54

Improvement Patents
The Last Frontier for Improvement Patents: Unexpected Scientific Discoveries and “Selection Patents” in the United States, Canada, and Britain
Arif A. Mahmood, 3:1, September/October 2010, p.51

Infringement
Claim Vitiation

The Doctrine of Claim Vitiation: Have the Constraints on Patent Rights Gone Too Far?
Dominic A. Chiarelli and James E. Hanft, 1:5, May/June 2009, p.14

Design Patent

Apple v. Samsung: Design Patents Take Center Stage
Christopher V. Carani, 5:3, January/February 2013, p.24

Perry J. Saidman and William P. Gvoth, 12:1, September/October 2019, p.46

Design Patent Damages: An Additional Remedy and Other Considerations
Colin B. Harris and Andrew M. Ollis, 2:5, May/June 2010, p.57

Egyptian Goddess v. Swisa: Retooling Design Patent Infringement
Darrell G. Mottley, 1:2, November/December 2008, p.8

Legislating an Exception to Design Patent Infringement
Patricia E. Hong, 1:2, November/December 2008, p.14

Divided Infringement

The Divided Infringement Defense in a Post-Akamai World: Still a Threat to Pharmaceutical Patent Holders?
Gasper J. La Rosa and Landon R. Clark, 8:5, May/June 2016, p.42

Experimental Testing

Experimental Testing in Patent Litigation
Emily A. Evans and Diana B. Kruze, 1:6, July/August 2009, p.30

General

Arbitration in the Age of Amazon
Gaston Kroub, 12:1, September/October 2019, p.22

Building a Better Mousetrap: If It’s Virtual, Can Its Patent Be Infringed?

Divided Infringement for Software Patents in Light of Limelight Networks v. Akamai Technologies
Alton Hornsby III, 7:2, November/December 2014, p.46

Economists Must Be Careful in Their Use of IMPLAN to Analyze Public Interest Issues in Section 337 Cases
Robert Rogowsky and Jeffrey Klenk, 11:6, July/August 2019, p.50

Form 18, I Just Don’t Know What I Want: How the Abrogation of Form 18 Has Changed Pleading Standards
Jeffrey T. Castellano and Nathan R. Hoeschen, 10:1, September/October 2017, p.23

Hatch-Waxman

Medical Devices and Patent Term Extension under the Hatch-Waxman Act
Michelle A. Sherwood, 2:6, July/August 2010, p.38

Inducement

A False Sense of Security? Nonpracticing Entities and Potential Liability for Inducing Others to Infringe
Paul J. Meyer Jr., 2:4, March/April 2010, p.44

Commil v. Cisco: A Return to the Status Quo
Meaghan H. Kent and Joshua C. Cumby, 8:2, November/December 2015, p.18

The Aftermath of Akamai: Induced Infringement and Opinions of Counsel
Richard M. Marsh, 7:1, September/October 2014, p.29

**Innocent**

*Address Abusive Patent Litigation by Reducing Innocent Infringement*
Matthew K. Blackburn, 6:6, July/August 2014, p.38

**Venue**

*Patent Venue a Year after TC Heartland*

*The Evolution of Nationwide Venue in Patent Infringement Suits*
Howard I. Shin and Christopher T. Stidvent, 9:2, November/December 2016, p.11

*When 30 Years of Practice Goes Against You*
James W. Dabney, 10:5, May/June 2018, p.24

**Willful**

*Litigating Willful Infringement in the Post-Seagate World*
William L. LaFuze and Michael A. Valek, 1:3, January/February 2009, p.8

*Proving Willful Infringement: Is There a Role for Experts?*
Orion Armon and Elizabeth Iglesias, 5:2, November/December 2012, p.55

**International**

*An Update on the Scope of Patentable Subject Matter in Canada: The Amazon.com’s Singe Action Ordering Patent Application and the Patenting of Business Methods in Canada*
Steven B. Garland, Colin B. Ingram, and John R. Morrissey, 3:5, May/June 2011, p.38

*Avoid On-Sale Bar by Filing Early Both in the United States and China Post-Helsinn*
JiaZhen (Ivon) Guo, Janice H. Logan, and Weixian Zhu, 12:3, January/February 2020, p.36

*Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe*
Clark A.D. Wilson, Kamal Arvind, and Jeffrey Klenc, 10:5, May/June 2018, p.8

*Investment Treaties and Intellectual Property: Eli Lilly v. Canada and Phillip Morris v. Uruguay*
H. Jared Doster and Daniel J. Gervais, 10:5, May/June 2018, Digital Feature

*Patent Enforcement in China*
Shengping Yang, 4:2, November/December 2011, p.48

*Patenting Artificial Intelligence Inventions in Canada*
Shahrzad Esmaili and Roch Ripley, 12:1, September/October 2019, p.32

*Significant Advances toward a Unitary European Patent*
Christian K. Heine, 4:4, March/April 2012, p.25

H. Jared Doster, 11:4, March/April 2019, p.23

*The Fall and Rise of the Italian Torpedo in European Patent Litigation*
Matthew R. Jones, 6:6, July/August 2014, p.35

He Jing and Liu Liangyong, 9:2, November/December 2016, p.53

**Unified Patent Court**

*Has the Global Patent System Weakened in the Last Decade? Assessing the Strength of National Patent Systems*
Gordon Harris, Alexandra Brodie, and Jamie Rowlands, 11:4, March/April 2019, p.29

*The Unitary Patent—Advice for U.S. Applicants*
Caroline E. Warren and Aaron Polledna, 8:4, March/April 2016, p.47

*Understanding the Unified Patent Court: The Next Rocket Docket for Patent Owners?*
Kevin R. Greenleaf, Michael W. O’Neill, and Aloys Hüettermann, 8:4, March/April 2016, p.44

**Inter Partes Review**
All Patents Are Not Created Equal: Sovereign Immunity
Vern Norviel, Charles Andres, and Xiaozhen “Shawn” Yu, 10:3, January/February 2018, p.15

Can Arbitration Fix the Patent System? PTAB Participants Consider Arbitration in View of Increased Complexity of IPRs

Inter Partes Litigation within the U.S. Patent and Trademark Office: New Opportunities for Specialists? [Perspective]
Theodore H. Davis Jr., 8:1, September/October 2015, p.1

IPRs Complicate the Litigation Funding Landscape for Patent Owners
Daniel Golub, 8:1, September/October 2015, p.20

Keep an Eye on the Issue of Sovereign Immunity When Licensing State University-Based Patent Rights in Light of Ericsson Inc. v. Regents of the University of Minnesota
Kandace Watson and Shane Killeen, 11:5, May/June 2019, p.34

Lessons Learned from the First Year of Inter Partes Reviews
Jennifer C. Bailey, 6:2, November/December 2013, p.12

Navigating Inter Partes Review Appeals in the Federal Circuit: A Statistical Review
Christopher A. Suarez, January/February 2017, p.49

Rehear Here: Tracking Successful Requests for Rehearing in Inter Partes Reviews
Roshan S. Mansinghani and Robert K. Jain, 11:2, November/December 2018, p.39

Strategic Considerations before Filing an IPR
John M. Bird and Margaret M. Welsh, 7:2, November/December 2014, p.12

Supreme Court Confirms Broadest Reasonable Interpretation Allowed in Inter Partes Review and Limits Review of Institution Decisions
Robert H. Resis and Benjamin Koopferstock, 9:3, January/February 2017, Digital Feature

Weaponizing IPRs
Steven C. Carlson, 12:1, September/October 2019, p.36

Licensing
Granting Language in Patent License Agreements: An Analysis of Usages
Kenneth A. Adams, 8:3, January/February 2016, p.42

Keep an Eye on the Issue of Sovereign Immunity When Licensing State University-Based Patent Rights in Light of Ericsson Inc. v. Regents of the University of Minnesota
Kandace Watson and Shane Killeen, 11:5, May/June 2019, p.34

NASA: Creating IP to Infinity and Beyond
Tammy Pennington Rhodes, 12:3, January/February 2020, p.58

The Changing Landscape of Patent Licensing after the Leahy-Smith America Invents Act
William C. Coppola, Eleanor M. Yost, and Krupa K. Parikh, 8:3, January/February 2016, p.26

Litigation
Beyond ResQNet: Clarifying the Standard for the Use of Patent Settlements
Jackson Taylor Kirklin and Tejas N. Narechania, 6:3, January/February 2014, p.22

Brave New Law: Appellate Standing at the Federal Circuit
Matthew Dowd and Jonathan Stroud, 10:5, May/June 2018, p.28

Perry J. Saidman and William P. Gvoth, 12:1, September/October 2019, p.46

Factors Favoring Early Settlement of Post-Grant Proceedings
Mary R. Henninger and Rebecca M. McNeill, 8:6, July/August 2016, p.54

Frequent Filers? What the Data Says about Parallel PTAB Cases
Roshan S. Mansinghani and Robert K. Jain, 12:1, September/October 2019, p.41

Gambling on Patentable Subject Matter: The Intersection of Daily Fantasy Sports and Patent Litigation
Nikki Little, 9:2, November/December 2016, p.16
I Lost at the USPTO, What Are My Chances on Appeal?
William G. Jenks, 9:3, January/February 2017, p.26

Is It Time to Rethink eBay?
Joseph A. Saltiel, 9:3, January/February 2017, p.35

Litigation Strategies That Win or Lose Patent Jury Trials
Eric A. Rudich, 3:3, January/February 2011, p.20

Litigation Trading: Wall Street’s Interest in Patent Cases
Matthew P. Larson, 8:1, September/October 2015, p.47

Pulling Back the Curtain on Complex Funding of Patent Assertion Entities
Jonathan Stroud, 12:2, November/December 2019, p.20

Seeing Adversity in Patent Litigation
David C. Hricik, 7:6, July/August 2015, p.12

Smartphone Patent Litigation and Standard Essential Patents: A Success Story
Richard S. Taffet, 8:4, March/April 2016, p.50

So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights
Steven R. Daniels and Sharare’ L. Williams, 11:6, July/August 2019, p.7

Anne S. Layne-Farrar, 10:5, May/June 2018, p.52

The Role of Post Grant Reviews in Patent Challenges before the PTAB
H. Wayne Porter, 7:4, March/April 2015, p.25

{Way}Back to the Future: Using the Wayback Machine in Patent Litigation
James L. Quarles III and Richard A. Crudo, 6:3, January/February 2014, p.16

Malpractice
It’s Only Ethical: A Uniformity Argument for Exclusive Federal Jurisdiction over Patent Legal Malpractice Claims
Paul D. Swanson, Joshua C. Vincent, 5:5, May/June 2013, p.50

Richard M. Conroy, Michael J. Lasinski, 2:3, January/February 2010, p.23

Marking Claims
Covering Your Tracks: Will there Be Insurance Coverage for False Marking Claims?
Michael F. Aylward, 3:5, May/June 2011, p.19

False Patent Marking: The Forest Group Bull’s-Eye
Timothy G. Ackermann, 2:5, May/June 2010, p.34

Figuring the Fine for False Patent Marking: How Should a Court Determine the Amount?
Sid Leach and Sean J. O’Hara, 3:5, May/June 2011, p.18

Obviousness
In the Wake: The USPTO Guidelines on KSR
Patrick G. Burns, 1:3, January/February 2009, p.12

Lessons to Learn from Post-KSR Pharmaceutical Obviousness Decisions
Robert H. Resis, 2:2, November/December 2009, p.38

Machines of Ordinary Skill in the Art: How Inventive Machines Will Change Obviousness
Ryan Abbott, 11:5, May/June 2019, p.30

Millennium Pharmaceuticals v. Sandoz: When Inherency Does Not Mean Obvious

Navigating through the Obviousness-Type Double Patenting Minefield
Amelia Feulner Baur and Elizabeth A. Doherty, 10:3, January/February 2018, p.48

Obviousness-Type Double Patenting: Who Would Have Thought It Would Have Such a Profound Effect on the Pharmaceutical Industry?
Julie M. Bahe, Colin A. Forestal, and Anthony M. Insogna, 5:1, September/October 2012, p.37
**Practice Tips for Avoiding Terminal Disclaimers and Maintaining PTA**
Leslie A. McDonell and Christina M. Rodrigo, 10:2, November/December 2017, p.7

**Responding to Nonstatutory Double Patenting Rejections: A Practitioner’s Perspective**
Russell S. Timm and JD Wooten, 11:4, March/April 2019, p.54

**So What’s a Patent Prosecutor to Do in this Post-KSR World?**

**Ten Years after KSR, Motivation to Combine Moves Back into the Spotlight**
Chao Gao and Peter M. Jay, 10:3, January/February 2018, p.23

**Tethering the Nexus: Framing the Claims for Unclaimed Features and Novelty**
Scott F. Peachman, 12:3, January/February 2020, p.41

**The KSR Backstory**
Thomas C. Goldstein, 1:1, September/October 2008, p.22

**Open Innovation**

**Patent Issues in Open Innovation**
John R. Harris, 6:6, July/August 2014, p.24

**The End of Collaborative Innovation: Is the Erosion of Patent Rights Threatening Open Innovation?**
Marc Ehrlich and Richard Ludwin, 11:1, September/October 2018, p.44

**Who Owns That Patent? Do Your Interactions with Others Jeopardize Your Patent Ownership?**
Rebecca M. McNeill and Hilary Dorr Lang, 12:2, November/December 2019, p.15

**Patentability**

**Commercial Success**

**The Economics of Commercial Success in Pharmaceutical Patent Litigation**
Rahul Guha, Jian Li, and Andrea L. Scott, 1:5, May/June 2009, p.8

**Thinking Economically about Commercial Success**

**Eligibility/Patentable Subject Matter**

**Artificial Intelligence**

**Drafting Patent Applications Covering Artificial Intelligence Systems**
Christopher J. White and Hamid R. Pirooz, 11:3, January/February 2019, p.10

**Informed Drafting and Prosecution of Software and AI Patents**
Kate Gaudry and Rodney Rothwell, 12:2, November/December 2019, p.27

**Patenting Artificial Intelligence Inventions in Canada**
Shahrzad Esmaili and Roch Ripley, 12:1, September/October 2019, p.32

**Biotechnology**

**IP Strategies for the Red-Hot Digital Health Industry**
Mi Zhou, Mark Russell Sperling, Justin T. Fleischacker, and Preston K. Ratliff II, 12:2, November/December 2019, p.10

**Lengthening Shadows: Biotechnology and Patent Eligibility**
Michael A. Sanzo, 9:5, May/June 2017, p.48

**Patenting Nature**
Rochelle C. Dreyfuss, 12:2, November/December 2019, p.6

**Generally**

**An Unacceptable Threat to Startups and Innovators from Our Patent System [Perspective]**
Scott F. Partridge, 10:6, July/August 2018, p.1

**A Prometheus, Playing with Fire, Gets Burned [Perspective]**
Robert A. Armitage, 4:6, July/August 2012, p.1
**Isolated DNA Compositions Are Not Patent Eligible: Association for Molecular Pathology v. Myriad Genetics**
Marylee Jenkins and Kristi Nicholes Burton, 6:2, November/December 2013, p.24

**Mayo: A Force to Be Reckoned With**
Denise DeFranco, 4:6, July/August 2012, p.24

**Patentable Subject Matter: The Debate Reignites—Or Did It Ever Really Go Away?**
Q. Todd Dickinson, 1:2, November/December 2008, p.30

Richard M. Marsh Jr. and Braden M. Katterheinrich, 9:5, May/June 2017, p.30

H. Jared Doster, 11:4, March/April 2019

**Through the Looking Glass: Exploring the Wonderland of Patent Subject Matter Eligibility after Alice Corp. v. CLS Bank International**
Natalya Dvorson and Mark C. Davis, 7:2, November/December 2014, p.18

**Information Technology**

**Blockchain**

*The Patentability of Blockchain Technology and the Future of Innovation*
Inayat Chaudhry, 10:4, March/April 2018, p.21

**Software**

*A Virtual Analog Rule for Software Patent Eligibility*
Joseph S. Bird III, 8:2, November/December 2015, p.47

*Commercial Prior Art for Software Patents: When Claimed Methods Are on Sale*
Natalie Alfaro and Michael Hawes, 5:2, November/December 2012, p.32

*Informed Drafting and Prosecution of Software and AI Patents*
Kate Gaudry and Rodney Rothwell, 12:2, November/December 2019, p.27

*Patent Eligibility of Software Patents in the U.S. and Europe, Post-Alice*
Rupert A. Knights and Craig A. Redinger, 8:1, September/October 2015, p.42

*Software Related Patent Eligibility: Where Do We Stand after CLS Bank?*
James A. Gromada, 6:2, November/December 2013, p.38

**Machine-or-Transformation Test**

*Bilski and the Transformation of the Brain*
Jeffrey E. Young, 2:2, November/December 2009, p.44

**Plants**

*Protecting Plant Inventions*
Daniel J. Knauss, Erich E. Veitenheimer, and Marcelo Pomeranz, 11:6, July/August 2019, p.42

**Processes and Methods**

*In re Bilski: 19th Century Thinking for 21st Century Challenges*
Erika H. Arner and Wayne P. Sobon, 1:3, January/February 2009, p.16

**Business Methods**

*A European Perspective on Business Method Patents*
Nicholas Fox and Alex Rees, 2:6, July/August 2010, p.30

Bilski v. Kappos: Some Business Methods Still Patentable After All These Years
Joseph J. Berghammer, Charles L. Miller, and Aseet Patel, 3:1, September/October 2010, p.26

Business Method Patents: In Enacting Section 273, Did Congress Intend to Love ‘Em or Leave ‘Em (or Pay Them No Mind)? [From the Hill]
Hayden W. Gregory, 2:1, September/October 2009, p.6

Protection of Business Method Patents Outside the United States
Indra Bhattacharya, Eugene F. Derenyi, Ramesh C. Dhawan, Huw Evans, Anuj Kulshreshtha, Wayne McMaster, Lena Shen, Vivien Tzau, Kazuhiro Yamaguchi, and Nicholas Zweck, 1:5, May/June 2009, p.18

The Law of Business Method Patents: Still Crazy After All These Years (and After Bilski v. Kappos) [From the Hill]
Hayden W. Gregory, 3:1, September/October 2010, p.8

Method of Use
A Potential Gap in the ITC’s Authority: Method of Use Claims
Andrew N. Thomases, 1:6, July/August 2009, p.21

Tax Strategies
Patents on Tax Preparation Strategies: Is the End in Sight? [From the Hill]
Hayden W. Gregory, 3:4, March/April 2011, p.1

Static Configurations
Biologics and Pharmaceuticals
Data Protection in Canada
Michal J. Niemkiewicz, 2:1, September/October 2009, p.45

IP Strategies for the Red-Hot Digital Health Industry
Mi Zhou, Mark Russell Sperling, Justin T. Fleischacker, and Preston K. Ratliff II, 12:2, November/December 2019, p.10

Patenting Nature
Rochelle C. Dreyfuss, 12:2, November/December 2019, p.6

Strategies for Defending Pharmaceutical Patents during Prosecution and in Litigation: A Modern Approach to Machiavelli’s Art of War
Monte R. Rhodes, 4:3, January/February 2012, p.15

The Advent of Follow-On Biologics: A Post-Script
Thomas J. Bassolino and Jonathan A. Muenkel, 2:6, July/August 2010, p.52

The Crusade for Follow-On Biologics: The Next Wave of Pharmaceutical Patent Litigation?
Laura A. Coruzzi, Jonathan A. Muenkel, and Lynda Q. Nguyen, 2:1, September/October 2009, p.30

The Economics of Commercial Success in Pharmaceutical Patent Litigation
Rahul Guha, Jian Li, and Andrea L. Scott, 1:5, May/June 2009, p.8

Medical Treatment
Enabling Medical Treatment Inventions under the Evolving Enablement Requirement
Qing (Becky) Lin, 3:4, March/April 2011, p.22

IP Strategies for the Red-Hot Digital Health Industry
Patent Prosecution Highway

The Patent Prosecution Highway: Canada as Office of First Filing
Etienne de Villiers, 2:3, January/February 2010, p.30

Patent Trial and Appeal Board (PTAB)

A First Look at the Impact of Recent Rule Changes on Patent Owner Preliminary Responses [Meeting of the Minds]
Paromita Chatterjee, Arvind Jairam, and Dinesh N. Melwani, 9:4, March/April 2017, p.63

Can Arbitration Fix the Patent System? PTAB Participants Consider Arbitration in View of Increased Complexity of IPRs

Frequent Filers? What the Data Says about Parallel PTAB Cases
Roshan S. Mansinghani and Robert K. Jain, 12:1, September/October 2019, p.41

Introduction to the Patent Trial and Appeal Board
David P. Ruschke and Christopher M. Kaiser, 11:2, November/December 2018, p.30

“Nonfunctional Descriptive Material” vs. “Printed Matter”: The PTAB’s Defiance of Federal Circuit Precedent
David E. Boundy, 12:3, January/February 2020, p.46

PTAB: Past, Present, and Future
Michael R. Fleming, 9:3, January/February 2017, p.20

PTAB Rearranging the Face of Patent Litigation
Thomas King and Jeffrey A. Wolfson, 6:2, November/December 2013, p.18

Rehear Here: Tracking Successful Requests for Rehearing in Inter Partes Reviews
Roshan S. Mansinghani and Robert K. Jain, 11:2, November/December 2018, p.39

Reversal Rates of Ex Parte Appeals: High Variability Across PTAB Judges
Sameer Vadera and Kate S. Gaudry, 11:1, September/October 2018, p.52

Standing by BRI: A Review of the Broadest Reasonable Interpretation Standard at the PTAB
Margaret M. Welsh, 9:3, January/February 2017, p.9

Strategic Predictions: Leveraging Art Unit Allowance Rates to Drive the Section of Appeal Decision Makers
Sameer Vadera and Kate S. Gaudry, 10:3, January/February 2018, p.26

The APA in PTAB Proceedings: Notice and an Opportunity to Be Heard
Daniel Zeilberger and Michael Wolfe, 10:3, January/February 2018, p.44

Anne S. Layne-Farrar, 10:5, May/June 2018, p.52

The Patent Trial and Appeal Board: A Runaway Tribunal that Undermines the Law of Validity
Paul R. Michel, 9:3, January/February 2017, p.21

The PTAB Is Not an Article III Court: A Primer on Federal Agency Rulemaking
David E. Boundy, 10:2, November/December 2017, p.9

The PTAB Is Not an Article III Court, Part 2: Aqua Products v. Matal as a Case Study in Administrative Law
David Boundy and Andrew B. Freistein, 10:5, May/June 2018, p.44

The Role of Post Grant Reviews in Patent Challenges before the PTAB
H. Wayne Porter, 7:4, March/April 2015, p.25

Weaponizing IPRs
Steven C. Carlson, 12:1, September/October 2019, p.36

Printed Publication Requirement
Printed Publications and Persons of Ordinary Skill: Did the PTAB in GoPro v. Contour IP Holding Apply an Overly Restrictive Standard?
Joel D. Sayres and Doowon R. Chung, 10:2, November/December 2017, p.14

Pro Bono

A Calling, a Promise, and Rule 6.1: Three Remarkable Women and Corporate Commitment to Pro Bono and Service
Steven P. Caltrider and Tamra A. P. Ross, 10:4, March/April 2018, p.54

A Cooperative Clinic/Corporate Patent Pro Bono Project [Section Focus]
7:1, September/October 2014, p.7

A New Frontier in Patent Bar Ethics? [Perspective]
George W. Jordan III, 12:2, November/December 2019, p.1

Ethical Representation of Every Inventor, Whether Paying or Pro Bono
Mark R. Privratsky, 12:1, September/October 2019, p.28

In-House Pro Bono: Doing Intellectual Property Work for Those Who Need It Most
Mark Privratsky and Amy Salmela, 7:3, January/February 2015, p.11

Training Post-Millennial IP Lawyers: A Field Guide
Norman J. Hedges and Mark D. Janis, 11:3, January/February 2019, p.33

USPTO Patent Pro Bono Program
Jennifer M. McDowell, 8:2, November/December 2015, p.52

RAND Licensing

Taking the RAND Case to Trial
Eric W. Benisek and Richard C. Vasquez, 5:1, September/October 2012, p.12

What's the Holdup in Establishing a RAND Framework?
Mauricio A. Uribe, 6:2, November/December 2013, p.46

Reexamination

Daniel P. Archibald and Charles E. Miller, 3:2, November/December 2010, p.21

One Patent, Two Paths: Federal Circuit Review of Divergent USPTO and District Court Decisions
Lisa A. Dolak, 4:2, November/December 2011, p.22

Patent Reexamination: An Effective Litigation Alternative?
Joshua P. Graham and Alan W. Kowalchyk, 3:1, September/October 2010, p.47

Reform

See also America Invents Act
An Interview with David Jones, Executive Director of the High Tech Inventors Alliance (HTIA) [Profiles in IP Law]
Eli Mazour, 12:1, September/October 2019, p.5

Crossing the Finish Line on Patent Law Reform [From the Hill]
Hayden W. Gregory, 3:5, May/June 2011, p.1

Daniel P. Archibald and Charles E. Miller, 3:2, November/December 2010, p.21

Lined Up for Change: Patent Reform 2011
Eric Sosenko, 3:6, July/August 2011, p.12

Gregory K. Leonard and Mario A. Lopez, 2:5, May/June 2010, p.37

Patents on Tax Preparation Strategies: Is the End in Sight? [From the Hill]
Hayden W. Gregory, 3:4, March/April 2011, p.1

Post-Legislation Lawmaking: Where Rules Rule [From the Hill]
Hayden W. Gregory, 3:6, July/August 2011, p.1
The Patent Law Fun House: What Next?
Meredith Martin Addy and Janet A. Pioli, 1:1, September/October 2008, p.46

Pauline M. Pelletier and Eric K. Steffe, 8:6, July/August 2016, p.4

The Remaining “To Do” List on Patent Reform: Consolidation and Optimization [Perspective]
Robert A. Armitage, 4:5, May/June 2012, p.1

Adam Mossoff, 11:1, September/October 2018, p.40

Amar A. Mehta and Jonathan A. Muenkel, 3:4, March/April 2011, p.10

Why Rush Patent Reform?
Judge Paul R. Michel, 7:3, January/February 2015, p.49

Rejections

“Nonfunctional Descriptive Material” vs. “Printed Matter”: The PTAB’s Defiance of Federal Circuit Precedent
David E. Boundy, 12:3, January/February 2020, p.46

Responding to Nonstatutory Double Patenting Rejections: A Practitioner’s Perspective
Russell S. Timm and JD Wooten, 11:4, March/April 2019, p.54

Reversal Rates of Ex Parte Appeals: High Variability Across PTAB Judges
Sameer Vadera and Kate S. Gaudry, 11:1, September/October 2018, p.52

Surviving Alice with Big Data
Mark S. Nowotarski, 11:1, September/October 2018, p.56

The Rise of the Result-Effective Variable
Moshe K. Wilensky, 2:1, September/October 2009, p.42

Weaponizing IPRs
Steven C. Carlson, 12:1, September/October 2019, p.36

Remedies

Design Patents

Perry J. Saidman and William P. Gvoth, 12:1, September/October 2019, p.46

Design Patent Damages: An Additional Remedy and Other Considerations
Colin B. Harris and Andrew M. Ollis, 2:5, May/June 2010, p.57

Generally

Preserving Provisional Rights for Pre-Issuance Patent Damages
Brian V. Slater and John P. Dillon, 10:3, January/February 2018, p.54

The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks
Rebecca A. Kirk Fair and Aaron C. Yeater, 11:2, November/December 2018, Digital Feature

Reasonable Royalty

Post-Uniloc Reasonable Royalty Damages: What to Do Now, and How to Present it to the Jury
Eric A. Rudich, Lewis M. Koppel, and Michael P. Padden, 6:6, July/August 2014, p.42

Rational Reasonable Royalty Damages: A Return to the Roots
John B. Scherling and Ryan M. Sullivan, 4:2, November/December 2011, p.55

The Economics of Reasonable Royalty Damages in Patent Litigation: Lucent v. Gateway
Reform

**Patent Damages: What Reforms Are Still Needed?**

Gregory K. Leonard and Mario A. Lopez, 2:5, May/June 2010, p.37


Amar A. Mehta and Jonathan A. Muenkel, 3:4, March/April 2011, p.10

Injunctions

**Permanent**

**David and Goliath: i4i Takes on Microsoft**

William H. Venema, 2:4, March/April 2010, p.23

**To Enjoin or Not to Enjoin: What's Come of the Test Since eBay?**

Bryan J. Vogel and Shane St. Hill, 6:1, September/October 2013, p.35

**Preliminary**

**The Value of First Impressions: The Effect of Motions for Preliminary Injunctive Relief on Ultimate Results in IP Cases**

Ronald J. Ventola III and Samuel W. Silver, 7:1, September/October 2014, p.8

Valuation


Richard M. Conroy and Michael J. Lasinski, 2:3, January/February 2010, p.23

Sanctions

**The Rule 11 Approach to Sanctions on Patent Cases**

Todd H. Flaming, 7:1, September/October 2014, p.44

Self-Replicating Technologies

**Inexhaustible: Patents on Self-Replicating Technologies**

Yee Wah Chin, 3:5, May/June 2011, p.12

Standards-Related Patent Licenses

**Negotiating Standards-Related Patent Licenses: How the Deal Is Done, Part I**

Michele K. Herman, 3:1, September/October 2010, p.35

**Negotiating Standards-Related Patent Licenses: How the Deal Is Done, Part II**

Michele K. Herman, 3:2, November/December 2010, p.31

**The End of Collaborative Innovation: Is the Erosion of Patent Rights Threatening Open Innovation?**

Marc Ehrlich and Richard Ludwin, 11:1, September/October 2018, p.44

Supreme Court Review

**Federal Circuit En Bancs in an Era of Active Supreme Court Review [Section Focus]**

John F. Duffy, 4:2, November/December 2011, p.8

Trolls/PAE

**Automatic Stay of Litigation Pending Inter Partes Review? A Simple Proposal for Solving the Patent Troll Riddle**


**Bad Faith Assertion Legislation: Troll Solution or More Headaches for Defendants?**

Ury Fischer and Noah H. Rashkind, 8:5, May/June 2016, p.32

**Combating So-Called Patent Trolls: Demand Letters Demand Attention [From the Hill]**

Hayden W. Gregory, 6:5, May/June 2014, p.2

**Combating So-Called Patent Trolls: Initial Efforts Fall Short, New Efforts Multiply [From the Hill]**

Hayden W. Gregory, 6:2, November/December 2013, p.2

**HR 3309: “Troll” as an Adjective, Not as a Noun? [From the Hill]**

Hayden W. Gregory, 6:3, January/February 2014, p.2
Licensing Technology Developed with Public Funds: Should Patent Assertion Entities Receive Exclusive Licenses to Federally Owner Patents?
Sean Reilly and Seth Waxman, 9:2, November/December 2016, p.42

Patent Troll (PAE) Legislation Rolls On [From the Hill]
Hayden W. Gregory, 6:4, March/April 2014, p.1

Pulling Back the Curtain on Complex Funding of Patent Assertion Entities
Jonathan Stroud, 12:2, November/December 2019, p.20

States Go After Patent Trolls – How Far Can They Go? [From the Hill]
Hayden W. Gregory, 6:6, July/August 2014, p.2

Stop Patent Troll Armageddon: Use Defensive Aggregators
Kent Richardson and Erik Oliver, 9:4, March/April 2017, p.32

Validity
Considerations for Using Post-Grant Proceedings to Attack Patent Validity
Paul Kornickzy and Elias P. Soupos, 7:1, September/October 2014, p.34

Rebecca M. McNeill and Hilary Dorr Lang, 12:2, November/December 2019, p.15

Presumption of
Managing the Presumption of Patent Validity: Microsoft v. i4i
George W. Jordan III, 4:1, September/October 2011, p.50

Valuation
Kate S. Gaudry and Sameer Vadera, 11:2, November/December 2018, p.33

Some Economics of Royalty Bundling
Jeffrey Cohen, David Giardina, and Divya Mathur, 4:5, May/June 2012, p.18

PERSPECTIVE (GENERAL)
ABA-IPL: Developing Policy and Advocating for IP
Lisa A. Dunner, 7:4, March/April 2015, p.1

A Certain Kind of Thinking for a Certain Time
Mark K. Dickson, 11:6, July/August 2019, p.1

A Call to Remember the Women in our Professional Lives
Scott F. Partridge, 10:4, March/April 2018, p.1

A New Frontier in Patent Bar Ethics? [Perspective]
George W. Jordan III, 12:2, November/December 2019, p.1

Banging on Doors to Ensure Our IP System Fulfills Its Promise for the Future
Scott F. Partridge, 10:3, January/February 2018, p.1

Betty Ford and the Challenge to Our IP Profession
Scott F. Partridge, 10:2, November/December 2017, p.1

 Burning the Candle at Both Ends
Scott F. Partridge, 10:5, May/June 2018, p.1

Comments of the ABA-IPL Section for the President-Elect Obama Transition Team Considering Issues Relating to the USPTO
Gordon Arnold, 1:4, March/April 2009, p.6

Evolutionary Tales: Times of Best and Worst
Scott F. Partridge, 10:1, September/October 2017, p.1

Fast—and Slow—Thinking
Mark K. Dickson, 11:1, September/October 2018, p.1

For the Team
Lisa A. Dunner, 7:1, September/October 2014, p.1

Innovation, Creativity, and IP Law
Mark K. Dickson, 11:2, November/December 2018, p.1

It’s Not All About Patents
Lisa A. Dunner, 7:2, November/December 2014, p.1

It’s the Long Term That Counts
Mark K. Dickson, 11:5, May/June 2019, p.1

Just to Name a Few
Gordon Arnold, 1:2, November/December 2008, p.6

Lists Are Everywhere, and They Can Matter
Mark K. Dickson, 11:4, March/April 2019, p.1

On Behalf of Creativity’s Lawyers
Don W. Martens, 2:1, September/October 2009, p.5

Opening Statement
Joseph M. Potenza, 5:1, September/October 2012, p.1

Perspective on Our ABA-IPL Year
Don W. Martens, 2:6, July/August 2010, p.1

Public Service Remains the Ultimate Form of Giving Back
Robert O. Lindefield, 6:6, July/August 2014, p.1

Recalibrating Functional Claiming: A Way Forward
George W. Jordan III, 12:3, January/February 2020, p.1

Section Policy Activity—From Frustration: Opportunity
Gordon Arnold, 1:6, July/August 2009, p.6

Steps and Leaps
George W. Jordan III, 12:1, September/October 2019, p.1

The Most from Your Investment?
Gordon Arnold, 1:3, January/February 2009, p.6

Toward Key Advocating in FY2014
Robert O. Lindefield, 6:1, September/October 2013, p.3

Unexpected Paths
Marylee Jenkins, 3:1, September/October 2010, p.2

We Are Diversity
Joseph M. Potenza, 5:4, March/April 2013, p.1

You Cannot Step in the Same River Twice
Mark K. Dickson, 11:3, January/February 2019, p.1

PRACTICE AND PROCEDURE

Client Representation

Artists, Lawyers, and Specialness
Mark A. Fischer, 5:3, January/February 2013, p.11

Attorney-Client Privilege for In-House Counsel
Doug Gallagher and Manasi Raveendran, 10:2, November/December 2017, p.39

Failure: An Opportunity to Find the Keys to Success
Anonymous, 10:6, July/August 2018, Digital Feature

Lawyering on the Right Side of the Brain
Steven J. McDonald, 5:3, January/February 2013, p.8

Protecting a Life’s Work
James F. Grace and Megan E. Low, 5:3, January/February 2013, p.10

Representing Clients in the Arts: Five Things Lawyers Should Know
Ethics

A New Frontier in Patent Bar Ethics? [Perspective]
George W. Jordan III, 12:2, November/December 2019, p.1

Changes to the OED Disciplinary Rules
Cameron K. Weiffenbach, 5:5, May/June 2013, p.39

Ethical Issues for Trademark Lawyers Practicing before the U.S. Patent and Trademark Office
Stephanie H. Bald and Linda K. McLeod, 5:5, May/June 2013, p.33

Ethical Representation of Every Inventor, Whether Paying or Pro Bono
Mark R. Privratsky, 12:1, September/October 2019, p.28

It's Only Ethical: A Uniformity Argument for Exclusive Federal Jurisdiction over Patent Legal Malpractice Claims
Paul D. Swanson and Joshua C. Vincent, 5:5, May/June 2013, p.50

The Ethics of Working with the I.P., P.I.
Brian S. Faughan, 4:4, March/April 2012, p.41

The Same Thing Twice: Copying Text from Once Client’s Patent into Another’s Application
David Hricik, 5:5, May/June 2013, p.22

General

A Dozen Times to Call Your Antitrust Lawyer
David Balto, 5:1, September/October 2012, p.42

A Dozen Tips for Technology-Related Mediations and Arbitrations
David Allgeyer and Harrie Samaras, 11:2, November/December 2018, p.16

Best Practices in Budgeting for Patent Litigation
Thomas V. Miller and Jonathan E. Retsky, 1:6, July/August 2009, p.8

Civil—and Smart [Perspective]
Don W. Martens, 2:2, November/December 2009, p.1

Controlling E-Discovery Costs in IP Matters—Are You Being Penny Wise and Pound Foolish?
Richard Finkelman and David A. Gustafson, 1:6, July/August 2009, p.16

Culpable Mental States in Intellectual Property Cases: An Emerging, Common Law-Like Uniformity
David G. Barker, 4:4, March/April 2012, p.14

Double Exposure: Keeping Your Confidential Information Out of the Public Eye in the Wake of Apple v. Samsung
Trisha D. Farmer and Philip J. Graves, 5:5, May/June 2013, p.16

E-Policy Programs: Essential for IP Protection
Vincent I. Polley, 1:4, March/April 2009, p.44

Estate Planning and Copyright
Kate Spelman and Susan von Herrmann, 5:3, January/February 2013, p.42

Getting Out of the Hot Seat: Mediation and Other Early Termination Mechanisms for Section 337 Cases at the ITC
Juliana M. Cofrancesco, 3:1, September/October 2010, p.42

Getting the Right Fit: Tailoring Off-the-Rack Insurance to Cover IP Disputes
Erica J. Van Loon and Justin Thiele, 11:2, November/December 2018, p.5

How to Avoid the New Post-Acquisition Hobby of an IP Ownership Hairball
Kate Spelman, 4:4, March/April 2012, p.21

*Increasing Business Development IQ for the IP Lawyer*
Hale Chan, 5:1, September/October 2012, p.48

*Is It Worth It? How Game Theory Should Guide Patent Prosecution Decisions*
Kate S. Gaudry and Sameer Vadera, 11:2, November/December 2018, p.33

*Leading by Example: Elevating Women through Intentionality*
Erika Harmon Arner, Jency J. Mathew, and Courtney Kasuboski, 12:2, November/December 2019, p.52

*Leading by Example: Words of Wisdom from Women Leaders in IP*
Erika Harmon Arner and Jessica L.A. Marks, 10:4, March/April 2018, p.42

*Licensing: Choice of Law and Venue*
Joshua E. Ney and Steven L. Oberholtzer, 3:5, May/June 2011, p.42

*Litigation Strategies That Win or Lose Patent Jury Trials*
Eric A. Rudich, 3:3, January/February 2011, p.20

*Mediating Copyright and Intellectual Property Disputes*
Judge James Scott Sledge, 6:1, September/October 2013, p.48

*Mobile Sweeps Promos Left in Limbo by Federal Courts: Mitigating Risks Crucial for Marketers*
Alan L. Friel, 3:3, January/February 2011, p.44

*Navigating between Scylla and Charybdis: A Practical Judicial Perspective on the Duty to Preserve Evidence*
Robin R. Anderson and James P. O’Hara, 4:4, March/April 2012, p.28

*Outsource Your IP Legal Work at Your Client’s—and Your—Peril*
Joseph A. Hennessy, 1:3, January/February 2009, p.46

Richard M. Conroy and Michael J. Lasinski, 2:3, January/February 2010, p.23

*Practice Points on Developing a Global IP Protection Strategy*
Nancy M. Lambert, 1:1, September/October 2008, p.40

*Preparing a Winning Case Before the USPTO*
C. Edward Polk Jr., 2:3, January/February 2010, p.12

*Prosecution Insights Gleaned from a Review of Recent Patent Examiner Training*
Jessica Harrison, 10:5, May/June 2018, p.18

*Recovering IP Defense Expenses from Insurers*
David A. Gauntlett, 2:5, May/June 2010, p.50

*Squeezing More Patent Protection from a Smaller Budget Without Compromising Quality*

*Strategic Considerations for IP Litigators and Corporate Counsel Prosecuting and Defending IP Disputes: Securing Coverage Despite Limited Intellectual Property Coverage*
David A. Gauntlett, 11:2, November/December 2018, p.10

*Supreme Court Reversal Rates for Federal Circuit Cases*
Roy E. Hofer and Joshua H. James, 6:4, March/April 2014, p.40

*The Art of Mediation: The Terra Museum War*
David C. Hilliard, 3:6, July/August 2011, p.50

*The Devil Made Me Do It: Lessons Learned in Negotiating Intellectual Property Agreements*
Stephen E. Gillen and Naitasia Hensey, 7:3, January/February 2015, p.41

*The Inside Out of IP Due Diligence: How to Successfully Coordinate between In-House and Outside Counsel [Meeting of the Minds]*
Elizabeth A. Shah and Bill Shaw, 9:1, September/October 2016, p.57

*The JPML: An Alternative Route to a New Venue*
Brian L. Klock, 3:2, November/December 2010, p.36
The Patent Prosecution Highway: Canada as Office of First Filing
Etienne de Villiers, 2:3, January/February 2010, p.30

Thinking Ahead: Envisioning IP Surveys in the Year 2050
Jacob Jacoby, 8:5, May/June 2016, p.22

Training Post-Millennial IP Lawyers: A Field Guide
Norman J. Hedges and Mark D. Janis, 11:3, January/February 2019, p.33

Transatlantic Patenting

USPTO Issues Final Rules Regarding Rules of Practice Before the BPAI in Ex Parte Appeals
Anthony D. Mustillo and Peter G. Thurlow, 1:2, November/December 2008, p.37

When 30 Years of Practice Goes Against You
James W. Dabney, 10:5, May/June 2018, p.24

Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court

Women Joining the Patent Workforce
Annette I. Kahler, 5:4, March/April 2013, p.48

Women Who Rule on IP
Irena Rozyman and Anne Hassett, 10:4, March/April 2018, p.50

In-House Practice

Brand Management: In-House Counsel’s Perspective
Erin M. Goebel and Michel M. Rose, 10:2, November/December 2017, p.28

Building Effective Client Relationships: Practice Tips from In-House
Phoebe Bower and Pervin R. Taleyarkhan, 11:3, January/February 2019, p.38

Einstein Just May Have Predicted Some Future Challenges for In-House Counsel
Louis B. Tran, 8:5, May/June 2016, p.52

From the Inside: In-House Counsel Look at the Issues
10:2, November/December 2017, p.24

In-House Pro Bono: Doing Intellectual Property Work for Those Who Need It Most
Mark Privratsky and Amy Salmela, 7:3, January/February 2015, p.11

IP Audits

IP Audits: Exploring the Attics and Depths
Antoinette M. Tease, 3:1, September/October 2010, p.32

The Intellectual Property Audit
Robert J. Roby and Carolina Paschoal, 10:2, November/December 2017, p.46

Practice Management

AI and the Young Attorney: What to Prepare for and How to Prepare
Kurt Watkins and Rachel E. Simon, 11:3, January/February 2019, p.22

Client Retention and Growth: Driving Your Firm’s Success by Engaging with Clients
Silvia L. Coulter, 7:6, July/August 2015, p.50

Don’t Start Recruiting Computers as Associates Just Yet
Kenneth A. Grady, 8:5, May/June 2016, Digital Feature

IP Practice Management: Observations from the Outside
Robin A. Rolfe, 7:6, July/August 2015, p.54

It’s Your Time. Own It.
Elizabeth Jolliffe, 7:6, July/August 2015, p.48

Taking Matters into Your Own Hands: Tips for Avoiding Attorney Malpractice Assertions
Jessamyn S. Berniker, 8:2, November/December 2015, p.44

Writing/Drafting

Abolish the Passive Voice? I Don’t Think So
PRO-IP ACT

The PRO-IP Act: Another Weapon against a Failing Economy
Dylan Ruga and Stephen J. Zralek, 1:3, January/February 2009, p.34

PROTECT IP ACT

Congress Sets Its Sights on Online Piracy of Intellectual Property: PROTECT IP and SOPA [From the Hill]
Hayden W. Gregory, 4:4, March/April 2012, p.2

RIGHT OF PUBLICITY

“Delebs” and the Post-Mortem Right of Publicity
Erik W. Kahn and Pou-I “Bonnie” Lee, 8:3, January/February 2016, p.10

It’s All Relative: Taste, Timing, and Einstein’s Rights of Publicity in the Post-Twitter World
Rebeccah Gan, 6:1, September/October 2013, p.29

Split Personality: Constructing a Coherent Right of Publicity Statute
Joshua L. Simmons and Miranda D. Means, 10:5, May/June 2018, p.37

Transformative Use Comes of Age in Right of Publicity Litigation
Yakub Hazzard, David Leichtman, David Martinez, and Jordan S. Paul, 4:1, September/October 2011, p.28

Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations
Sonia M. Okolie, 12:3, January/February 2020, p.52

SECTION FOCUS

ABA-IPL Committee Work
1:1, September/October 2008, p.63

1:3, January/February 2009, p.63
Diverse Views: Increasing Diversity and Awareness in Legal Organizations
Nicholas J. Kim, 8:3, January/February 2016, p.8

Filling the Vacancies on the Federal Circuit
Don W. Martens, 2:4, March/April 2010, p.1

Grit and Growth: ABA-IPL’s Women in IP Action Group (WIP)
10:4, March/April 2018, p.5

Highlights of the 2017–18 Association Year
11:1, September/October 2018, p.7

Judicial Intern Opportunity Program (JIOP)
5:4, March/April 2013, p.10

May It Please the Court: The ABA-IPL Section and Amicus Briefs
Hayden W. Gregory, 5:5, May/June 2013, p.1

May It Please the Court: The ABA-IPL Section and Amicus Briefs, Part Two
Hayden W. Gregory, 5:6, July/August 2013, p.16

Open to Debate
1:2, November/December 2008, p.63

Robert A. Armitage, 2019 Mark T. Banner Award Honoree
Shannon N. Proctor, 11:6, July/August 2019, p.5

The ABA-IPL Section and Amicus Briefs the Third Half: Lexmark and Fresenius II [From the Hill]
Hayden W. Gregory, 6:1, September/October 2013, p.2

The American Intellectual Property Law Education Foundation (AIPLEF)
5:4, March/April 2013, p.9

The Judicial Intern Opportunity Program (JIOP), My JIOP Summer: The Ripple Effect
Tiffany D. Walker, 2:2, November/December 2009, p.52

Up Close: An ABA-IPL Young Lawyer Fellow, Viewpoints on Art, Law, and Life-Changing Moments
Adrienne R. Fields, 1:6, July/August 2009, p.54

YLAG Spells ACTION!
4:3, January/February 2012, p.7

SOPA

Congress Sets Its Sights on Online Piracy of Intellectual Property: PROTECT IP and SOPA [From the Hill]
Hayden W. Gregory, 4:4, March/April 2012, p.2

TRADE DRESS

Minding the Store: Trade Dress Protection for Retail Store Designs
Holly Hogan, 6:4, March/April 2014, p.31

Protecting Designs through Trademarks and Trade Dress at the USITC

Protecting Your 3D Brand: Dual Protection with Design Patent and Trade Dress Protection
Louise Arnott, 6:4, March/April 2014, p.10

Protection of Product Configurations as Trade Dress in Light of Stuart Spector Designs, Ltd.
Lindsay D. Molnar, 3:4, March/April 2011, p.36

Stretching Trademark Law to Protect Product Design and Packaging
Jeffery A. Handelman, 4:3, January/February 2012, p.30
TRADEMARKS

Aesthetic Functionality

* A Red Leather Year for Aesthetic Functionality
  Charles E. Colman, 4:2, November/December 2011, p.26

Appellate Review

* Exclusive Federal Circuit Jurisdiction over Trademark Appeals: Some Considerations [Section Focus]
  Theodore H. Davis Jr., 4:2, November/December 2011, p.9

Certification Marks

* Blockchain Can Change Everything—Even Trademark Transactions
  Susan Kayser and Anna Raimer, 11:2, September/October 2018, p.26
* Worldwide Certification-Mark Registration: A Certifiable Nightmare
  B. Brett Heavner and Michael R. Justus, 2:4, March/April 2010, p.21

Community Trademarks

* Community Trademark: A Partial Look at the Relationship between National Trademarks and Community Trademarks in the European Union
  Simone Verducci-Galletti, 4:6, July/August 2012, p.40

Declaration Judgment Act

* Cases and Controversies in Post-MedImmune Trademark Infringement and Unfair Competition Declaratory Judgment Actions
  Theodore H. Davis Jr., 4:5, May/June 2012, p.24

Dilution

* Trademark Dilution Developments from the TTAB
  Alisa C. Simmons, 5:2, November/December 2012, p.37
* Virtual Reality and Augmented Reality: A New Reality for Brand Owners?
  Tony Onorato, Guido Asshoff, and Jaime Castillo, 11:1, September/October 2018, p.11

Disparaging Marks

* Branding the Band
  Peter J. Strand, 12:3, January/February 2020, p.8
* Offensive Marks: The Policing of Trademarks in a Diverse World
  Stephanie Quick and Francine Ward, 5:4, March/April 2013, p.52
* The Evolving Landscape of Disparaging and Scandalous Trademarks: Historical and Public Relations Perspectives
  Stacy L. Wu and Seth I. Appel, 11:6, July/August 2019, p.22
* The Longstanding Pro Bono Battle Challenging the Washington Football Team Trademarks
  Victoria F. Phillips and Ryan M. Van Olst, 8:3, January/February 2016, p.47

Distinctiveness

* Fictional Brands, Famous Marks: Recurring Characters, Places, and Elements Can Serve as Source Identifiers for Creative Works
  Ian G. McFarland and John T. Winemiller, 11:4, March/April 2019, p.38
  Thomas L. Casagrande, 3:1, September/October 2011, p.10

Enforcement; Protection

* Branding the Band
  Peter J. Strand, 12:3, January/February 2020, p.8
* Combating Counterfeits: eBay's Global Approach
  Dan Dougherty, 4:2, November/December 2011, p.32
* Counterfeiting and the Myth of the Victimless Crime
  G. Trenton Hooper and Janna M. Wittenberg, 4:2, November/December 2011, p.41
Federal Trademark Law: From Its Beginnings
Zvi S. Rosen, 11:4, March/April 2019, p.34

Fictional Brands, Famous Marks: Recurring Characters, Places, and Elements Can Serve as Source Identifiers for Creative Works
Ian G. McFarland and John T. Winemiller, 11:4, March/April 2019, p.38

Fighting Back: A 10-Point Plan to Protect Your Brands from Counterfeiters
James R. Davis II, 2:6, July/August 2010, p.48

Going Global: What American Companies Are Doing to Build and Protect Their Brands Overseas
Sara J. Parikh and Vandana Razdan, 4:6, July/August 2012, p.30

If It Quacks Like a Duck . . . It Just Might Be a Trademark
Anna S. Balichina and Julia Anne Matheson, 2:6, July/August 2010, p.42

Roll Another (Serial) Number for the Road: The Long, Strange Trip of Protection for Marijuana Trademarks
Rebeccah Gan, 7:5, May/June 2015, p.18

This Title Cannot Be Registered: The Lack of Title Trademark Protections for Single Creative Works and Some Available Alternatives [Meeting of the Minds]
Sharok Sheik and Ryan C. Shanley, 6:5, May/June 2014, p.50

Travel Can Tell on Trademarks and Such, Part II
Susan J. Brushaber, 4:2, November/December 2011, p.35

Viva Brazil! Protecting the Propriedade Industrial of Rights Holders at the 2016 Olympic Games
Len Glickman, Stephen J. Henderson, and Sophie H. Moher, 8:6, July/August 2016, p.36

Fashion Industry
Fashion Law: Protecting Brands and Designs
David M. Adler, 5:3, January/February 2013, p.20

Fraud in Application or Registration
Curing Potential Trademark Fraud through Voluntary Amendments
Brian E. Banner, 2:3, January/February 2010, p.37

Doctored Trademark Specimens at the USPTO: Analysis of the Plague of Fake Specimens Threatening to Undermine the Principal Register
Eric J. Perrott, 11:1, September/October 2018, p.20

Functionality
The Trademark Functionality Doctrine: Recast for Comprehension
Elizabeth W. King, 5:1, September/October 2012, p.20

General
Best Practices for Filing an Intent-to-Use Trademark Application [Meeting of the Minds]
Victoria L. Burke and James L. Bikoff, 9:6, July/August 2017, p.55

‘Cause They Never Go Out of Style: Why Musicians Are Registering More Trademarks than Ever [Meeting of the Minds]
Erik M. Pelton and Elizabeth M. Dukette, 8:3, January/February 2016, p.54

Chipping Away at the Dead Wood and Other Registered-but-Unused Marks
Matthew D. Asbell, 7:6, July/August 2015, p.30

Clearing Trademarks: Back to Basics with Practical Tips and Tricks
Amy A. Abeloff, 11:5, May/June 2019, p.56

Ethical Issues for Trademark Lawyers Practicing before the U.S. Patent and Trademark Office
Stephanie H. Bald and Linda K. McLeod, 5:5, May/June 2013, p.33

Federal Trademark Law: From Its Beginnings
Zvi S. Rosen, 11:4, March/April 2019, p.34

More Valuable than Patents? How to Recognize and Leverage Trademark Assets
Danny M. Awdeh and Brian R. Westley; 8:1, September/October 2015, p.10
**Remedies against Fictitious and Anonymous Service Mark Counterfeiting**
Bruce McDonald, 7:1, September/October 2014, p.47

**The Coolest Things: Frozen Confections Registered as Trademarks**
Ed Timberlake Jr., 9:1, September/October 2016, p.13

**The Trademark Registration Process and the First Amendment [Perspective]**
Theodore H. Davis Jr., 8:5, May/June 2016, p.1

Lisa A. Dunner, 7:5, May/June 2015, p.1

**Trademark Overhaul! Amendments to the Canadian Trademarks Act and Their Effect on U.S. Trademark Owners**
John S. McKeown, Cynthia Rowden, Luna Samman, Matthias Berger, and James L. Bikoff, 8:4, March/April 2016, Digital Feature

**Trademarks in the Golden Age of Craft Beer**
Michael D. Kanach and Daniel J. Christopherson, 8:2, November/December 2015, p.44

**Trademark Tips: Seven Experts Share their Secrets**
7:5, May/June 2015, p.38

**Vintage Justice: The South African Wine Industry’s Influence on Trademark Law**
Charles Webster, 9:1, September/October 2016, p.30

**Would Kylie by Any Other Name Still Make Millions? The Rise of Trademark Disputes over Celebrity Branding**
Christine E. Weller and Dina Leytes, 9:2, November/December 2016, Digital Feature

**Genericness**

**Of Lawyers, Hotels, and Mattresses: The Federal Circuit’s Ever-Expanding Genericness Test for [THING],COM Marks**
Thomas L. Casagrande, 3:1, September/October 2011, p.10

**Geographical Indications**

**Blockchain Can Change Everything—Even Trademark Transactions**
Susan Kayser and Anna Raimer, 11:2, September/October 2018, p.26

**Trademarks and Geographical Indications 101: What Should Trademark Owners Know?**
Lynne G. Beresford, 1:2, November/December 2008, p.19

**Government Cheese and Grana Padano: The Global Meltdown over Geographic Indications**
Rebecca Gan, 9:1, September/October 2016, p.18

**Greenwashing**

**It’s Not Easy Being Green: Use of the Terms “Organic,” “Sustainable,” and “Natural” in Trademarks and Advertising**
Jennifer M. Hetu and Anessa Owen Kramer, 4:1, September/October 2011, p.46

**Likelihood of Eco-Friendly Confusion: Greenwashing and the FTC “Green Guides”**
Timothy C. Bradley, 4:1, September/October 2011, p.38

**Infringement**

**E-Commerce**

**Arbitration in the Age of Amazon**
Gaston Kroub, 12:1, September/October 2019, p.22

**Comparative Advertising in the Internet Age: Understanding Current E-Commerce Forms of Trademark Use**
Steven J. Olsen, 2:6, July/August 2010, p.55

**General**

**Fictional Brands, Famous Marks: Recurring Characters, Places, and Elements Can Serve as Source Identifiers for Creative Works**
Ian G. McFarland and John T. Winemiller, 11:4, March/April 2019, p.38

**Is a Trademark Infringement Claim Based on a Fictional Product Coming Soon to a Courtroom Near You?**
Proving the Causal Connection from Infringement to Defendant Profits: Punitive Considerations for the Copyright Act
Michael A. Einhorn, 6:3, January/February 2014, p.28

Reverse Confusion: A Trademark Doctrine in Decline or on the Rise?
Robert D. Litowitz, 12:2, November/December 2019, p.42

Internet
Congress Sets Its Sights on Online Piracy of Intellectual Property: PROTECT IP and SOPA [From the Hill]
Hayden W. Gregory, 4:4, March/April 2012, p.2

From Metatags to Sponsored Ads: The Evolution of the Internet-Related Trademark Infringement Doctrine
Uli Widmaier, 4:3, January/February 2012, p.9

Virtual Reality and Augmented Reality: A New Reality for Brand Owners?
Tony Onorato, Guido Asshoff, and Jaime Castillo, 11:1, September/October 2018, p.11

Virtual Trademark Infringement in a Virtual World? A UK Perspective
Mark A. Armitage, 1:4, March/April 2009, p.36

What’s in a [Business] Name? Trademark Fair Use in Today’s Digital Climate
Allison S. Lovelady, 11:5, May/June 2019, p.52

Initial Interest Confusion
Lexmark and the Death of Initial Interest Confusion
Deborah R. Gerhardt, 7:1, September/October 2014, p.22

The Uncertain Future of Initial Interest Confusion
Mark H. Jaffe, Elizabeth S. Ritter, 4:6, July/August 2012, p.55

International
Break for or Blow against Three-Dimensional Marks? Fallout from the Court of Justice’s Judgment in the Kit Kat Shape Mark Case
Mark Schweizer, 9:1, September/October 2016, p.52

Canada Opens Up to Registration of Nontraditional Trademarks
Adam Lis and Hung Nguyen, 5:2, November/December 2012, p.48

Consequences of the Brexit Vote on European Trademarks
Robert Reading, 11:1, September/October 2018, p.31

Investment Treaties and Intellectual Property: Eli Lilly v. Canada and Phillip Morris v. Uruguay
H. Jared Doster and Daniel J. Gervais, 10:5, May/June 2018, Digital Feature

Liability of E-Commerce Platforms for Copyright and Trademark Infringement: A World Tour
Béatrice Martinet and Reinhard J. Oertli, 7:5, May/June 2015, p.41

Niceties of the Nice Classification in Asian Trademark Practice
Malobika Banerji, 4:6, July/August 2012, p.52

Practical Tips for Trademark Protection
Nina Li, 12:1, September/October 2019, p.25

Practical Tips on Trademark Matters in China
Wen Peng and Tingxi Huo, 9:6, July/August 2017, p.34

Revolution: USA, Cuba, and the Future of Trademarks
Robert R. Jimenez, 8:6, July/August 2016, p.14

Trademarks without Borders: The Struggle to Establish Geographical Rights for Common Law Trademarks Used Online [Meeting of the Minds]
Thomas J. Mihill and John A. Zevitas, 7:2, November/December 2014, p.50

When to Apply and When to File an Action—The Pros and Cons of Commencing Trademark Litigation in Canada’s Federal Court via A Notice of Application
Lorraine M. Fleck, 9:6, July/August 2017, p.50
International Trade Commission

A Potential Gap in the ITC’s Authority: Method of Use Claims
Andrew N. Thomases, 1:6, July/August 2009, p.21

Getting Out of the Hot Seat: Mediation and Other Early Termination Mechanisms for Section 337 Cases at the ITC
Juliana M. Cofrancesco, 3:1, September/October 2010, p.42

Examining the Evolving Role the Public Interest Plays at the ITC
P. Andrew Riley, 6:1, September/October 2013, p.40

The Case for Early Adjudication of Potentially Dispositive Issues at the USITC
Evan H. Langdon and Paul M. Bartkowski, 10:5, May/June 2018, p.13

The ITC Solution to the Gray Market Problem in the Internet Age
Thomas R. Burns Jr., Mark A. Klapow, and Mark L. Whitaker, 3:4, March/April 2011, p.28

Keyword Advertising

Heads You Win, Tails You Lose: Striving to Make Sense of Keyword Advertising Cases Post-Rescuecom
Jose L. Hernandez and Jamie N. Nafziger, 2:4, March/April 2010, p.26

Keyword Advertising Remains Unsettled
David S. Fleming, 1:2, November/December 2008, p.26

The Confusion Continues over Key Word Confusion
A. Michael Palizzi and Michael C. Simoni, 5:1, September/October 2012, p.32

What’s in a [Business] Name? Trademark Fair Use in Today’s Digital Climate
Allison S. Lovelady, 11:5, May/June 2019, p.52

Licensing

Blockchain Can Change Everything—Even Trademark Transactions
Susan Kayser and Anna Raimer, 11:2, September/October 2018, p.26

Co-Branding: The Pros, the Cons, and the Uncertainty
Kimra Major-Morris and Dineen Pashoukos Wasylik, 11:5, May/June 2019, p.46

Structuring Licenses to Avoid the Inadvertent Franchise
Rochelle Spandorf, 2:4, March/April 2010, p.37

Trademarks Are Not Intellectual Property in Bankruptcy Cases, So Circuits Are Split on What Happens upon Rejection of Trademark Licenses
John R. Knapp, Jr., 10:6, July/August 2018, p.34

Nontraditional

To Create and Own a Nontraditional Trademark, Just Follow Tradition
Robert D. Litowitz and Linda K. McLeod, 10:3, January/February 2018, p.18

Sound Marks

The Hidden Persuader: Sound Marks as Sonic Indicators of Source
Anna L. King and Luke S. Curran, 10:1, September/October 2017, p.40

Parody

Getting the Last Laugh Out of Trademark Parody
Cheryl L. Black and Sharra S. Brockman, 4:3, January/February 2012, p.54

Parody Products: When Should Brand Owners “Smile or Laugh” and When Should They Sue?
Jeffrey A. Kobulnick and Michael A. Bernet, 9:6, July/August 2017, p.19

Product Configurations

Protection of Product Configurations as Trade Dress in Light of Stuart Spector Designs, Ltd.
Lindsay D. Molnar, 3:4, March/April 2011, p.36

Product Design and Packaging

Stretching Trademark Law to Protect Product Design and Packaging
Jeffery A. Handelman, 4:3, January/February 2012, p.30

Remedies
The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks
Rebecca A. Kirk Fair and Aaron C. Yeater, 11:2, November/December 2018, Digital Feature

Attorney Fees
High (Court) Octane: Third Circuit Extends Octane to Trademark Fee Application
Naomi Jane Gray, 7:3, January/February 2015, p.18
Recovery of Attorneys’ Fees in Trademark and Unfair Competition Litigation
Theodore H. Davis Jr., 2.5, May/June 2010, p.18

Trademark Trial and Appeal Board (TTAB)
The Dynamic between Federal Courts and the TTAB: A Post-B&B Hardware Analysis
Brendan J. O’Rourke, Lee M. Popkin, and Celia V. Cohen, 8:4, March/April 2016, p.6
Trends Before the Trademark Trial and Appeal Board
What You Need to Know: Major Changes to the TTAB Rules of Practice
Patricia S. Smart, 9:4, March/April 2017, p.71

Use
Blockchain Can Change Everything—Even Trademark Transactions
Susan Kayser and Anna Raimer, 11:2, September/October 2018, p.26
Branding the Band
Peter J. Strand, 12:3, January/February 2020, p.8
Use Is the New Protectability, Dawn Donuts Are Still Hot This Season, and Other Trademark Issues
Robert C. Cumbow, 1:4, March/April 2009, p.20
Use, Misuse, Nonuse—“Use” of Third-Party Trademarks on the Internet and in Virtual Space
Roberta Jacobs-Meadway, 1:4, March/April 2009, p.28
Virtual Reality and Augmented Reality: A New Reality for Brand Owners?
Tony Onorato, Guido Asshoff, and Jaime Castillo, 11:1, September/October 2018, p.11
What’s in a [Business] Name? Trademark Fair Use in Today’s Digital Climate
Allison S. Lovelady, 11:5, May/June 2019, p.52

TRADE SECRETS

Discovery Limitations
e-Discovery and Trade Secrets Law: Limitations on Discovery

General
Mareesa Frederick and Clara N. Jimenez, 9:4, March/April 2017, p.14
Artificial Intelligence and Trade Secrets
Jessica M. Meyers, 11:3, January/February 2019, p.17
IP Strategies for the Red-Hot Digital Health Industry
Mi Zhou, Mark Russell Sperling, Justin T. Fleischacker, and Preston K. Ratliff II, 12:2, November/December 2019, p.10
Protecting U.S. Trade Secret Assets in the 21st Century
R. Mark Halligan, 6:1, September/October 2013, p.12
So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights
Steven R. Daniels and Sharae’ L. Williams, 11:6, July/August 2019, p.7
R. Mark Halligan, 11:5, May/June 2019, p.8

Trade Secret Diligence in M&A
James Pooley, 11:6, July/August 2019, p.12

Trade Secrets v. Patents: The New Calculus
R. Mark Halligan, 2:6, July/August 2010, p.10

What to Expect When You’re (Not) Expecting Misappropriation
Aarti K. Wilson, 11:6, July/August 2019, p.18

Inevitable Disclosure Doctrine

The Current Status of the Inevitable Disclosure Doctrine: A Unique Trade Secret Litigation Tool
Barry L. Cohen, 3:2, November/December 2010, p.40

Remedies

Damages

The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks
Rebecca A. Kirk Fair and Aaron C. Yeater, 11:2, November/December 2018, Digital Feature

What to Expect When You’re (Not) Expecting Misappropriation
Aarti K. Wilson, 11:6, July/August 2019, p.18

Injunctions

Weaponizing Headstart Injunctions in the Battle Between the Clear and Clever Thinker
Chris Scott Graham, 2:5, May/June 2010, p.24

What to Expect When You’re (Not) Expecting Misappropriation
Aarti K. Wilson, 11:6, July/August 2019, p.18

UNFAIR COMPETITION AND DECEPTIVE TRADE PRACTICES

Attorney Fees

Recovery of Attorneys’ Fees in Trademark and Unfair Competition Litigation
Theodore H. Davis Jr., 2:5, May/June 2010, p.18

Declaratory Judgment Actions

Cases and Controversies in Post-MedImmune Trademark Infringement and Unfair Competition Declaratory Judgment Actions
Theodore H. Davis Jr., 4:5, May/June 2012, p.24

Mooting Declaratory Judgment Actions through Covenants Not to Sue after Already, LLC v. Nike, Inc.
Matthew K. Blackburn, 6:4, March/April 2014, p. 17

False Advertising

Navigating the National Advertising Division
Terri Seligman and Hannah Taylor, 11:4, March/April 2019, p.43

Internet and E-Commerce

Keywords

The Confusion Continues over Key Word Confusion
A. Michael Palizzi and Michael C. Simoni, 5:1, September/October 2012, p.32

Online Advertising

Influencers: What Every Brand and Legal Counsel Should Know
Mark Goodrich and Jason Howell, 11:1, September/October 2018, p.15

Online Behavioral Advertising—Tracking Users: Gold Mine or Land Mine?
Dominique Shelton, 5:1, September/October 2012, p.26
Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations  
Sonia M. Okolie, 12:3, January/February 2020, p.52

Virtual Reality and Augmented Reality: A New Reality for Brand Owners?  
Tony Onorato, Guido Asshoff, and Jaime Castillo, 11:1, September/October 2018, p.11

Rights of Publicity

Giving the Right of Publicity a Much-Needed Makeover for the Social Media Revolution  
Lynne M.J. Boisineau, 5:2, November/December 2012, p.24

Infringement

Transformative Test  
Transformative Use Comes of Age in Right of Publicity Litigation  
Yakub Hazzard, David Leichtman, David Martinez, and Jordan S. Paul, 4:1, September/October 2011, p.28

Sweepstakes and Promotions

Mobile Sweeps Promos Left in Limbo by Federal Courts: Mitigating Risks Crucial for Marketers  
Alan L. Friel, 3:3, January/February 2011, p.44

USER-GENERATED CONTENT

Modern Web Tools Implicate Copyright and Hot News  
Evan D. Brown, 1:6, July/August 2009, p.47

Take-Downs, Put-Backs, Contracts, and Lawsuits: Managing User-Generated Copyright Issues  
Steven J. Metalitz and Matt Williams, 1:2, November/December 2008, p.40

Things Aren’t Always as They Appear: Who Really Owns Your User-Generated Content?  
G. Ross Allen and Francine D. Ward, 3:2, November/December 2010, p.49

VIRTUAL REALITY

Legal Implications of Public Spaces in Virtual Reality  
Daniel B. Koburger, 12:1, September/October 2019, p.10

Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations  
Sonia M. Okolie, 12:3, January/February 2020, p.52

Virtual Worlds, Real World Issues  
Benjamin T. Duranske and Sean F. Kane, 1:1, September/October 2008, p.9
A

Abbott, Ryan B.
Machines of Ordinary Skill in the Art: How Inventive Machines Will Change Obviousness, 11:5, May/June 2019, p.30
Patenting the Output of Autonomously Inventive Machines, 10:1, September/October 2017, p.16

Abdo, Jacob
Termination of Music Copyright Transfers: The Renegotiation Reality, 11:2, November/December 2018, p.25

Abdo, Kenneth
Termination of Music Copyright Transfers: The Renegotiation Reality, 11:2, November/December 2018, p.25

Abeloff, Amy A.
Clearing Trademarks: Back to Basics with Practical Tips and Tricks, 11:5, May/June 2019, p.56

Ackermann, Timothy G.

Adams, Kenneth A.
Granting Language in Patent License Agreements: An Analysis of Usages, 8:3, January/February 2016, p.42

Addy, Meredith Martin

Adler, David M.
Fashion Law: Protecting Brands and Designs, 5:3, January/February 2013, p.20

Alfaro, Natalie
Commercial Prior Art for Software Patents: When Claimed Methods Are on Sale, 5:2, November/December 2012, p.32

Allen, G. Ross
Things Aren’t Always as They Appear: Who Really Owns Your User-Generated Content?, 3:2, November/December 2010, p.49

Allen, Lindsay
Profiles in IP Law: Ronald Coleman, 10:3, January/February 2018, p.6

Allgeyer, David
A Dozen Tips for Technology-Related Mediations and Arbitrations, 11:2, November/December 2018, p.16

Anderson, Robin R.
Navigating between Scylla and Charybdis: A Practical Judicial Perspective on the Duty to Preserve Evidence, 4:4, March/April 2012, p.28

Andres, Charles
All Patents Are Not Created Equal: Sovereign Immunity, 10:3, January/February 2018, p.15

Andrews, Ryan C.
Thinking Economically About Commercial Success, 9:4, March/April 2017, p.37

Anonymous
Failure: An Opportunity to Find the Keys to Success, 10:6, July/August 2018, Digital Feature

Appel, Seth I.
The Evolving Landscape of Disparaging and Scandalous Trademarks: Historical and Public Relations Perspectives, 11:6, July/August 2019, p.22

Applegate, David L.

Archibald, Daniel P.

Armitage, Mark A.
Virtual Trademark Infringement in a Virtual World? A UK Perspective, 1:4, Mar/Apr 2009, p.36

Armitage, Robert A.
A Prometheus, Playing with Fire, Gets Burned [Perspective], 4:6, July/August 2012, p.1
International Patent Harmonization: Requisites, Ripeness, and Realism [Perspective], 4:4, March/April 2012, p.1
The Leahy-Smith America Invents Act: The Once-Secret Patenting Process Grows More Public [Perspective], 4:2, November/December 2011, p.1
The Remaining “To Do” List on Patent Reform: Consolidation and Optimization [Perspective], 4:5, May/June 2012, p.1
The Role of the America Invents Act in Ending the Plague of “Inequitable Conduct” Allegations [Perspective], 4:3, January/February 2012, p.1

Armon, Orion
Proving Willful Infringement: Is There a Role for Experts?, 5:2, November/December 2012, p.55

Arner, Erika Harmon
In re Bilski: 19th Century Thinking for 21st Century Challenges, 1:3, January/February 2009, p.16
Leading by Example: Elevating Women through Intentionality, 12:2, November/December 2019, p.52
Leading by Example: Words of Wisdom from Women Leaders in IP, 10:4, March/April 2018, p.42
The Practitioner’s Guide to Trials before the Patent Trial and Appeal Board [Book Excerpt], 6:5, May/June 2014, p.46

Arnold, Gordon
Comments of the ABA-IPL Section for the President-Elect Obama Transition Team Considering Issues Relating to the USPTO [Perspective], 1:4, March/April 2009, p.6
Just to Name a Few [Perspective], 1:2, November/December 2008, p.6
Opportunity and Obligation [Perspective], 1:1, September/October 2008, p.1
Section Policy Activity—From Frustration: Opportunity [Perspective], 1:6, July/August 2009, p.6
Sideways, Backwards, or Forward? [Perspective], 1:5, May/June 2009, p.6
The Most from Your Investment? [Perspective], 1:3, January/February 2009, p.6

Arnott, Louise

Arvind, Kamal
Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe, 10:5, May/June 2018, p.8

Asbell, Matthew D.
Chipping Away at the Dead Wood and Other Registered-but-Unused Marks, 7:6, July/August 2015, p. 30

Ash, Reginald

Ashby, Sara L.
Fail to Plan, Plan to Fail: Strategic Considerations for U.S. Litigants Involved in English Proceedings, 4:3, January/February 2012, p.50

Asshoff, Guido

Astle, Matthew J.
Is the World Ready for a New Form of Intellectual Property Protection?, 3:6, July/August 2011, p.56

Awdeh, Danny M.
More Valuable than Patents? How to Recognize and Leverage Trademark Assets and Avoid Pitfalls Along the Way, 8:1, September/October 2015, p.10

Aylward, Michael F.

B

Baher, Julie M.
Obviousness-Type Double Patenting: Who Would Have Thought It Would Have Such a Profound Effect on the Pharmaceutical Industry?, 5:1, September/October 2012, p.37

Bailey, Jennifer C.
Lessons Learned from the First Year of Inter Partes Reviews, 6:2, November/December 2013, p.12

Baird, Stephen R.
Trends Before the Trademark Trial and Appeal Board, 9:3, January/February 2017, p.14

Baker, W. Todd
Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court, 2:2, November/December 2009, p.14

Bald, Stephanie H.
Ethical Issues for Trademark Lawyers Practicing before the U.S. Patent and Trademark Office, 5:5, May/June 2013, p.33

Balichina, Anna S.
If It Quacks Like a Duck . . . It Just Might Be a Trademark, 2:6, July/August 2010, p.42

Balto, David
A Dozen Times to Call Your Antitrust Lawyer, 5:1, September/October 2012, p.42

Band, Jonathan
How Fair Use Prevailed in the Harry Potter Lexicon Case, 1:5, May/June 2009, p.45

Banerji, Malobika
Niceties of the Nice Classification in Asian Trademark Practice, 4:6, July/August 2012, p.52

Banko, Max R.
Form PCT/IB/382: Legal Implications in Countries with Compulsory Licensing Rules, 6:3, January/February 2014, p.42

Banner, Brian E.
Curing Potential Trademark Fraud through Voluntary Amendments, 2:3, January/February 2010, p.37

Banwatt, Paul

Barengolts, Phillip

Barker, David G.
Culpable Mental States in Intellectual Property Cases: An Emerging, Common Law-Like Uniformity, 4:4, March/April 2012, p.14

Barnett, Griffin M.
The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners, 11:4, March/April 2019, p.48
The Uniform Rapid Suspension System: A New Weapon in the War Against Cybersquatters, 6:3, January/February 2014, p.32

Barr, Camille M.
The Section 102 Grace Period Under the America Invents Act: A Novel Source of Litigation, 4:6, July/August 2012, p.46

Bartkowski, Paul M.
The Case for Early Adjudication of Potentially Dispositive Issues at the USITC, 10:5, May/June 2018, p.13

Bartlett, Ben
Coming to Terms: Hidden Traps for Media Entities and Producers in Website Terms of Use Agreements, 3:6, July/August 2011, p.42

Bassolino, Thomas J.
The Advent of Follow-On Biologics: A Post-Script, 2:6, July/August 2010, p.52

Baum, Andrew
Private Affairs/Public Rights: Can Copyright Be Used to Protect Newsworthy Secrets?, 5:5, May/June 2013, p.6

Baur, Amelia Feulner
Navigating through the Obviousness-Type Double Patenting Minefield, 10:3, January/February 2013, p.48

Bayard, Lynn B.
Capitol Records v. Thomas: The Debate over the “Making Available” Theory of Copyright Infringement, 2:3, January/February 2010, p.39

Befurt, Rene
How Purchase Probability Scales Can Shed Light on Consumer Purchase Intentions, 12:1, September/October 2019, p.51

Behnen, Henry
Is Green Technology Stalled at the Starting Line? How Anticompetitive Interests and High Capitalization Costs Are Stunting a Green Tech Boom in the United States, 4:1, September/October 2011, p.16

Belcher, Marta
For Questions of Liability in a Decentralized World, Blockchain Revolutionaries Should Look to Copyright Law [Meeting of the Minds], 11:6, July/August 2019, p.55

Benisek, Eric W.
Taking the RAND Case to Trial, 5:1, September/October 2012, p.12

Bennett, Simon
Red Soles Aren’t Made for Walking: A Comparative Study of European Fashion Laws, 5:6, July/August 2013, p.18

Benson, Chris
Beyond Our Borders: Comparing the Opposition Proceedings of Europe, China, and the United States, 5:6, July/August 2013, p.36

Beresford, Lynne G.
Berger, Matthias
A Trademark Overhaul! Amendments to the Canadian Trademarks Act and Their Effect on U.S. Trademark Owners, 8:4, March/April 2016, Digital Feature

Berghammer, Joseph J.
Bilski v. Kappos: Some Business Methods Still Patenable After All These Years, 3:1, September/October 2010, p.26

Bergman, Kristine A.
False Advertising Disputes: Interplay between Courts and the NAD, 8:5, May/June 2016, p.6
IP Virtuosos: Professor Mark A. Lemley, 8:4, March/April 2016, p.26

Berneman, Beverly A.
Financial First Aid for the Research and Development of Intellectual Property Assets, 3:6, July/August 2011, p.46

Bernet, Michael A.
Parody Products: When Should Brand Owners “Smile or Laugh” and When Should They Sue?, 9:6, July/August 2017, p.19

Berniker, Jessamyn S.
Taking Matters into Your Own Hands: Tips for Avoiding Attorney Malpractice Assertions, 8:2, November/December 2015, p.44

Besek, June M.
An Interview with Copyright Register Marybeth Peters, 3:1, September/October 2010, p.16

Bey, Dawn-Marie

Bhargava, Priyam
How Globalization Has Shifted the Paradigm of Diversity Incluson in Intellectual Property Law, 8:1, September/October 2015, p.51

Bhattacharya, Indra
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Biechele, Benedikt
A Patent Perspective on Autonomous Vehicles, 11:5, May/June 2019, p.26

Bikoff, James L.
A Trademark Overhaul! Amendments to the Canadian Trademarks Act and Their Effect on U.S. Trademark Owners, 8:4, March/April 2016, Digital Feature
The Uniform Rapid Suspension System: A New Weapon in the War Against Cybersquatters, 6:3, January/February 2014, p.32

Biller, Anthony J.
Who Is Going to Own Dotamazon? The Pending Domain Name Land Grab, 2:2, November/December 2009, p.8

Bird, John M.
Strategic Considerations before Filing an IPR, 7:2, November/December 2014, p.12

Bird III, Joseph S.
A Virtual Analog Rule for Software Patent Eligibility, 8:2, November/December 2015, p.47

Bisk, Jennifer
Who Is Going to Own Dotamazon? The Pending Domain Name Land Grab, 2:2, November/December 2009, p.8

Black, Cheryl L.
An Interview with Chief Judge Gerard F. Rogers [Profiles in IP Law], 6:1, September/October 2013, p.7
An Interview with Deborah Cohn, Commissioner for Trademarks, 4:4, March/April 2012, p.48
An Interview with Sharon Barner, Cummins, Inc. [Profiles in IP Law], 8:3, January/February 2016, p.5
Getting the Last Laugh Out of Trademark Parody, 4:3, January/February 2012, p.54

Blackburn, Matthew K.
Address Abusive Patent Litigation by Reducing Innocent Infringement, 6:6, July/August 2014, p.38
Mooting Declaratory Judgment Actions through Covenants Not to Sue after Already LLC v. Nike Inc., 6:4, March/April 2014, p.17
Patent Exhaustion Dispute Likely Headed for Supreme Court: Validity of Post-Sale Restrictions and Ability of Foreign Sales to Exhaust U.S. Rights to Be Considered, 8:6, July/August 2016, p.48

Blair, Sarah

Blavin, Jonathan H.
Friends or Frenemies? The Increasingly Important Legal Battle over Social Data Extraction Tools, 4:5, May/June 2012, p.12

Bloch, David S.
Comparing Software License Boilerplate with Government Contracts, 8:3, January/February 2016, p.15

Bodie, Julius
Application Is Not Registration: U.S. Supreme Court Resolves Circuit Split on Copyright Act Section 411(a) Registration Requirement, 11:6, July/August 2019, p.29

Boesche, Ashly I.
IP Virtuosos: Judge James Holderman, 8:4, March/April 2016, p.40
Team Nike!, 10:4, March/April 2018, p.35

Boisneau, Lynne M.J.
Giving the Right of Publicity a Much-Needed Makeover for the Social Media Revolution, 5:2, November/December 2012, p.24

Bolin, Kimberly A.
Form PCT/IB/382: Legal Implications in Countries with Compulsory Licensing Rules, 6:3, January/February 2014, p.42

Booth, Dan
The “One Satisfaction” Rule: A New Approach to Curbing Copyright Trolls, 7:3, January/February 2015, p.22

Bouchez, Cynthia M.
Getting Creative: Prosecuting Biotechnology Applications at the USPTO after Mayo, 9:6, July/August 2017, p.38

Boundy, David E.
“Nonfunctional Descriptive Material” vs. “Printed Matter”: The PTAB’s Defiance of Federal Circuit Precedent, 12:3, January/February 2020, p.46
The PTAB Is Not an Article III Court: A Primer on Federal Agency Rulemaking, 10:2, November/December 2017, p.9
The PTAB Is Not an Article III Court, Part 2: Aqua Products v. Matal as a Case Study in Administrative Law, 10:5, May/June 2018, p.44

Boutsikaris, Constance
Can I Sell My iTunes Library? The Implications of Expanding the First Sale Doctrine to Digital Goods, 8:2, November/December 2015, p.26

Bower, Phoebe
Building Effective Client Relationships: Practice Tips from In-House, 11:3, January/February 2019, p.38
Bowser, Jonathan R.

The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Brackstone, Emily

Corporate and Intellectual Property Considerations for Startups Seeking Venture Capital Funding, 10:6, July/August 2018, p.26

Bradley, Timothy C.

Likelihood of Eco-Friendly Confusion: Greenwashing and the FTC “Green Guides,” 4:1, September/October 2011, p.38

Braun, Karl M.

Applying Your Brand Protection Strategy [Meeting of the Minds], 7:1, September/October 2014, p.53

Brezina, David C.


Britton, Katherine

IoT Big Data: Consumer Wearables, Data Privacy, and Security, 8:2, November/December 2015, Digital Feature

Brockman, Sharra S.

Getting the Last Laugh Out of Trademark Parody, 4:3, January/February 2012, p.54

Brodie, Alexandra


Brown, Ellen F.

Preparing IP Clients for Their Second Acts: A Primer on Creative Usages, 8:3, January/February 2016, p.36

Brown, Evan D.

Modern Web Tools Implicate Copyright and Hot News, 1:6, July/August 2009, p.47

Brundage, Matt D.

Thinking Economically About Commercial Success, 9:4, March/April 2017, p.37

Brushaber, Susan J.

Travel Can Tell on Trademarks and Such, Part II, 4:2, November/December 2011, p.35

Bruno, Michael J.

The Taxation of Royalty Payments to International Athletes, 9:2, November/December 2017, p.36

Bryant, Lawana L.

Caught in the Middle: Intellectual Property and Indigenous Communities, 5:4, March/April 2013, p.26

Buccafusco, Christopher J.

Copyright in the Kitchen: Exploring Protection for Recipes and Dishes, 9:1, September/October 2016, p.44

Bugelli, Daphne A.

How Collective Management Organizations Remunerate Musicians Worldwide [Meeting of the Minds], 9:5, May/June 2017, p.56

Bullard, Christopher A.

A Conversation with Tony Figg, 1:3, January/February 2009, p.59

Buller, Daniel J.


Burke, Victoria L.

Best practices for Filing an Intent-to-Use Trademark Application [Meeting of the Minds], 9:6, July/August 2017, p.55
Burns, Manon L.

Burns, Patrick G.
In the Wake: The USPTO Guidelines on KSR, 1:3, January/February 2009, p.12

Burns Jr., Thomas R.
The ITC Solution to the Gray Market Problem in the Internet Age, 3:4, March/April 2011, p.28

Burton, Bruce W.
The Attorney’s Role in Assisting Clients with Patent Valuation, 8:1, September/October 2015, p.27

Burton, Kristi N.

Butterfield, Toby
Coming to Terms: Hidden Traps for Media Entities and Producers in Website Terms of Use Agreements, 3:6, July/August 2011, p.42

Byrne, Michael P.
Triumph of the Eco-Patent Commons, 4:1, September/October 2011, p.43

C

Cable, Sara
The Copyright Defendant’s Guide to Disproving Substantial Similarity on Summary Judgment, 3:6, July/August 2011, p.26

Caixeiro, Manny
Pros and Pitfalls of Artificial Intelligence in IP and the Broader Legal Profession, 11:3, January/February 2019, p.5

Caltrider, Steven P.
A Calling, A Promise, and Rule 6.1: Three Remarkable Women and Corporate Commitment to Pro Bono and Service, 10:4, March/April 2018, p.54
An Interview with Margaret (Peggy) Focarino [Profiles in IP Law], 6:3, January/February 2014, p.7

Caplan, Brian D.

Carani, Christopher V.
Apple v. Samsung: Design Patents Take Center Stage, 5:3, January/February 2013, p.24
Design Patent Functionality, 7:2, November/December 2014, p.19

Carlisle, Stephen
Sounds Great! But It Sounds Very Familiar...Where to Draw the Line on Digital Sampling of Sounds Recordings, 9:5, May/June 2017, p.14

Carlson, Scott A.

Carlson, Steven C.
Weaponizing IPRs, 12:1, September/October 2019, p.36

Carroll, Timothy J.
Pros and Pitfalls of Artificial Intelligence in IP and the Broader Legal Profession, 11:3, January/February 2019, p.5

Carter III, Alvin Benjamin

Casagrande, Thomas L.

Casey, Theresa V.
Copyright Protection for “Green Design” of Architectural Works: Beyond Functionality, 1:5, May/June 2009, p.48

Cassady, R. Benjamin
Making the Nonprevailing Party Pay: Statistics on Exceptional Cases Four Years after Octane and Highmark, 11:2, November/December 2018, p.48
Making the Nonprevailing Party Pay: The Statistics of Exceptional Cases Two Years after Octane and Highmark, 8:6, July/August 2016, p.26

Cassidy, Susan B.
What Every Company Should Know about IP Rights when Selling to the U.S. Government, 9:6, July/August 2017, p.5

Castellano, Jeffrey T.
Form 18, I Just Don’t Know What I Want: How the Abrogation of Form 18 Has Changed Pleading Standards, 10:1, September/October 2017, p.23

Castillo, Jaime

Cavanaugh, David L.
Precedent, Persuasion, and the PTAB [Meeting of the Minds], 8:4, March/April 2016, p.56

Cendali, Dale
Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court, 2:2, November/December 2009, p.14

Centanni, Jillian A.
IP Transfer Pricing: The Key Essentials, 5:1, September/October 2012, p.53

Chalkley, Simon R.
Fail to Plan, Plan to Fail: Strategic Considerations for U.S. Litigants Involved in English Proceedings, 4:3, January/February 2012, p.50

Chambers, Jasemine C.
China’s Special IPR Campaign: Really Special or Really Not?, 3:6, July/August 2011, p.34

Chan, Hale
Increasing Business Development IQ for the IP Lawyer, 5:1, September/October 2012, p.48

Chang, Steve S.
Face Value—Where’s My NCAA Football Game? 7:4, March/April 2015, p.8

Charlesworth, Jacqueline C.
Bidding for a Copyright Injunction after eBay, 1:5, May/June 2009, p.30

Charneski, Carl
Impact of the AIA on Patent Litigation: Changes that May Affect Your Choice of Forum, 4:5, May/June 2012, p.44

Chatterjee, Paromita

Chaudry, Inayat
The Patentability of Blockchain Technology and the Future of Innovation, 10:4, March/April 2018, p.21

Chemcham, Chehrazade
Buyers of Counterfeits: Beware!, 1:1, September/October 2008, p.36
Chen, Charles
An Inside Look at a Rising Brand’s Global Fight against Infringers, 10:6, July/August 2018, p.44

Chen, Fuli

Cheng, David
Beyond Our Borders: Comparing the Opposition Proceedings of Europe, China, and the United States, 5:6, July/August 2013, p.36

Cherry, Christopher M.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Chestek, Pamela S.
On Notice, Not Claimed – The Role of the Copyright Registration System, 7:3, January/February 2015, p.30

Chiarelli, Dominic A.

Chin, Yee Wah

Chung, Doowon R.
Printed Publications and Persons of Ordinary Skill: Did the PTAB in GoPro v. Contour IP Holdings Apply an Overly Restrictive Standard?, 10:2, November/December 2017, p.14

Chothani, Poorvi
Recent Developments in the Indian IP Laws, 3:2, November/December 2010, p.44

Christopherson, Daniel J.
Trademarks in the Golden Age of Craft Beer, 8:2, November/December 2015, p.38

Clarida, Robert W.
Gimme an “S” for Separability: Supreme Court to Consider Copyrightability of Designs on Cheerleading Uniforms, 9:2, November/December 2017, p.57
Singing the Campaign Blues: Politicians Often Tone Deaf to Songwriters’ Rights, 3:2, November/December 2010, p.6

Clark, Justin M.
Pattern Overlay: Do Design Patents and Copyright Protection Work with—or Against—Each Other? [Meeting of the Minds], 6:4, March/April 2014, p.48

Clark, Matthew J.
Leveeing a Flood of Counterfeits on Amazon, 11:3, January/February 2019, p.44

Clemons, Alexander L.
Beyond the Smallest Salable Unit: How Surveys Provide a Path from Recent Case Law to an Appropriate Royalty Base, 6:5, May/June 2014, p.36
Separating “Pay” from “Delay”: Fairness Opinions of Reverse Payment Settlements under Actavis and Its Progeny, 7:6, July/August 2015, p.30

Coane, Megan
Blurring Lines? The Practical Implications of Williams v. Bridgeport Music, 8:3, January/February 2016, Digital Feature

Cofrancesco, Juliana M.
Getting Out of the Hot Seat: Mediation and Other Early Termination Mechanisms for Section 337 Cases at the ITC, 3:1, September/October 2010, p.42

Cohen, Barry L.

Cohen, Celia V.
The Dynamic between the Federal Courts and the TTAB: A Post-B&B Hardware Analysis, 8:4, March/April 2016, p.6

Cohen, Jeffrey
Some Economics of Royalty Bundling, 4:5, May/June 2012, p.18

Cohn, Bradley L.
False Advertising Disputes: Interplay between Courts and the NAD, 8:5, May/June 2016, p.6

Colman, Charles E.
A Red Leather Year for Aesthetic Functionality, 4:2, November/December 2011, p.26

Conroy, Richard M.

Cooke, Whitney D.
Is a Trademark Infringement Case Based on a Fictional Product Coming Soon to a Courtroom Near You?, 6:5, May/June 2014, p.16

Coppola, William C.
The Changing Landscape of Patent Licensing after the Leahy-Smith America Invents Act, 8:3, January/February 2016, p.26

Coruzzi, Laura A.

Cotton, Justin D.
Adventures in the Microverse: A Solo Practitioner’s Learning Experiences in a Post-AIA World, 10:6, July/August 2018, p.31

Coulter, Silvia L.
Client Retention and Growth: Driving Your Firm’s Success by Engaging with Clients, 7:6, July/August 2015, p.50

Cox, Krista L.
The Right to Read for Blind or Disabled Persons, 4:5, May/June 2012, p.32

Criss, Jennifer T.
Debunking Copyright Myths, 11:6, July/August 2019, p.35

Crookston, Michael Aaron
Image Recognition Technology and Orphan Works Solutions, 1:6, July/August 2009, p.50

Crouch, Dennis D.
The History and Future of E-Commerce Patents, 7:5, May/June 2015, p.13

Crudo, Richard A.

Cullman, Louis C.
Repurposing and Enforcement during Patent Term Extensions for Pharma Products, 8:6, July/August 2016, p.10

Cumbow, Robert C.
Use Is the New Protectability, Dawn Donuts Are Still Hot This Season, and Other Trademark Issues, 1:4, March/April 2009, p.20

Cumby, Joshua C.
Commil v. Cisco: A Return to the Status Quo, 8:2, November/December 2015, p.18

Curran, Luke S.
#SocialMediaLegalFails, Ramifications of Online Overshare: IP, Native Advertising, Brand Endorsements, and Other Media Pitfalls, 8:6, July/August 2016, Digital Feature
The Hidden Persuader: Sound Marks as Sonic Indicators of Source, 10:1, September/October 2017, p.40

Curry, Joshua D.
Patent Exhaustion Dispute Likely Headed for Supreme Court: Validity of Post-Sale Restrictions and Ability of Foreign Sales to Exhaust U.S. Rights to Be Considered, 8:6, July/August 2016, p.48

D

Dabney, James W.
When 30 Years of Practice Goes Against You, 10:5, May/June 2018, p.24

Dahl, Regan E.
Protecting Professional Athlete’s Personality Rights in Canada 9:2, November/December 2017, p.20

Daily, James E.
IP and the Comic Book Superhero, 6:4, March/April 2014, p.22

Dalton, Joshua M.
The Copyright Defendant’s Guide to Disproving Substantial Similarity on Summary Judgment, 3:6, July/August 2011, p.26

Damman, Kirk A.
Emerging Challenges in Tabletop Gaming: Player Modification, Third-Party Parts, and Disruptive Technology [Meeting of the Minds], 7:4, March/April 2015, p.52

Damon, Sean D.
Making the Nonprevailing Party Pay: Statistics on Exceptional Cases Four Years after Octane and Highmark, 11:2, November/December 2018, p.48
Making the Nonprevailing Party Pay: The Statistics of Exceptional Cases Two Years after Octane and Highmark, 8:6, July/August 2016, p.26

Danelyan, Elmira
Russia’s Long Journey to the WTO: Whose Interests Will Be Served If Russia Joins the World Club?, 1:4, March/April 2009, p.52

Daniels, Steven R.
So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights, 11:6, July/August 2019, p.7

Dannenberg, Ross A.

Davies, Isabel
The eSports Explosion: Legal Challenges and Opportunities, 9:2, November/December 2017, p.24

Davis, Ahmed J.
How Globalization Has Shifted the Paradigm of Diversity Inclusion in Intellectual Property Law, 8:1, September/October 2015, p.51

Davis, James F.
Judge Giles S. Rich: His Life and Legacy Revisited, 2:1, September/October 2009, p.8

Davis, Julianne R.
Pattern Overlay: Do Design Patents and Copyright Protection Work with—or Against—Each Other? [Meeting of the Minds], 6:4, March/April 2014, p.48

Davis, Mark C.
Through the Looking Glass: Exploring the Wonderland of Patent Subject Matter Eligibility after Alice Corp. v. CLS Bank International, 7:2, November/December 2014, p.8
Davis, Mark Edward
Copyright Law in Canada—Similar, But Not the Same, 4:5, May/June 2012, p.48
Web Scraping—Limits on Free Samples [Meeting of the Minds], 8:2, November/December 2015, p.54

Davis II, James R.
Fighting Back: A 10-Point Plan to Protect Your Brands from Counterfeiters, 2:6, July/August 2010, p.48

Davis Jr., Theodore H.
Exclusive Federal Circuit Jurisdiction over Trademark Appeals: Some Considerations [Section Focus], 4:2, November/December 2011, p.9
Information Technology Reform for the Copyright Office: Help for a Beleaguered but Mission-Critical Federal Agency [Perspective], 8:4, March/April 2016, p.1
Inter Partes Litigation Within the U.S. Patent and Trademark Office: New Opportunities for Specialists? [Perspective], 8:1, September/October 2015, p.1
POM Wonderful LLC v. Coca Cola Co.: The Supreme Court Juices Up Section 43(A) of the Lanham Act, 7:1, September/October 2014, p.12
Recovery of Attorneys’ Fees in Trademark and Unfair Competition Litigation, 2:5, May/June 2010, p.18
The Overstated Case against the United States Patent System [Perspective], 8:3, January/February 2016, p.1
The Trademark Registration Process and the First Amendment [Perspective], 8:5, May/June 2016, p.1

Dawsey, David
An Interview with Anne Chasser—University Licensing: Time to Step Back, Evaluate the Institution’s Mission, and Build a Brand [Profiles in IP Law], 8:5, May/June 2016, p.5

DeFranco, Denise
An Interview with Judge James Smith, 5:2, November/December 2012, p.7
Mayo: A Force to Be Reckoned With, 4:6, July/August 2012, p.24

Delsman, Shane
An Interview with Jessica Bahr, Vice President, Associate General Counsel at Constellation Brands [Profiles in IP Law], 11:5, May/June 2019, p.5

Derényi, Eugene F.
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Desnoyer, Brad M.
IP and the Comic Book Superhero, 6:4, March/April 2014, p.22

de Villiers, Etienne
The Patent Prosecution Highway: Canada as Office of First Filing, 2:3, January/February 2010, p.30

Dhawan, Ramesh C.
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Dickinson, Q. Todd
Patentable Subject Matter: The Debate Reignites—Or Did It Ever Really Go Away?, 1:2, November/December 2008, p.30

Dickson, Mark K.
A Certain Kind of Thinking for a Certain Time [Perspective], 11:6, July/August 2019, p.1
Fast—and Slow—Thinking [Perspective], 11:1, September/October 2018, p.1
Innovation, Creativity, and IP Law [Perspective], 11:2, November/December 2018, p.1
It’s the Long Term That Counts [Perspective], 11:5, May/June 2019, p.1
Lists Are Everywhere, and They Can Matter [Perspective], 11:4, March/April 2019, p.1
You Cannot Step in the Same River Twice [Perspective], 11:3, January/February 2019, p.1

Dillon, John P.
Preserving Provisional Rights for Pre-Issuance Patent Damages; 10:3, January/February 2018, p.54

Doherty, Elizabeth A.
Navigating through the Obviousness-Type Double Patenting Minefield, 10:3, January/February 2013, p.48

Dolak, Lisa A.

Donaldson, Caleb
Beyond the DMCA: How Google Leverages Notice and Takedown at Scale, 10:2, November/December 2017, p.20

Doster, H. Jared
Organized IP Crime, 12:3, January/February 2020, p.28

Dougherty, Dan
Combating Counterfeits: eBay’s Global Approach, 4:2, November/December 2011, p.32

Dowd, Matthew

Dreyfuss, Rochelle C.
Patenting Nature, 12:2, November/December 2019, p.6

Dudas, Jonathan W.

Duffy, John F.
Federal Circuit En Bancs in an Era of Active Supreme Court Review [Section Focus], 4:2, November/December 2011, p.8

Dukette, Elizabeth M.
‘Cause They Never Go Out of Style: Why Musicians Are Registering More Trademarks Than Ever [Meeting of the Minds], 8:3, January/February 2016, p.54

Dunner, Donald R.
Thomas Oren Arnold: 1923–2009 [Section Focus], 2:1, September/October 2009, p.51
Time to Revisit the “No Deference” Cybor Rule [Section Focus], 4:2, November/December 2011, p.8

Dunner, Lisa A.
ABA-IPL: Developing Policy and Advocating for IP [Perspective], 7:4, March/April 2015, p.1
An Interview with Teresa Stanek Rea, 4:6, July/August 2012, p.7
For the Team [Perspective], 7:1, October/November 2014, p.1
It’s Not all About Patents [Perspective], 7:2, November/December 2014, p.1

Dunston, Erin M.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Duranske, Benjamin T.
Virtual Worlds, Real World Issues, 1:1, September/October 2008, p.9

Dvorson, Natalya
Through the Looking Glass: Exploring the Wonderland of Patent Subject Matter Eligibility after Alice Corp. v. CLS Bank International, 7:2, November/December 2014, p.8
Edelstein, Lindsay R.  
*The Good, the Bad, and the JPEG: Staying Safe in the Constant Showdown over Digital Content Use Online*, 11:1, September/October 2018, p.33

Ehrlich, Marc  

Einhorn, Michael A.  
*Proving the Causal Connection from Infringement to Defendant Profits: Punitive Considerations for the Copyright Act*, 6:3, January/February 2014, p.28

Eisnach, Michael  
*The Boundaries of the U.S. Copyright Act: How the Act Prefers Foreign Manufacturers*, 4:4, March/April 2012, p.54

Elias, Brittany M.  
*Street Art: The Everlasting Divide between Graffiti Art and Intellectual Property Protection*, 7:5, May/June 2015, p.48

Eltzroth, Carter  
*“Umbrella” Standards Bodies: Framing IPR Policies*, 5:6, July/August 2013, p.54

Erstling, Jay A.  
*A Different State of Grace: The New Grace Period Under the AIA*, 5:6, July/August 2013, p.48

Esmaili, Shahrzad  
*Patenting Artificial Intelligence Inventions in Canada*, 12:1, September/October 2019, p.32

Esquerra, Theresa  
*Exploration of Common Law Fraud in Scientific Discovery: The Case of James Watson, Francis Crick, and Rosalind Franklin*, 4:4, March/April 2012, p.34

Evans, Emily A.  

Evans, Eric B.  

Evans, Huw  
*Protection of Business Method Patents Outside the United States*, 1:5, May/June 2009, p.18

Evans, James T.  

Evans, Pharan A.S.  

Evans, Tonya M.  
Fairpo, Anne
*IP Transfer Pricing: The Key Essentials*, 5:1, September/October 2012, p.53

Farkas, Brian D.

Farmer, Trisha D.
*Double Exposure: Keeping Your Confidential Information Out of the Public Eye in the Wake of Apple v. Samsung*, 5:5, May/June 2013, p.16

Farrar, William Jacob
*Liability of Foreign Companies under the Digital Millennium Copyright Act* [Meeting of the Minds] 6:3, January/February 2014, p.50

Faughnan, Brian S.
*The Ethics of Working with the I.P., P.I.*, 4:4, March/April 2012, p.41

Feiereisel, Katie A.
*One Crack and an Evisceration: The Current State of the DMCA’s Safe Harbor*, 10:1, September/October 2017, p.27

Feinberg, Ian N.

Ferrill, Elizabeth
*Around the World and Back: Making a Champion Out of Your Design with International Design Rights* [Meeting of the Minds], 11:3, January/February 2019, p.54

Field Jr., Thomas G.
*Jurisdiction and Remedies for Infringement of Intellectual Property Rights by National and State Governments*, 1:5, May/June 2009, p.41

Fields, Adrienne R.
*Up Close: An ABA-IPL Young Lawyer Fellow, Viewpoints on Art, Law, and Life-Changing Moments* [Section Focus], 1:6, July/August 2009, p.54

Finkelman, Richard
*Controlling E-Discovery Costs in IP Matters—Are You Being Penny Wise and Pound Foolish?*, 1:6, July/August 2009, p.16

Fischer, Andrew J.
*The Bow Tie of Patent Claim Construction*, 4:3, January/February 2012, p.21

Fischer, Mark A.
*Artists, Lawyers, and Specialness*, 5:3, January/February 2013, p.11

Fischer, Ury
*Bad Faith Assertion Legislation: Troll Solution or More Headaches for Defendants?*, 8:5, May/June 2016, p.32

Flaming, Todd H.

Fleck, Lorraine M.
*When to Apply and When to File an Action—The Pros and Cons of Commencing Trademark Litigation in Canada’s Federal Court via Notice of Application*, 9:6, July/August 2017, p.50

Fleischacker, Justin T.

Fleming, David S.
*Keyword Advertising Remains Unsettled*, 1:2, November/December 2008, p.26

Fleming, Michael R.
*PTAB: Past, Present, and Future*, 9:3, January/February 2017, p.20

Foley, Christy L.
Do You Own Your Personal Brand? In Figure Skating, the Answer Is Not Too Clear, 9:2, November/December 2017, p.30

Forestal, Colin A.
Obviousness-Type Double Patenting: Who Would Have Thought It Would Have Such a Profound Effect on the Pharmaceutical Industry?, 5:1, September/October 2012, p.37

Fountain, Ryan M.
Green Is a Way of Thinking, Not an Industry: The Only Thing Holding Back Green Technology Is the Same Thing Holding Back Any New Technology, 4:1, September/October 2011, p.10

Fox, Nicholas
A European Perspective on Business Method Patents, 2:6, July/August 2010, p.30

Frederick, Mareesa A.

Frederiksen-Cross, Barbara A.
Third-Party Code: Beware the Trojan Source!, 3:2, November/December 2010, p.12

Freeman Jr., R. Parrish
Surviving the Coming Flood of New Generic Top Level Domains—How to Keep Your Property Safe and Dry, 6:6, July/August 2014, p.18

Freistein, Andrew B.
The PTAB Is Not an Article III Court, Part 2: Aqua Products v. Matal as a Case Study in Administrative Law, 10:5, May/June 2018, p.44

Friel, Alan L.
Mobile Sweeps Promos Left in Limbo by Federal Courts: Mitigating Risks Crucial for Marketers, 3:3, January/February 2011, p.44

Fries, Janet
Debunking Copyright Myths, 11:6, July/August 2019, p.35
IP and the Comic Book Superhero, 6:4, March/April 2014, p.22

Frist, David
Joinder: Over a Year after the America Invents Act, 5:4, March/April 2013, p.44

G

Gallagher, Doug
Attorney-Client Privilege for In-House Counsel, 10:2, November/December 2017, p.39

Gan, Rebeccah
Annapolitan Mumbo Jumbo: The TTAB, Distinctiveness, and the DMV, 6:5, May/June 2014, p.25
Government Cheese and Grana Padano: The Global Meltdown over Geographic Indications, 9:1, September/October 2016, p.18
It’s All Relative: Taste, Timing, and Einstein’s Rights of Publicity in the Post-Twitter World, 6:1, September/October 2013, p.29
Roll Another (Serial) Number for the Road: The Long, Strange Trip of Protection for Marijuana Trademarks, 7:5, May/June 2015, p.18

Gao, Chao
Ten Years after KSR, Motivation to Combine Moves Back into the Spotlight, 10:3, January/February 2018, p.23

Garland, Steven B.
Gatz, John C.
Decisions in Brief, various issues since 6:1
Recent Developments in IP Law, various issues since 1:1

Gaudry, Kate S.
Is It Worth It? How Game Theory Should Guide Patent Prosecution Decisions, 11:2,
November/December 2018, p.33
Informed Drafting and Prosecution of Software and AI Patents, 12:2, November/December 2019,
p.27
Reversal Rates of Ex Parte Appeals: High Variability Across PTAB Judges, 11:1,
September/October 2018, p.52
Strategic Predictions: Leveraging Art Unit Allowance Rates to Drive the Selection of Appeal
Decision Makers; 10:3, January/February 2018, p.26

Gauntlett, David A.
Recovering IP Defense Expenses from Insurers, 2:5, May/June 2010, p.50
Strategic Considerations for IP Litigators and Corporate Counsel Prosecuting and Defending IP
Disputes: Securing Coverage Despite Limited Intellectual Property Coverage, 11:2,
November/December 2018, p.10

Gauss, Holger
Red Soles Aren’t Made for Walking: A Comparative Study of European Fashion Laws, 5:6,
July/August 2013, p.18

Ge, Yijun
Managing Trademark Investigations for Nonuse in China: A Comparison with U.S. Practice, 5:6,
July/August 2013, p.42

Gentz, Wade B.
Coping Without the Presumption: The Presumption of Irreparable Harm in Copyright
Infringement Actions Is Alive, But You Should Assume That It Is Dead, 2:5, May/June 2010, p.14

George, Christopher N.
Protecting IP in an Agile Software Development Environment, 7:6, July/August 2015, p.30

Gerhardt, Deborah R.
Lexmark and the Death of Initial Interest Confusion, 7:1, September/October 2014, p.22

Gervais, Daniel J.
How Collective Management Organizations Remunerate Musicians Worldwide [Meeting of the
Minds], 9:5, May/June 2017, p.56
Investment Treaties and Intellectual Property: Eli Lilly v. Canada and Phillips v. Morris, 10:5,
May/June 2018, Digital Feature
Liability of Foreign Companies under the Digital Millennium Copyright Act [Meeting of the
Minds], 6:3, January/February 2014, p.50

Ghajar, Bobby
Street Art: The Everlasting Divide between Graffiti Art and Intellectual Property Protection
[Meeting of the Minds], 7:5, May/June 2015, p.48

Ghrist, Diane E.
Intellectual Property Suits in the United States Court of Federal Claims, 10:1,
September/October 2017, p.30

Giardina, David
Some Economics of Royalty Bundling, 4:5, May/June 2012, p.18

Gill, Leigh F.
Time to Face the Music: Current State and Federal Copyright Law Issues with Pre-1972 Sound
Recordings, [Meeting of the Minds] 6:6, July/August 2014, p.60

Gillen, Stephen E.
The Devil Made Me Do It: Lessons Learned in Negotiating Intellectual Property Agreements, 7:3, January/February 2015, p.41

Girones, Giselle
Starting Up Right: Common Pitfalls Startups Can Avoid in Copyright Law, 10:6, July/August 2018, p.16

Girtz, Christian J.
Transatlantic Patenting, 2:2, November/December 2009, p.30

Gislasson, Barbara J.
Suddenly, One Day: Intellectual Property and Mind Futures, 6:6, July/August 2014, p.48

Gleckman, Len
Viva Brazil: Protecting the Propriedade Industrial of Rights Holders at the 2016 Rio Olympic Games, 8:6, July/August 2016, p.36

Godorecci, Laura A.
Copyright Extensions, Fair Use, and the 21st Century Filmmaker, 5:3, January/February 2013, p.56

Goebel, Erin M.
Brand Management: In-House Counsel’s Perspective, 10:2, November/December 2017, p.28

Goh, Janice Phaik Lin
Privacy, Security, and Wearable Technology, 8:2, November/December 2015, p.30
Terms of Use Case Update, 8:1, September/October 2015, Digital Feature

Goldstein, Dan
What Does the California Consumer Privacy Act Mean for IP Attorneys and Law Firms?, 11:2, November/December 2018, p.22

Goldstein, Thomas C.
The KSR Backstory, 1:1, September/October 2008, p.22

Golub, Daniel
IPRs Complicate the Litigation Funding Landscape for Patent Owners, 8:1, September/October 2015, p.20

Gonzales, Natalie Alfaro
The IP Practitioner’s Guide to Working with Startups, 10:6, July/August 2018, p.7

Good, C. Edward
Abolish the Passive Voice? I Don’t Think So, 8:6, July/August 2016, p.43
Ever Hear of a Well-Claused Brief?, 9:4, March/April 2017, p.41
Nouniness: The Enemy of a Lean Writing Style—Changing a Scientific Writing Style into One Judges Will Enjoy, 7:2, November/December 2014, p.40
RIP Past Participles, 10:3, January/February 2018, p.8
The Art of Telling IP Stories, 12:2, November/December 2019, p.48
To Be or Not To Be: A Quick Trick to Strengthen Your Writing Style, 7:4, March/April 2015, p.14
Ugly Legal Writing, 11:2, November/December 2018, p.55

Goodrich, Mark
Influencers: What Every Brand and Legal Counsel Should Know, 11:1, September/October 2018, p.15

Grace, James F.
Protecting a Life’s Work, 5:3, January/February 2013, p.10

Grady, Kenneth A.
Don’t Start Recruiting Computers as Associates Just Yet, 8:5, May/June 2016, Digital Feature

Graham, Chris Scott
Weaponizing Headstart Injunctions in the Battle Between the Clear and Clever Thinker, 2:5, May/June 2010, p.24

Graham, Joshua P.
Gratz, Joseph

Graves, Franklin S.
Copyright Battles over the Internet of Things, 8:2, November/December 2015, p.18

Graves, Philip J.
Double Exposure: Keeping Your Confidential Information Out of the Public Eye in the Wake of Apple v. Samsung, 5:5, May/June 2013, p.16

Gray, Naomi Jane
High (Court) Octane: Third Circuit Extends Octane to Trademark Fee Application, 7:3, January/February 2015, p.18

Greenleaf, Kevin
An Interview with Chief Judge David Ruschke of the PTAB, 9:3, January/February 2017, p.31
Beyond Our Borders: Comparing the Opposition Proceedings of Europe, China, and the United States, 5:6, July/August 2013, p.36
Triumph of the Eco-Patent Commons, 4:1, September/October 2011, p.43

Gregory, Hayden W.
Business Method Patents: In Enacting Section 273, Did Congress Intend to Love ’Em or Leave ’Em (or Pay Them No Mind)? [From the Hill], 2:1, September/October 2009, p.6
Combatting So-Called Patent Trolls: Demand Letters Demand Attention [From the Hill], 6:5, May/June 2014, p.2
Combatting So-Called Patent Trolls: Initial Efforts Fall Short, New Efforts Multiply [From the Hill], 6:2, November/December 2013, p.2
Congress Looks at the Copyright Office [From the Hill], 7:5, May/June 2015, p.2
Congress Sets Its Sights on Online Piracy of Intellectual Property: PROTECT IP and SOPA [From the Hill], 4:4, March/April 2012, p.2
Correcting Technical Errors in Legislation, or, Should Congress be Estopped from a Fast Track Fix to the Screw Up in Post-Grant Review Estoppel?[From the Hill], 7:3, January/February 2015, p.3
Covenants Not to Sue v. Counterclaims to Invalidate: You Can’t Fire Me, I Quit [From the Hill], 5:3, January/February 2013, p.2
Crossing the Finish Line on Patent Law Reform [From the Hill], 3:5, May/June 2011, p.1
Eleventh Amendment State Sovereign Immunity: Still a Free Pass to IP Infringement? [From the Hill], 4:2, November/December 2011, p.2
Ending USPTO User Fee Diversion: Are We There Yet? [From the Hill], 4:1, September/October 2011, p.2
Federal Circuit Decisions and Revisions: From State Street to Bilski (and Beyond?) [From the Hill], 2:2, November/December 2009, p.5
Following the Bilski Near Miss, Can Business Method Patents Survive Alice? [From the Hill], 7:1, September/October 2014, p.2
From the Hill—and from the Bench: Interbranch Interaction in IP [From the Hill], 1:5, May/June 2009, p.1
Golan v. Holder: Opening the Door to Free Works from the Public Domain, But How Wide? [From the Hill], 4:5, May/June 2012, p.2
HR3309: “Troll: as an Adjective, Not as a Noun? [From the Hill], 6:3, January/February 2014, p.2
Intellectual Property in the 111th Congress: Much the Same in a World of Change? [From the Hill], 1:4, March/April 2009, p.1
IP and the Romance with its Policy Makers: Can This Marriage Be Saved?, 8:5, May/June 2016, p.16
IP in 2013 [From the Hill], 5:4, March/April 2013, p.2
IP in Congress: Patents to the Side, Copyright Front and Center [From the Hill], 1:1, September/October 2008, p.6
IP in Congress: Review of the 113th Congress and Preview of the 114th [From the Hill], 7:4, March/April 2015, p.2
IP in the 111th Congress? It Ain’t Over ‘Til It’s Over [From the Hill], 3:2, November/December 2010, p.1
Lean Years for IP Legislation [From the Hill], 1:2, November/December 2008, p.1
May It Please the Court: The ABA-IPL Section and Amicus Briefs [Section Focus], 5:5, May/June 2013, p.1
May It Please the Court: The ABA-IPL Section and Amicus Briefs, Part Two [Section Focus], 5:6, July/August 2013, p.16
New Law to Strengthen IP Enforcement [From the Hill], 1:3, January/February 2009, p.1
Off and Running with the America Invents Act [From the Hill], 4:3, January/February 2012, p.2
Patent Eligibility: Should Congress Overrule the Supreme Court’s Recent Decisions? Would the Court Overrule the Overrule? [From the Hill], 7:6, July/August 2015, p.1
Patents on Tax Preparation Strategies: Is the End in Sight? [From the Hill], 3:4, March/April 2011, p.1
Patent Troll (PAE) Legislations Rolls On [From the Hill], 6:4, March/April 2014, p.1
Post-Legislation Lawmaking: Where Rules Rule [From the Hill], 3:6, July/August 2011, p.1
Proving Infringement in Divided Performance Process Claims: Something’s Gotta Give [From the Hill], 5:2, November/December 2012, p.1
PTO Funding and Fee Diversion: Issues That Refuse to Go Away [From the Hill], 2:5, May/June 2010, p.1
States Go After Patent Trolls—How Far Can They Go? [From the Hill], 6:6, July/August 2014, p.2
The ABA-IPL Section and Amicus Briefs the Third Half: Lexmark and Fresenius II [From the Hill], 6:1, September/October 2013, p.2
The Confusing Law of Inequitable Conduct: Will the Federal Circuit Make Some Sense of It in Therasense? [From the Hill], 2:6, July/August 2010, p.8
The Law of Business Method Patents: Still Crazy After All These Years (and After Bilski v. Kappos) [From the Hill], 3:1, September/October 2010, p.8
The Next Great Copyright Act? [From the Hill], 7:2, November/December 2013, p.2
The Supreme Court’s Passion for Patent Law Cases [From the Hill], 3:3, January/February 2011, p.1
Tough Issues Emerge in Implementing the America Invents Act [From the Hill], 4:6, July/August 2012, p.2
Trawling for Trolls [From the Hill], 1:6, July/August 2009, p.1
What Fate Awaits the New White House Intellectual Property Enforcement Coordinator: IP Czar—or Nicholas II? [From the Hill], 2:3, January/February 2010, p.5

Gregory, Michelle L.  
Terms of Use Case Update, 8:1, September/October 2015, Digital Feature

Gromada, James A.  
Software-Related Patent Eligibility: Where Do We Stand after CLS BANK?, 6:2, November/December 2013, p.38
Gross, J. Karl

Gross, Michelle L.
  Patent Litigation Training: Law Schools Freedom to Operate, 6:2, November/December 2013, p.30

Gross, Mikaela I.
  Copyright Protection of Images Online, 9:5, May/June 2017, p.18

Guerra, Cristina
  Combating Intellectual Property Infringement at the Border: A Look at the Systems in Brazil, Argentina, and Uruguay, 5:6, July/August 2013, p.28

Guha, Rahul
  The Economics of Commercial Success in Pharmaceutical Patent Litigation, 1:5, May/June 2009, p.8

Guimberteaute, Boriana
  Red Soles Aren’t Made for Walking: A Comparative Study of European Fashion Laws, 5:6, July/August 2013, p.18

Guo, JiaZhen (Ivon)
  Avoid On-Sale Bar by Filing Early Both in the United States and China Post-Helsinn, 12:3, January/February 2020, p.36

Gustafson, David A.
  Controlling E-Discovery Costs in IP Matters—Are You Being Penny Wise and Pound Foolish?, 1:6, July/August 2009, p.16

Gvuth, William P.

Hadjilogiou, Steven
  The Taxation of Royalty Payments to International Athletes, 9:2, November/December 2017, p.36

Hadjipetrova, Ganka
  States Are Coming to the Fore of Privacy in the Digital Era, 6:6, July/August 2014, p.12

Halaby, Andrew F.
  Troll Fighter: An Interview with Vermont Attorney General William J. Sorrell, 7:3, January/February 2015, p.46

Halligan, R. Mark
  Trade Secrets v. Patents: The New Calculus, 2:6, July/August 2010, p.10

Halpern, Marcelo
  Intellectual Property Licenses in Bankruptcy: Can Lubrizol, § 365(n), and Sunbeam Be Reconciled?, 6:1, September/October 2013, p.22

Handelman, Jeffery A.
  Stretching Trademark Law to Protect Product Design and Packaging, 4:3, January/February 2012, p.30

Hanft, James E.

**Hansen, Melody Drummond**

I’m Not a Patent Lawyer, I’m a Problem Solver, 10:4, March/April 2018, p.13

**Hare, Alton L.**

The Attorney’s Role in Assisting Clients with Patent Valuation, 8:1, September/October 2015, p.27

**Harris, Colin B.**


**Harris, Gordon**


**Harris, John R.**


**Harris, Michael W.**

Have I Heard That Before? Copyright’s Impact on Drawing Inspiration from Music’s Past, 12:3, January/February 2020, p.17

**Harris, Radiance W.**

The Full-Court Press on #Hashtag Trademarks, 9:2, November/December 2017, Digital Feature

**Harrison, Jessica**

Prosecution Insights Gleaned from a Review of Recent Patent Examiner Training, 10:5, May/June 2018, p.18

**Hartmann, Ken**

Creativity in Enhancing the Quality and Size of Patent Portfolios, 11:1, September/October 2018, p.49

**Hassett, Anne**

Women Who Rule on IP, 10:4, March/April 2018, p.50

**Hastings, Alexander B.**

What Every Company Should Know about IP Rights when Selling to the U.S. Government, 9:6, July/August 2017, p.5

**Hawes, Michael**

Commercial Prior Art for Software Patents: When Claimed Methods Are on Sale, 5:2, November/December 2012, p.32

**Hawkins, Brent**

IP Virtuosos: Judge James Holderman, 8:4, March/April 2016, p.40

**Hawkins, Charles J.**

Protecting Designs through Trademarks and Trade Dress at the USITC, 9:4, March/April 2017, p.45

**Hazzard, Yakub**

Transformative Use Comes of Age in Right of Publicity Litigation, 4:1, September/October 2011, p.28

**Heasley, David K.**

The Uniform Rapid Suspension System: A New Weapon in the War Against Cybersquatters, 6:3, January/February 2014, p.32

**Heavner, B. Brett**

Worldwide Certification-Mark Registration: A Certifiable Nightmare, 2:4, March/April 2010, p.21

**Hedges, Norman J.**


**Heine, Christian K.**
Henders, Stephen J.  
**Viva Brazil: Protecting the Propriedade Industrial of Rights Holders at the 2016 Rio Olympic Games**, 8:6, July/August 2016, p.36

Hendrickson, Janet S.  
**Is the Big Blue Marble Getting Greener?**, 4:1, September/October 2011, p.22

Henninger, Mary R.  
**Factors Favoring Early Settlement of Post-Grant Proceedings**, 8:6, July/August 2016, p.54

Henssey, Naitasia  
**The Devil Made Me Do It: Lessons Learned in Negotiating Intellectual Property Agreements**, 7:3, January/February 2015, p.41

Herlihy, Erin  
**Bidding for a Copyright Injunction after eBay**, 1:5, May/June 2009, p.30

Herman, Michele K.  

Herman, Thomas B.  
**What’s It Worth? Principles of Patent Valuation**, 8:1, September/October 2015, p.32

Hernandez, Jose L.  

Herzfeld, Deborah  
**Top Five Dangers for the AIA Unwary**, 5:5, May/June 2013, p.10

Hetu, Jennifer M.  
**It’s Not Easy Being Green: Use of the Terms “Organic,” “Sustainable,” and “Natural” in Trademarks and Advertising**, 4:1, September/October 2011, p.46

Hilberg, Christopher R.  

Hilliard, David C.  
**The Art of Mediation: The Terra Museum War**, 3:6, July/August 2011, p.50

Hintz, Matthew  
**An Interview with Elizabeth Day Hochberg [Profiles in IP Law]**, 6:4, March/April 2014, p.9

Hirning, Robert M.  

Ho, Kenie  
**Internet of Things: Another Industry Patent War?** 8:2, November/December 2015, p.34  
**IP Virtuosos: Michelle K. Lee**, 8:4, March/April 2016, p.34

Hochberg, William  
**Sometimes No Good Deed Goes Unpunished for Artists’ Representatives**, 5:3, January/February 2013, p.9

Hoeschen, Nathan R.  
**Form 18, I Just Don’t Know What I Want: How the Abrogation of Form 18 Has Changed Pleading Standards**, 10:1, September/October 2017, p.23

Hofer, Roy E.
Supreme Court Reversal Rates: Evaluating the Federal Courts of Appeals, 2:3, January/February 2010, p.8

Supreme Court Reversal Rates for Federal Circuit Cases, 6:4, March/April 2014, p.40

Hogan, Holly
*Minding the Store: Trade Dress Protection for Retail Store Designs*, 6:4, March/April 2014, p.31

Hogle, Sean
*Open Source Licensing and the Viability of the Free Software Movement*, 3:6, July/August 2011, p.8

Hoglund, Heath W.
*A Different State of Grace: The New Grace Period Under the AIA*, 5:6, July/August 2013, p.48

 Holmes, Andrew M.

Holt, Krista F.
*What’s It Worth? Principles of Patent Valuation*, 8:1, September/October 2015, p.32

Hong, Patricia E.

Hooper, G. Trenton
*Counterfeiting and the Myth of the Victimless Crime*, 4:2, November/December 2011, p.41

Hornsby III, Alton
*Divided Infringement for Software Patents in View of Limelight Networks v. Akamai Technologies*, 7:2, November/December 2014, p.46

Howell, Jason
*Influencers: What Every Brand and Legal Counsel Should Know*, 11:1, September/October 2018, p.15

Hricik, David C.
*Seeing Adversity in Patent Litigation*, 7:6, July/August 2015, p.12

*The Same Thing Twice: Copying Text from Once Client’s Patent into Another’s Application*, 5:5, May/June 2013, p.22

*When Dreams Come True? Using Section 285 to Impose Fees Against a Losing Patentee’s Lawyers*, 7:3, January/February 2015, p.15

Hudis, Jonathan
*Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court*, 2:2, November/December 2009, p.14

Hüettermann, Aloys

Hughes, Andrew R.W.
*Does the U.S. Have an Answer to the European Right to Be Forgotten?*, 7:1, September/October 2014, p.18

Hunter, Chip
*An Economist’s View of the Music Modernization Act: Steps toward a More Market-Oriented Approach to Rate Setting*, 12:3, January/February 2020, p.20

Huo, Tingxi
*Practical Tips on Trademark Matters in China*, 9:6, July/August 2017, p.34

Hyndman, Kelly G.
*Personal Trainers for Tech Startups: IP Considerations at Different Growth Stages*, 10:6, July/August 2018, p.20
Iglesias, Elizabeth
Proving Willful Infringement: Is There a Role for Experts?, 5:2, November/December 2012, p.55

Ilan, Daniel
Data Privacy and Cybersecurity in M&A: A New Era, 10:6, July/August 2018, p.48

Ilardi, Terry J.
GNU and Improved? The Newest Version of the General Public License for Software—What to Tell Your Client, 1:3, January/February 2009, p.38

Ingram, Colin B.

Insogna, Anthony M.
Obviousness-Type Double Patenting: Who Would Have Thought It Would Have Such a Profound Effect on the Pharmaceutical Industry?, 5:1, September/October 2012, p.37

Irving, Tom
Top Five Dangers for the AIA Unwary, 5:5, May/June 2013, p.10

Isaacs, Randi B.
Inside a University’s Technology Transfer Office: Purposes and Goals for Protecting a University’s Intellectual Property, 8:3, January/February 2016, p.30

Iskandar, Azita
Employee or Independent Contractor? It Depends on Why You’re Asking, 11:5, May/June 2019, p.42

Jacobs, Brent C.

Jacobs-Meadway, Roberta
Use, Misuse, Nonuse—“Use” of Third-Party Trademarks on the Internet and in Virtual Space, 1:4, March/April 2009, p.28

Jacoby, Jacob
Thinking Ahead: Envisioning IP Surveys in the Year 2050, 8:5, May/June 2016, p.22

Jaffe, Mark H.
The Uncertain Future of Initial Interest Confusion, 4:6, July/August 2012, p.55

Jain, Robert K.
Frequent Filers? What the Data Says about Parallel PTAB Cases, 12:1, September/October 2019, p.41
Rehear Here: Tracking Successful Requests for Rehearing in Inter Partes Reviews, 11:2, November/December 2018, p.39

Jairam, Arvind

James, Joshua H.
Supreme Court Reversal Rates for Federal Circuit Cases, 6:4, March/April 2014, p.40

Janicke, Paul M.
Venue Transfers from the Eastern District of Texas: Case by Case or an Endemic Problem?, 2:4, March/April 2010, p.16

Janis, Mark D.

Jay, Peter M.
Ten Years after KSR, Motivation to Combine Moves Back into the Spotlight, 10:3, January/February 2018, p.23

Jenkins, Marylee
Isolated DNA Compositions Are Not Patent Eligible: Associations for Molecular Pathology v. Myriad Genetics, 6:2, November/December 2013, p.24
Unexpected Path [Perspective], 3:1, September/October 2010, p.2

Jenks, William G.
I Lost at the USPTO, What Are My Chances on Appeal, 9:3, January/February 2017, p.26

Jiménez, Clara N.

Jimenez, Robert R.
Revolution: USA, Cuba, and the Future of Trademarks, 8:6, July/August 2016, p.14

Jing, He

Johnson, Darren W.
Capitol Records v. Thomas: The Debate over the “Making Available” Theory of Copyright Infringement, 2:3, January/February 2010, p.39

Johnson, E. Scott
Application Is Not Registration: U.S. Supreme Court Resolves Circuit Split on Copyright Act Section 411(a) Registration Requirement, 11:6, July/August 2019, p.29

Johnson, J. Shontavia
The Colorblind Patent System and Black Inventors, 11:4, March/April 2019, p.16

Johnson, Matthew W.
So What’s a Patent Prosecutor to Do in this Post-KSR World?, 2:4, March/April 2010, p.33

Johnson, Nadine Farid

Johnson, Valerie Walsh
Tiffany v. eBay: A Case of Genuine Disparity in International Court Rulings on Counterfeit Products, 1:2, November/December 2008, p.22

Jolliffe, Elizabeth
It’s Your Time. Own It., 7:6, July/August 2015, p.48

Jones, David A.
The Bow Tie of Patent Claim Construction, 4:3, January/February 2012, p.21

Jones, Matthew R.
The Fall and Rise of the Italian Torpedo in European Patent Litigation, 6:6, July/August 2014, p.35

Jordan III, George W.
A New Frontier in Patent Bar Ethics? [Perspective], 12:2, November/December 2019, p.1
Managing the Presumption of Patent Validity: Microsoft v. i4i, 4:1, September/October 2011, p.50
Recalibrating Functional Claiming: A Way Forward [Perspective], 12:3, January/February 2020, p.1
Steps and Leaps [Perspective], 12:1, September/October 2019, p.1
The Economics of Reasonable Royalty Damages in Patent Litigation: Lucent v. Gateway, 2:5, May/June 2010, p.29

Justus, Michael R.
Worldwide Certification-Mark Registration: A Certifiable Nightmare, 2:4, March/April 2010, p.21

K

Kabakoff, Stephen E.
Why Open Source Licenses with a Commons Clause May Become Less Common, 12:2, November/December 2019, p.32

Kahler, Annette I.
Women Joining the Patent Workforce, 5:4, March/April 2013, p.48

Kahn, Erik W.
“Delebs” and the Postmortem Right of Publicity, 8:3, January/February 2016, p.10

Kaiser, Christopher M.
Introduction to the Patent Trial and Appeal Board, 11:2, November/December 2018, p.30

Kanach, Michael D.
Trademarks in the Golden Age of Craft Beer, 8:2, November/December 2015, p.38

Kane, Sean F.
Virtual Worlds, Real World Issues, 1:1, September/October 2008, p.9

Kappos, David J.

Karceski, Jeffrey

Karp, Adam A.
The Valuation of Intellectual Property for Transfer Pricing Purposes [Meeting of the Minds], 8:1, September/October 2015, p.54

Kasuboski, Courtney
Leading by Example: Elevating Women through Intentionality, 12:2, November/December 2019, p.52

Kasunic, Robert J.
Copyright’s Uneasy Transition into the Web 2.0 Environment, 1:4, March/April 2009, p.8

Katterheinrich, Braden M.

Kayser, Susan
Blockchain Can Change Everything—Even Trademark Transactions, 11:1, September/October 2018, p.26

Keating, Dominic
IP Attaches: Providing Services to around the World to IP Practitioners and Their Clients; 10:3, January/February 2018, p.26
Kehoe, Brendan T.
Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court, 2:2, November/December 2009, p.14

Kelly, David M.
Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court, 2:2, November/December 2009, p.14

Kennedy, Mette Marie
Practical Tips on GDPR for Intellectual Property Attorneys, 11:3, January/February 2019, p.50

Kent, Meaghan H.
Commil v. Cisco: A Return to the Status Quo, 8:2, November/December 2015, p.18

Kiedrowski, Adam P.

Kilaru, Naresh
Diversity from the Corporate Perspective, 5:4, March/April 2013, p.14

Kilgore, Lauren E.

Killeen, Shane
Keep an Eye on the Issue of Sovereign Immunity When Licensing State University-Based Patent Rights in Light of Ericsson Inc. v. Regents of the University of Minnesota, 11:5, May/June 2019, p.34

Kim, Nicholas J.
Diverse Views: Increasing Diversity and Awareness in Legal Organizations [Section Focus], 8:3, January/February 2016, p.8

King, Anna L.
The Hidden Persuader: Sound Marks as Sonic Indicators of Source, 10:1, September/October 2017, p.40

King, Elizabeth W.
The Trademark Functionality Doctrine: Recast for Comprehension, 5:1, September/October 2012, p.20

King, Thomas
PTAB Rearranging the Face of Patent Litigation, 6:2, November/December 2013, p.18

King, Yolanda M.

Kirby, Thomas W.
Copyright Statutory Damages and Due Process Excessiveness: Why Gore and State Farm Punitive Damages Principles Do Not Apply, 3:3, January/February 2011, p.38

Kirk Fair, Rebecca A.
The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks, 11:2, November/December 2018, Digital Feature

Kirklin, Jackson Taylor
Beyond ResQNet: Clarifying the Standard for the Use of Patent Settlements, 6:3, January/February 2014, p.22

Klapow, Mark A.
The ITC Solution to the Gray Market Problem in the Internet Age, 3:4, March/April 2011, p.28

Klein, Julia Dayton
An Eater’s Guide to the “Natural” Labeling Food Fight, 9:1, September/October 2016, Digital Feature

Klenc, Jeffrey
Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe, 10:5, May/June 2018, p.8

Klenk, Jeffrey
Economists Must Be Careful in Their Use of IMPLAN to Analyze Public Interest Issues in Section 337 Cases, 11:6, July/August 2019, p.50

Klock, Brian L.
The JPML: An Alternative Route to a New Venue, 3:2, November/December 2010, p.36

Kluft, David A.
Toothless or Misunderstood? Getting to Know Section 512(f) of the Digital Millennium Copyright Act, 7:3, January/February 2015, p.37

Knapp, Jr., John R.
Trademarks Are Not Intellectual Property in Bankruptcy Cases, So Circuits Are Split on What Happens upon Rejection of Trademark Licenses, 10:6, July/August 2018, p.34

Knauss, Daniel J.
Protecting Plant Inventions, 11:6, July/August 2019, p.42

Knight, Peter

Knights, Rupert A.
Patent Eligibility of Software Patents in the U.S. and Europe, Post-Alice, 8:1, September/October 2015, p.42

Rob Law, Founder of Magmatic Ltd. [Profiles in IP Law], 10:6, July/August 2018, p.5

Ko, Danny
The Valuation of Intellectual Property for Transfer Pricing Purposes [Meeting of the Minds], 8:1, September/October 2015, p.54

Kobulnick, Jeffrey A.
Parody Products: When Should Brand Owners “Smile or Laugh” and When Should They Sue?, 9:6, July/August 2017, p.19

Koburger, Daniel B.
Legal Implications of Public Spaces in Virtual Reality, 12:1, September/October 2019, p.10

Koenigsberg, I. Fred

Kong, Fanwen
A Remarkable Victory, 6:3, January/February 2014, p.45

Kooperstock, Benjamin
Supreme Court Confirms Broadest Reasonable Interpretation Allowed in Inter Partes Review and Limits Review of Institution Decisions, 9:3, January/February 2017, Digital Feature

Koppel, Lewis M.
Post Uniloc Reasonable Royalty Damages: What to Do Now and How to Present It to the Jury?, 6:6, July/August 2014, p.42

Koransky, Jason
Digital Dilemmas: The Music Industry Confronts Licensing for On-Demand Streaming Services, 8:3, January/February 2016, p.20

Korniczky, Paul
Considerations for Using Post-Grant Proceedings to Attack Patent Validity, 7:1, September/October 2014, p.34

Kowalchyk, Alan W.

Kramer, Anessa Owen
It's Not Easy Being Green: Use of the Terms “Organic,” “Sustainable,” and “Natural” in Trademarks and Advertising, 4:1, September/October 2011, p.46

Kremers, Nancy
China’s Special IPR Campaign: Really Special or Really Not?, 3:6, July/August 2011, p.34

Kroub, Gaston
Arbitration in the Age of Amazon, 12:1, September/October 2019, p.22

Krupka, Pamela Banner
An Interview with Chief Circuit Judge Paul R. Michel, 2:1, September/October 2009, p.18

Kruze, Diana B.

Kulshreshtha, Anuj
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Kung, Catherine L.
Patentability of Commercial Use of a Trade Secret, 7:5, May/June 2015, p.34

Kunz, Nicholas M.
Troll Fighter: An Interview with Vermont Attorney General William J. Sorrell, 7:3, January/February 2015, p.46

Kupferschmid, Keith
My Role as CEO of the Copyright Alliance, 10:2, November/December 2017, p.33

Kurokawa, Tomoya
Trademark law Amendment in Japan: Introduction on Registering Nontraditional Marks, 8:5, May/June 2016, p.36

Kurth, Dale R.
Contracting Around Copyright? An Introduction to Copyright Misuse, 2:3, January/February 2010, p.44

L

Lacey, Kevin C.
China and the WTO: Targeting China’s IPR Record, 2:3, January/February 2010, p.33

Lackman, Eleanor M.
An Interview with Shira Perlmutter, 5:1, September/October 2012, p.7

LaFuze, William L.
Litigating Willful Infringement in the Post-Seagate World, 1:3, January/February 2009, p.8

Lambert, Nancy M.
Practice Points on Developing a Global IP Protection Strategy, 1:1, September/October 2008, p.40

Lane, Katie
The Case for Empathetic Drafting, 10:4, March/April 2018, p.13

Lang, Hilary Dorr

Langdon, Evan H.
The Case for Early Adjudication of Potentially Dispositive Issues at the USITC, 10:5, May/June 2018, p.13

LaRosa, Gasper J.

Larose, Francois
Pardon My French: Trademarks in Commercial Advertising in Quebec in Light of the Recent Amendments to the Regulations under the Charter of the French Language; 10:3, January/February 2018, p.34

Larson, Matthew P.
Litigation Trading: Wall Street’s Interest in Patent Cases, 8:1, September/October 2015, p.47

Lasinski, Michael J.

Lavender, Derek B.
Learning from Each Other: An Interview between Two Generations of IP Attorneys, 11:3, January/February 2019, p.27

Lavenue, Lionel M.
Making the Nonprevailing Party Pay: Statistics on Exceptional Cases Four Years after Octane and Highmark, 11:2, November/December 2018, p.48
Making the Nonprevailing Party Pay: The Statistics of Exceptional Cases Two Years after Octane and Highmark, 8:6, July/August 2016, p.26

Layne-Farrar, Anne S.

Leach, Sid

Lee, Janet J.
The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners, 11:4, March/April 2019, p.48

Lee, Michael

Lee, Pou-I “Bonnie”
“Delebs” and the Postmortem Right of Publicity, 8:3, January/February 2016, p.10

Lee, Roger H.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Lehmann, Walter G.
Consolation Prize: Barcroft Media and the Case for a Copyright Small Claims Court, 11:5, May/June 2019, p.37
Copyright Extensions, Fair Use, and the 21st Century Filmmaker, 5:3, January/February 2013, p.56
Wake of the Flood: Public Records, Copyright, and Fair Use in Documentary Film, 9:6, July/August 2017, p.24

Leibovitch, David W.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Leichtman, David
Transformative Use Comes of Age in Right of Publicity Litigation, 4:1, September/October 2011, p.28

Leonard, Gregory K.

Lewin, Freeman
For Questions of Liability in a Decentralized World, Blockchain Revolutionaries Should Look to Copyright Law [Meeting of the Minds], 11:6, July/August 2019, p.55
Lewis, Katherine E.
Caught in the Middle: Intellectual Property and Indigenous Communities, 5:4, March/April 2013, p.26

Lewis, Stacy
Top Five Dangers for the AIA Unwary, 5:5, May/June 2013, p.10

Lewis, Timothy
Terms of Use Case Update, 8:1, September/October 2015, Digital Feature

Leytes, Dina
Would Kylie by Any Other Name Still Make Millions? The Rise of Trademark Disputes over Celebrity Branding, 9:2, November/December 2017, Digital Feature

Li, Jian
The Economics of Commercial Success in Pharmaceutical Patent Litigation, 1:5, May/June 2009, p.8

Li, Nina
Practical Tips for Trademark Protection in China, 12:1, September/October 2019, p.25

Li, Yongbo (Robert)
A Remarkable Victory, 6:3, January/February 2014, p.45

Liangyong, Liu

Liberman, Heather R.

Lin, Qing (Becky)
Enabling Medical Treatment Inventions under the Evolving Enablement Requirement, 3:4, March/April 2011, p.22

Lin, Yuqing

Lindefjeld, Robert O.
It’s Time for the Internet to Start Acting like an Adult [Perspective], 6:5, May/June 2014, p.1

Keeping the United States on Top of Its Game [Perspective], 6:3, January/February 2014, p.1

Public Service Remains the Ultimate Form of Giving Back [Perspective], 6:6, July/August 2014, p.1

Toward Key Advocating in FY2014 [Perspective], 6:1, September/October 2013, p.3

Lis, Adam
Canada Opens Up to Registration of Nontraditional Trademarks, 5:2, November/December 2012, p.48

Litowitz, Robert D.
Reverse Confusion: A Trademark Doctrine in Decline or on the Rise?, 12:2, November/December 2019, p.42

To Create and Own a Nontraditional Trademark, Just Follow Tradition; 10:3, January/February 2018, p.18

Litta, Lorenzo
Red Soles Aren’t Made for Walking: A Comparative Study of European Fashion Laws, 5:6, July/August 2013, p.18

Little, Nikki

Liu, Philip H.
Web Scraping—Limits on Free Samples [Meeting of the Minds], 8:2, November/December 2015, p.54

Logan, Janice H.
Avoid On-Sale Bar by Filing Early Both in the United States and China Post-Helsinn, 12:3, January/February 2020, p.36

Lonardo, Scott T.
ICANN Can or Can It? Recent Developments in Internet Governance Involving Cybersquatting, Online Infringement, and Registration Practices, 1:5, May/June 2009, p.24

Loparco, Anna
Protecting Professional Athlete’s Personality Rights in Canada, 9:2, November/December 2017, p.20

Lopez, Mario A.

Losey, Adam C.
That’s a Wrap: Online Agreements and Gaming Kids, 7:4, March/April 2015, p.20

Lovelady, Allison S.

Lovrien, Lucy D.
What Artists Don’t Know about Copyrights, 5:3, January/February 2013, p.12

Low, Megan E.
Protecting a Life’s Work, 5:3, January/February 2013, p.10

Loza de Siles, Emile
Cybersecurity and Cybercrime: Intellectual Property and Innovation, 8:2, November/December 2015, p.6

Ludwin, Richard

Lytle, Bradley D.

M

Mack, Wayne
Jointly Waging the Battle against Counterfeiters in Asia, 10:1, September/October 2017, p.48

Macramalla, Eric
Business of Domain Names Remains Brisk, 3:5, May/June 2011, p.47

Maebius, Stephen B.

Mahmood, Arif A.
The Last Frontier for Improvement Patents: Unexpected Scientific Discoveries and “Selection Patents” in the United States, Canada, and Britain, 3:1, September/October 2010, p.51

Maisami, Ceyda A.
IPOs and Patents: Friends, Enemies, or Strangers?, 4:5, May/June 2012, p.54

Maitra, Sonali D.
It’s How You Play the Game: Why Videogame Rules Are Not Expression Protected, 7:4, March/June 2015, p.34
Major-Morris, Kimra
Co-Branding: The Pros, the Cons, and the Uncertainty, 11:5, May/June 2019, p.46

Malackowski, James E.
The Next Big Thing in Monetizing IP: A Natural Progression to Exchange-Traded Units, 3:5, May/June 2011, p.32

Mandel, Amy
Highlights of the 2016-17 Association Year [Section Focus], 10:1, September/October 2017, p.5

Mandrusiak, Lisa M.

Mansinghani, Roshan S.
Frequent Filers? What the Data Says about Parallel PTAB Cases, 12:1, September/October 2019, p.41
Rehear Here: Tracking Successful Requests for Rehearing in Inter Parties Reviews, 11:2, November/December 2018, p.39

Marcus, Kent M.

Markowski, Mythili
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Marks, Jessica L. A.
Leading by Example: Words of Wisdom from Women Leaders in IP, 10:4, March/April 2018, p.42

Marsh Jr., Richard M.
The Aftermath of Akamai: Induced Infringement and Opinions of Counsel, 7:1, September/October 2014, p.29

Marshall, Simon T.L.
Droit de suite: A U.K. Perspective on the Artist’s Resale Right, 12:3, January/February 2020, p.24

Martens, Don W.
Civil—and Smart [Perspective], 2:2, November/December 2009, p.1
Filling the Vacancies on the Federal Circuit [Section Focus], 2:4, March/April 2010, p.1
On Behalf of Creativity’s Lawyers [Perspective], 2:1, September/October 2009, p.5
Perspective on Our ABA-IPL Year [Perspective], 2:6, July/August 2010, p.1

Martin, Todd M.
Righting Inventorship Wrongs—A Multijurisdictional Overview [Meeting of the Minds], 10:1, September/October 2017, p.59

Martinet, Béatrice
Liability of E-Commerce Platforms for Copyright and Trademark Infringement: A World Tour, 7:5, May/June 2015, p.41

Martinez, David
Transformative Use Comes of Age in Right of Publicity Litigation, 4:1, September/October 2011, p.28

Marvel, Janet A.
IP Virtuosos: William Coughlin, 8:4, March/April 2016, p.30
Oliver Herzfeld of Beanstalk Talks about Brand Value and Outsourcing [Conversations in IP Law]; 9:2, November/December 2016, p.6

Matheson, Julia Anne
If It Quacks Like a Duck . . . It Just Might Be a Trademark, 2:6, July/August 2010, p.42
Is a Trademark Infringement Claim Based on a Fictional Product Coming Soon to a Courtroom Near You?, 6:5, May/June 2014, p.16

Mathew, Jency J.
Leading by Example: Elevating Women through Intentionality, 12:2, November/December 2019, p.52

Mathur, Divya
Some Economics of Royalty Bundling, 4:5, May/June 2012, p.18

Matson, Timothy
Termination of Music Copyright Transfers: The Renegotiation Reality, 11:2, November/December 2018, p.25

Matthews, Julie Nichols
Social Media in the Digital Millennium, 5:5, May/June 2013, p.26

Mattson, Robert C.

Matuszewski, Kenneth “Kenny”
Around the World and Back: Making a Champion Out of Your Design with International Design Rights [Meeting of the Minds], 11:3, January/February 2019, p.54

Maule, Steve
The IP Practitioner’s Guide to Working with Startups, 10:6, July/August 2018, p.7

Mazour, Eli
An Interview with David Jones, Executive Director of the High Tech Inventors Alliance (HTIA) [Profiles in IP Law], 12:1, September/October 2019, p.5
An Interview with Louis Foreman, Founder and Chief Executive of Enventys [Profiles in IP Law], 11:1, September/October 2018, p.5

Maxwell, Lawrence C.
Copyright on Architectural Works: Does it Need to Be Changed?, 6:1, September/October 2013, p.16

McAughan, Bob
Time to Justice: Seven Hours of Seven Days? Variations in Imposed Time Limits for Patent Jury Trials, 4:3, January/February 2012, p.44

McClellan, H. Drew
Held Hostage: Why Cyber Attacks Are on the Rise Against Film and Media Industries, 10:4, March/April 2018, p.16

McClellan, Keisha M.
Held Hostage: Why Cyber Attacks Are on the Rise Against Film and Media Industries, 10:4, March/April 2018, p.16

McConachie, Gordon
A Business Practitioner’s View on IP Monetization in Asia, 8:1, September/October 2015, p.38

McDonald, Bruce A.
Remedies against Fictitious and Anonymous Service Mark Counterfeiting, 7:1, September/October 2014, p.47

McDonald, Steven J.
Lawyering on the Right Side of the Brain, 5:3, January/February 2013, p.8

McDonell, Leslie A.
IPOs and Patents: Friends, Enemies, or Strangers?, 4:5, May/June 2012, p.54
Practice Tips for Avoiding Terminal Disclaimers and Maintaining PTA, 10:2, November/December 2017, p.7

McDowell, Jennifer M.
USPTO Patent Pro Bono Program, 8:2, November/December 2015, p.52
McDuff, R. DeForest  

McEwen, James G.  
*The Broadening Chasm between Claim Interpretation during Litigation and Examination for Product-by-Process Claims*, 3:4, March/April 2011, p.13

McFadyen, Rebecca C.E.  
*Will Therasense Finally End the Plague?*, 4:3, January/February 2012, p.36

McFarland, Ian G.  

McGahan, Susan  
*An Interview with Louis J. Foreman, Chief Executive of Enventys and IPO Education Foundation President [Profiles in IP Law]*, 7:3, January/February 2015, p.9

McKeown, John S.  
*A Trademark Overhaul! Amendments to the Canadian Trade-marks Act and Their Effect on U.S. Trademark Owners*, 8:4, March/April 2016, Digital Feature

McKeown, Megan L.  
*Contentious Construction: Does Language Fit into Copyright’s Mold?*, 9:6, July/August 2017, p.44

McKinney, R. Buck  
*Guardrail to Guardrail: Statutory Damage Awards in Copyright Infringement Litigation*, 2:5, May/June 2010, p.8

McLeod, Linda K.  
*Ethical Issues for Trademark Lawyers Practicing before the U.S. Patent and Trademark Office*, 5:5, May/June 2013, p.33  
*To Create and Own a Nontraditional Trademark, Just Follow Tradition;* 10:3, January/February 2018, p.18

McMaster, Wayne  
*Protection of Business Method Patents Outside the United States*, 1:5, May/June 2009, p.18

McNeill, Rebecca M.  
*Factors Favoring Early Settlement of Post-Grant Proceedings*, 8:6, July/August 2016, p.54  

Means, Miranda D.  
*Split Personality: Constructing a Coherent Right of Publicity Statute*, 10:5, May/June 2018, p.37

Medlock Jr., George D.  
*Joinder: Over a Year after the America Invents Act*, 5:4, March/April 2013, p.44

Meeker, Heather  

Mehta, Amar A.  

Melilli, Vincenzo  
*The International Design Registration: Maintaining National Personality and Acquiring It All at Once*, 8:5, May/June 2016, p.27

Melwani, Dinesh N.  

Menkus, Eric W.  
Merritt, Laura P.  
*Tiffany v. eBay: A Case of Genuine Disparity in International Court Rulings on Counterfeit Products*, 1:2, November/December 2008, p.22

Metalitz, Steven J.  

Meuth, Donna M.  
*Top Five Dangers for the AIA Unwary*, 5:5, May/June 2013, p.10

Meyer Jr., Paul J.  

Meyers, Jessica M.  
*Artificial Intelligence and Trade Secrets*, 11:3, January/February 2019, p.17

Mian, Yousef M.  

Michaelson, Peter L.  
*Patent Arbitration: It Still Makes Good Sense*, 7:6, July/August 2015, p.42

Michel, Paul R.  
*Why Rush Patent Reform?* 7:3, January/February 2015, p.49  
*The Patent Trial and Appeal Board: A Runaway Tribunal that Undermines the Law of Validity*, 9:3, January/February 2017, p.21

Mihill, Thomas J.  
*Trademarks Without Borders: The Struggle to Establish Geographical Rights for Common-Law Trademarks Used Online* [Meeting of the Minds], 7:2, November/December 2014, p.50

Miller, Cary  
*Form PCT/IB/382: Legal Implications in Countries with Compulsory Licensing Rules*, 6:3, January/February 2014, p.42

Miller, Charles E.  
*Hatch-Waxman Litigation Post-Actavis: Crafting a Pro-Competitive Settlement Agreement* [Meeting of the Minds], 6:1, September/October 2013, p.52  

Miller, Charles L.  
*Bilski v. Kappos: Some Business Methods Still Patentable After All These Years*, 3:1, September/October 2010, p.26

Miller, Justin  
*The Uniform Rapid Suspension System: A New Weapon in the War Against Cybersquatters*, 6:3, January/February 2014, p.32

Miller, Thomas V.  

Millien, Raymond  
*Protecting IP in an Agile Software Development Environment*, 7:6, July/August 2015, p.30

Moher, Sophie H.  
*Viva Brazil: Protecting the Propriedade Industrial of Rights Holders at the 2016 Rio Olympic Games*, 8:6, July/August 2016, p.36

Mohr, Christopher A.  
*Traditional Contours of Copyright: Silver Lining or Storm Clouds?*, 1:1, September/October 2008, p.30

Molnar, Lindsay D.
Protection of Product Configurations as Trade Dress in Light of Stuart Spector Designs, Ltd., 3:4, March/April 2011, p.36

Montgomery, Susan Barbieri
Representing Clients in the Arts: Five Things Lawyers Should Know, 5:3, January/February 2013, p.7

Moore, Robert H.
The Taxation of Royalty Payments to International Athletes, 9:2, November/December 2017, p.36

Morrison, Virginia J.
Ancient Culture and Contemporary Art: Protecting Australia’s Indigenous Cultural Expression in a Modern IP Framework, 5:3, January/February 2013, p.33

Morrisey, John R.

Mosheim, Abioye
Profiles in IP Law: Jordan Breslow, 9:5, May/June 2017, p.5
Profiles in IP Law: Sy Damle, 10:2, November/December 2017, p.43

Mossoff, Adam

Mottley, Darrell G.
An Interview with Jessica E. Lewis, the Coca-Cola Company [Profiles in IP Law], 9:1, September/October 2016, p.6

Muenkel, Jonathan A.
The Advent of Follow-On Biologics: A Post-Script, 2:6, July/August 2010, p.52

Murphy, John M.
The New Trademark Opposition System in Mexico, 10:1, September/October 2017, p.54

Mustillo, Anthony D.

Mutterperl, Mark N.
Buyers of Counterfeits: Beware!, 1:1, September/October 2008, p.36

Myers, Cayce
The Changing Landscape of Copyright Infringement and Sovereign Immunity, 12:2, November/December 2019, p.36

N

Nafziger, Jamie N.
Nakamura, Jun  
*The Role and Challenges of IP in Times of Corporate Reinvention*, 4:2, November/December 2011, p.18

Narechania, Tejas N.  

Nettleford, Leslie A.  
*Soci**al Media in the Digital Millennium*, 5:5, May/June 2013, p.26

Newman, David L.  

Newman, Lynda Q.  

Ney, Joshua E.  
*Licensing: Choice of Law and Venue*, 3:5, May/June 2011, p.42

Nguyen, Hung  
*Canada Opens Up to Registration of Nontraditional Trademarks*, 5:2, November/December 2012, p.48

Nguyen, Jennifer T.  

Nguyen, Lynda Q.  
*Data Protection in Canada*, 2:1, September/October 2009, p.45

Nitoslawski, Marek  
*Canad**a’s New Copyright: The Supreme Court Redefines Fair Use and Technological Neutrality*, 5:5, May/June 2013, p.43

Noonan, Kevin E.  
*The Trans Pacific Partnership: Future of Global Trade or Corporate Conspiracy against Workers?*, 8:6, July/August 2016, p.32

Novom, Antony M.  
*An Interview with Judge Philip S. Gutierrez of the United States District Court for the Central District of California*, 5:4, March/April 2013, p.37

Nowotarski, Mark S.  
*Surviving Alice with Big Data*, 11:1, September/October 2018, p.56

O

Oberholtzer, Steven L.  
*Licensing: Choice of Law and Venue*, 3:5, May/June 2011, p.42

Oertli, Reinhard J.  
*Liability of E-Commerce Platforms for Copyright and Trademark Infringement: A World Tour*, 7:5, May/June 2015, p.41

O’Hara, James P.  
*Navigating between Scylla and Charybdis: A Practical Judicial Perspective on the Duty to Preserve Evidence*, 4:4, March/April 2012, p.28
O'Hara, Sean J.  

Okolie, Sonia M.  
*Virtual Influencers: Stretching the Boundaries of Intellectual Property Governing Digital Creations,* 12:3, January/February 2020, p.52

Oliver, Erik  

Ollis, Andrew M.  

Olsen, Steven J.  
*Comparative Advertising in the Internet Age: Understanding Current E-Commerce Forms of Trademark Use,* 2:6, July/August 2010, p.55

Oman, Ralph  
*Illuminating the Profession: Women in Copyright,* 10:4, March/April 2018, p.6  
*The Federal Circuit and Copyright, the Darling of the Law: How Tight an Embrace? [Section Focus],* 4:2, November/December 2011, p.9  
*The Supreme Court to Congress: “Help!”* 5:6, July/August 2013, p.34

O’Neill, Michael W.  

Onorato, Tony  
*Virtual Reality and Augmented Reality: A New Reality for Brand Owners?,* 11:1, September/October 2018, p.11

O’Rourke, Brendan J.  
*The Dynamic between Federal Courts and the TTAB: A Post-B&B Hardware Analysis,* 8:4, March/April 2016, p.6

Osei-Tutu, J. Janewa  
*What Do Traditional Knowledge and Traditional Cultural Expression Have to Do with Intellectual Property Rights?,* 9:4, March/April 2017, p.20

O’Shaughnessy, Brian P.  
*What’s It Worth? Principles of Patent Valuation,* 8:1, September/October 2015, p.32

Oxenford, David D.  
*Don’t Ruin a Perfect Evening—Get the Appropriate Licenses for Radio and TV in Restaurants and Bars,* 9:1, September/October 2016, p.34

Pa, Monica  

Padden, Michael P.  
*Post Uniloc Reasonable Royalty Damages: What to Do Now and How to Present It to the Jury?,* 6:6, July/August 2014, p.42
Pak, Eugene M.
Do Consumers Want to Taste Jamaica? Alcohol Beverage Makes Fight False Advertising Claims, 9:1, September/October 2016, p.26

Palizzzi, A. Michael
The Confusion Continues over Key Word Confusion, 5:1, September/October 2012, p.32

Palmer, Tiffany N.

Palys, Joseph E.

Pan, Susan Perng
An Interview with Cory VanArsdale, 8:1, September/October 2015, p. 5
An Interview with Kent L. Richland, 10:5, May/June 2018, p.5
An Interview with Paul J. Luckern, 4:2, November/December 2011, p.14
Diversity from the Corporate Perspective, 5:4, March/April 2013, p.14

Panko, Ross Q.
Misuse of Copyright Misuse Doctrine? Decision Could Significantly Weaken Ability to Rely on U.S. Copyright Registration to Prevent Importation of Gray Market Goods, 4:6, July/August 2012, p.18

Parikh, Krupa K.
The Changing Landscape of Patent Licensing after the Leahy-Smith America Invents Act, 8:3, January/February 2016, p.26

Parikh, Sara J.
Going Global: What American Companies Are Doing to Build and Protect Their Brands Overseas, 4:6, July/August 2012, p.30

Parker, R. Terry
Is the Southern District of New York Rewriting Copyright’s Fair Use Statute? A View on Magnum Photos, 11:6, July/August 2019, p.38

Parks, Kevin C.
Black Hole or Celestial Jukebox? Section 114 and the Future of Music, 1:2, November/December 2008, p.46

Parness, Hillel I.

Parron, Ivan J.
Safekeeping: Protecting Your TV Show Idea, 6:5, May/June 2014, p.32

Partridge, Mark V.B.
ICANN Can or Can It? Recent Developments in Internet Governance Involving Cybersquatting, Online Infringement, and Registration Practices, 1:5, May/June 2009, p.24

Partridge, Scott F.
A Call to Remember the Women in Our Professional Lives [Perspective], 10:4, March/April 2018, p.1
An Unacceptable Threat to Startups and Innovators from Our Patent System [Perspective], 10:6, July/August 2018, p.1
Banging on Doors to Ensure Our IP System Fulfills Its Promise for the Future [Perspective], 10:3, January/February 2018, p.1
Betty Ford and the Challenge to Our IP Profession [Perspective], 10:2, November/December 2017, p.1
Burning the Candle at Both Ends [Perspective], 10:5, May/June 2018, p.1
Evolutionary Tales: Times of the Best and Worst [Perspective], 10:1, September/October 2017, p.1

Paschoal, Carolina
The Intellectual Property Audit, 10:2, November/December 2017, p.46

Patek, Aseet
Bitiski v. Kappos: Some Business Methods Still Patentable After All These Years, 3:1, September/October 2010, p.26

Pathak, Shantanu C.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Paul, Jordan S.
Transformative Use Comes of Age in Right of Publicity Litigation, 4:1, September/October 2011, p.28

Peachman, Scott F.
Tethering the Nexus: Framing the Claims for Unclaimed Features and Novelty, 12:3, January/February 2020, p.41

Peets, Lisa
Internet Piracy 10 Years On: Online Enforcement and the DMCA, 1:4, March/April 2009, p.40

Pelletier, Pauline M.

Pelton, Erik M.
‘Cause They Never Go Out of Style: Why Musicians Are Registering More Trademarks than Ever [Meeting of the Minds], 8:3, January/February 2016, p.54

Peng, Wen
Practical Tips on Trademark Matters in China, 9:6, July/August 2017, p.34

Pencoske, Edward L.
So What’s a Patent Prosecutor to Do in this Post-KSR World?, 2:4, March/April 2010, p.33

Pepe, Christine A.
Davis v. Blige: Turning Copyright Co-Ownership on Its Head, 1:3, January/February 2009, p.29

Perdue, Glenn W.
IP Value as a Basis of Economic Recovery, 2:5, May/June 2010, p.45

Perrott, Eric J.
Doctored Trademark Specimens at the USPTO: Analysis of the Plague of Fake Specimens Threatening to Undermine the Principal Register, 11:1, September/October 2018, p.20

Perry, Louis T.
One Crack and an Evisceration: The Current State of the DMCA’s Safe Harbor, 10:1, September/October 2017, p.27

Petrella, Nicholas D.
Why Open Source Licenses with a Commons Clause May Become Less Common, 12:2, November/December 2019, p.32

Phares, Nate
Creativity in Enhancing the Quality and Size of Patent Portfolios, 11:1, September/October 2018, p.49

Phillips, Victoria F.
The Longstanding Pro Bono Battle Challenging the Washington Football Team Trademarks, 8:3, January/February 2016, p.47

Pinho, Ricardo
Combating Intellectual Property Infringement at the Border: A Look at the Systems in Brazil, Argentina, and Uruguay, 5:6, July/August 2013, p.28

Pioli, Janet A.

Piroozi, Hamid R.
*Building an In-House Practice—Technology Transfer Office*, 10:2, November/December 2017, p.35

Plitsch, Jennifer L.
*What Every Company Should Know about IP Rights when Selling to the U.S. Government*, 9:6, July/August 2017, p.5

Plumpe, John G.
*How the Growth of Subscription Video-on-Demand Impacts Copyright Holders*, 8:1, September/October 2015, p.14

Poledna, Aaron J.

Polk Jr., C. Edward
*Preparing a Winning Case Before the USPTO*, 2:3, January/February 2010, p.12

Polley, Vincent I.
*E-Policy Programs: Essential for IP Protection*, 1:4, March/April 2009, p.44

Pomeranz, Marcelo
*Protecting Plant Inventions*, 11:6, July/August 2019, p.42

Pooley, James
*Trade Secret Diligence in M&A*, 11:6, July/August 2019, p.12

Pope, Lawrence S.
*Patentability of Commercial Use of a Trade Secret*, 7:5, May/June 2015, p.34

Popkin, Lee M.
*The Dynamic between Federal Courts and the TTAB: A Post-B&B Hardware Analysis*, 8:4, March/April 2016, p.6

Porter, Alexander E.
*The Unlocking Technology Act of 2015: The Key to the Cell Phone Unlocking Saga?*, 9:2, November/December 2017, p.48

Porter, Cassandra M.
*Confessions of a Consumer Privacy Ombudsman*, 9:6, July/August 2017, p.30

Porter, H. Wayne
*The Role of Post-Grant Reviews in Patent Challenges before the PTAB*, 7:4, March/April 2015, p.25

Possessky, Laura
*House of Cards: Will Copyright Issues in Online Distribution Topple Foundations or Revolutionize the Film and Television Industries?*, 6:5, May/June 2014, p.8
*Throwing the Baby Out with the Bathwater: Lenz v. Universal and the Future of DMCA Safe Harbor Takedown Notifications*, 8:5, May/June 2016, p.10

Possett, Ramya
*The Broadening Chasm between Claim Interpretation during Litigation and Examination for Product-by-Process Claims*, 3:4, March/April 2011, p.13

Potent, Hannah G.
*States Are Coming to the Fore of Privacy in the Digital Era*, 6:6, July/August 2014, p.12

Potenza, Joseph M.
*Opening Statement [Perspective]*, 5:1, September/October 2012, p.1
*The America Invents Act: One Year Later [Perspective]*, 5:3, January/February 2013, p.1
We Are Diversity [Perspective], 5:4, March/April 2013, p.1

Priluck, Noah M.
Social Media in the Digital Millennium, 5:5, May/June 2013, p.26
Shock and Aww: Social Media and § 1202 of the DCMA [Meeting of the Minds], 6:2, November/December 2013, p.55

Privratsky, Mark R.
Ethical Representation of Every Inventor, Whether Paying or Pro Bono, 12:1, September/October 2019, p.28
In-House Pro Bono: Doing Intellectual Property Work for Those Who Need It Most, 7:3, January/February 2015, p.11

Proctor, Shannon N.
Robert A. Armitage, 2019 Mark T. Banner Award Honoree [Section Focus], 11:6, July/August 2019, p.5

Purewal, Jas
The eSports Explosion: Legal Challenges and Opportunities, 9:2, November/December 2017, p.11

Puryear, Maia
Caught in the Middle: Intellectual Property and Indigenous Communities, 5:4, March/April 2013, p.26

Quarles III, James L.

Quick, Stephanie
Offensive Marks: The Policing of Trademarks in a Diverse World, 5:4, March/April 2013, p.52
The “New” Standard: Claim Construction after Teva, 9:1, September/October 2016, p.49

Quicker, Katrina M.
Will Therasense Finally End the Plague?, 4:3, January/February 2012, p.36

Quinn, Gene
A Patent History of Filmmaking, 6:5, May/June 2014, p.42

Raciti, Eric P.

Raimer, Anna
Blockchain Can Change Everything—Even Trademark Transactions, 11:1, September/October 2018, p.26

Rantanen, Jason

Rasenberger, Mary E.
An Interview with Copyright Register Marybeth Peters, 3:1, September/October 2010, p.16
An Interview with Shira Perlmutter, 5:1, September/October 2012, p.7
Rashkind, Noah H.  
*Bad Faith Assertion Legislation: Troll Solution or More Headaches for Defendants?*, 8:5, May/June 2016, p.32  
Ratliff, Preston K.  
Raveendran, Manasi  
*Attorney-Client Privilege for In-House Counsel*, 10:2, November/December 2017, p.39  
Razdan, Vandana  
*Going Global: What American Companies Are Doing to Build and Protect Their Brands Overseas*, 4:6, July/August 2012, p.30  
Reading, Robert  
*Consequence of the Brexit Vote on European Trademarks*, 11:1, September/October 2018, p.31  
Redinger, Craig A.  
*Patent Eligibility of Software Patents in the U.S. and Europe, Post-Alice*, 8:1, September/October 2015, p.42  
Regan, Andrew D.  
*Hatch-Waxman Litigation Post-Actavis: Crafting a Pro-Competitive Settlement Agreement*  
*[Meeting of the Minds]*, 6:1, September/October 2013, p.52  
Rees, Alex  
*A European Perspective on Business Method Patents*, 2:6, July/August 2010, p.30  
Reilly, Paul J.  
*Organized IP Crime*, 12:3, January/February 2020, p.28  
Reilly, Sean  
Reimers, Annette R.  
*An Interview with Robert L. Stoll*, 4:1, September/October 2011, p.8  
Reiner, Alyssa  
*Caught in the Middle: Intellectual Property and Indigenous Communities*, 5:4, March/April 2013, p.26  
*Shock and Aww: Social Media and § 1202 of the DCMA*  
*[Meeting of the Minds]*, 6:2, November/December 2013, p.55  
Reis, Adam J.  
Resis, Robert H.  
*Supreme Court Confirms Broadest Reasonable Interpretation Allowed in Inter Partes Review and Limits Review of Institution Decisions*, 9:3, January/February 2017, Digital Feature  
Retsky, Jonathan E.  
Retew, Douglas A.  
*Why Trademark and Copyright Counsel Should Heed the Patent Precedent of the Supreme Court*, 2:2, November/December 2009, p.14  
Rhodes, Monte R.  
*Strategies for Defending Pharmaceutical Patents during Prosecution and in Litigation: A Modern Approach to Machiavelli’s Art of War*, 4:3, January/February 2012, p.15  
Rhodes, Tammy Pennington
Richardson, Kent

Riley, P. Andrew
Examining the Evolving Role the Public Interest Plays at the ITC, 6:1, September/October 2013, p.40

Ripley, Roch
Patenting Artificial Intelligence Inventions in Canada, 12:1, September/October 2019, p.32

Ritter, Elizabeth S.
The Uncertain Future of Initial Interest Confusion, 4:6, July/August 2012, p.55

Roberts, Clement S.
Permanent Injunctions and Pluralistic Competition, 2:5, May/June 2010, p.40

Roberts, Gwilym V.
Transatlantic Patenting, 2:2, November/December 2009, p.30

Roberts, Stephanie
Pro Bono: One Attorney’s IP Experience, 8:5, May/June 2016, p.47

Robinson, Christopher J.

Roby, Robert J. “Robb”
The Intellectual Property Audit, 10:2, November/December 2017, p.46

Rodrigo, Christina M.
Practice Tips for Avoiding Terminal Disclaimers and Maintaining PTA, 10:2, November/December 2017, p.7

Rogowsky, Robert
Economists Must Be Careful in Their Use of IMPLAN to Analyze Public Interest Issues in Section 337 Cases, 11:6, July/August 2019, p.50

Rolfe, Robin A.
IP Practice Management: Observations from the Outside, 7:6, July/August 2015, p.54

Ronco, Emmanuel
Data Privacy and Cybersecurity in M&A: A New Era, 10:6, July/August 2018, p.48

Root, Joseph
The Disclosure Revolution: It’s a WYDIFY World, 3:6, July/August 2011, p.20

Rose, Michel M.
Brand Management: In-House Counsel’s Perspective, 10:2, November/December 2017, p.28

Rosen, Jane
Data Privacy and Cybersecurity in M&A: A New Era, 10:6, July/August 2018, p.48

Rosen, Zvi S.

Rosenthal, Jay
Next Up In Copyright [Meeting of the Minds], 8:6, July/August 2016, p.57
The Recording Artist/Songwriter Dilemma: The Controlled Composition Clause—Enough Already!, 3:4, March/April 2011, p.46

Ross, Jonathan J.

Ross, Tamra A. P.
A Calling, A Promise, and Rule 6.1: Three Remarkable Women and Corporate Commitment to Pro Bono and Service, 10:4, March/April 2018, p.54

Rost, Stephen F.
Learning from Each Other: An Interview between Two Generations of IP Attorneys, 11:3, January/February 2019, p.27

Roth, Stephen E.
False Endorsement and the Fame Revolution: The Evolution of IP’s Vanilla Shake, 1:6, July/August 2009, p.34

Rothwell, Rodney
Informed Drafting and Prosecution of Software and AI Patents, 12:2, November/December 2019, p.27

Rowan, Adam
What Does the California Consumer Privacy Act Mean for IP Attorneys and Law Firms?, 11:2, November/December 2018, p.22

Rowden, Cynthia
A Trademark Overhaul! Amendments to the Canadian Trademarks Act and Their Effect on U.S. Trademark Owners, 8:4, March/April 2016, Digital Feature

Rowlands, Jaime

Royzman, Irena
Women Who Rule on IP, 10:4, March/April 2018, p.50

Rubinger, Bruce
A Patent Perspective on Autonomous Vehicles, 11:5, May/June 2019, p.26

Ruchelman, Stanley C.
Tax Basics of Intellectual Property, 10:6, July/August 2018, p.39

Rudich, Eric A.
Litigation Strategies That Win or Lose Patent Jury Trials, 3:3, January/February 2011, p.20
Post Uniloc Reasonable Royalty Damages: What to Do Now and How to Present It to the Jury?, 6:6, July/August 2014, p.42

Ruga, Dylan
The PRO-IP Act: Another Weapon against a Failing Economy, 1:3, January/February 2009, p.34

Ruschke, David P.
Introduction to the Patent Trial and Appeal Board, 11:2, November/December 2018, p.30

S

Saffer, Judith
An Interview with Register of Copyrights Maria A. Pallante, 4:4, March/April 2012, p.10

Saidman, Perry J.

Salmela, Amy
In-House Pro Bono: Doing Intellectual Property Work for Those Who Need It Most, 7:3, January/February 2015, p.11

Saltiel, Joseph A.
Is It Time to Rethink eBay?, 9:3, January/February 2017, p.35

Samaras, Harrie
A Dozen Tips for Technology-Related Mediations and Arbitrations, 11:2, November/December 2018, p.16

Samman, Luna
A Trademark Overhaul! Amendments to the Canadian Trade-marks Act and Their Effect on U.S. Trademark Owners, 8:4, March/April 2016, Digital Feature

Sanzo, Michael A.

Sargent, Sarah A.
An American Perspective on the GDPR One Year In, 11:5, May/June 2019, p.13

Sayres, Joel D.
Printed Publications and Persons of Ordinary Skill: Did the PTAB in GoPro v. Contour IP Holdings Apply an Overly Restrictive Standard?, 10:2, November/December 2017, p.14

Scelsi, Chrissie
An Interview with Christine Kao of Twitter, Inc. [Profiles in IP Law], 8:2, November/December 2015, p.3
Passions and the Pursuit of Justice: Paul Goldstein and Havana Requiem [Book Review], 5:3, January/February 2013, p.40

Schaeffer, Daniel J.

Scherling, John B.
Rational Reasonable Royalty Damages: A Return to the Roots, 4:2, November/December 2011, p.55

Schreyer, Amanda E.
Beyond the Buzzwords: Sponsored Content, Native Advertising, and Consumer Protection, 8:2, November/December 2015, p.12

Schwartz, Eric J.

Schweibenz, Eric W.

Schweizer, Mark
Break for or Blow against Three-Dimensional Marks? Fallout from the Court of Justice’s Judgment in the Kit Kat Shape Mark Case, 9:1, September/October 2016, p.52

Scott, Andrea L.
The Economics of Commercial Success in Pharmaceutical Patent Litigation, 1:5, May/June 2009, p.8

Seligman, Terri
Navigating the National Advertising Division, 11:4, March/April 2019, p.43

Shah, Elizabeth A.
The Inside Out of IP Due Diligence: How to Successfully Coordinate between In-House and Outside Counsel, 9:1, September/October 2016, p.57

Shah, Punthi
Recent Developments in the Indian IP Laws, 3:2, November/December 2010, p.44

Shanks, Jaclyn T.
POM Wonderful LLC v. Coca Cola Co.: The Supreme Court Juices Up Section 43(A) of the Lanham Act, 7:1, September/October 2014, p.12

Shanley, Ryan C.
This Title Cannot Be Registered: The Lack of Title Trademark Protections for Single Creative Works and Some Available Alternatives [Meeting of the Minds], 6:5, May/June 2014, p.50

Shaw, Bill
The Inside Out of IP Due Diligence: How to Successfully Coordinate between In-House and Outside Counsel, 9:1, September/October 2016, p.57

Sheik, Sharok
This Title Cannot Be Registered: The Lack of Title Trademark Protections for Single Creative Works and Some Available Alternatives [Meeting of the Minds], 6:5, May/June 2014, p.50

Shelton, Dominique
Online Behavioral Advertising—Tracking Users: Gold Mine or Land Mine?, 5:1, September/October 2012, p.26

Shen, Lena
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Sheppard, Ben W.
How the Growth of Subscription Video-on-Demand Impacts Copyright Holders, 8:1, September/October 2015, p.14

Sherman, Valeriya
The Uniform Rapid Suspension System: A New Weapon in the War Against Cybersquatters, 6:3, January/February 2014, p.32

Sherwood, Michelle A.
Medical Devices and Patent Term Extension Under the Hatch-Waxman Act, 2:6, July/August 2010, p.38

Shin, Howard I.
Patent Venue a Year after TC Heartland, 11:2, November/December 2018, p.42
The Evolution of Nationwide Venue in Patent Infringement Suits, 9:2, November/December 2017, p.11

Sholder, Scott J.
The Good, the Bad, and the JPEG: Staying Safe in the Constant Showdown over Digital Content Use Online, 11:1, September/October 2018, p.33

Shortt, Michael J.
Canada’s New Copyright: The Supreme Court Redefines Fair Use and Technological Neutrality, 5:5, May/June 2013, p.43

Siders, Benjamin J.
Emerging Challenges in Tabletop Gaming: Player Modification, Third-Party Parts, and Disruptive Technology, 7:4, March/April 2015, p.52

Sikich, Adam W.
Fair or Foul? The Unanswered Fair Use Implications of the Google Library Project, 2:1, September/October 2009, p.24

Silk, Alvin J.
How Purchase Probability Scales Can Shed Light on Consumer Purchase Intentions, 12:1, September/October 2019, p.51

Silver, Samuel W.
The Value of First Impressions: The Effect of Motions for Preliminary Injunctive Relief on Ultimate Results in IP Cases, 7:1, September/October 2014, p.8

Simmons, Alisa C.
Trademark Dilution Developments from the TTAB, 5:2, November/December 2012, p.37

Simmons, Joshua L.
Contentious Construction: Does Language Fit into Copyright’s Mold?, 9:6, July/August 2017, p.44
On the Road to a Modern Copyright System, 11:4, March/April 2019, p.5
Social Media in the Digital Millennium, 5:5, May/June 2013, p.26
Split Personality: Constructing a Coherent Right of Publicity Statute, 10:5, May/June 2018, p.37
The Next Great Copyright Office, 7:6, July/August 2015, p.22

Simmons, Luann
I’m Not a Patent Lawyer, I’m a Problem Solver, 10:4, March/April 2018, p.13

Simon, Rachel E.
Su, Brian


Suarez, Christopher A.


Suchy, Donna P.

*A Message from Donna P. Suchy*, 9:6, July/August 2017, p.1
*Everyone Is Thinking about It*, 9:3, January/February 2017, p.1
*Foreign Patent Filing: A Different Kind of “Climate Watch”*, 9:4, March/April 2017, p.1
*Perspective*, 9:1, September/October 2016, p.1
*Watch Your Six! [Perspective]*, 9:2, November/December 2016, p.1

Sullivan, Ryan M.

*Rational Reasonable Royalty Damages: A Return to the Roots*, 4:2, November/December 2011, p.55

Suzuki, Toshiaki

*The Role and Challenges of IP in Times of Corporate Reinvention*, 4:2, November/December 2011, p.18

Swanson, Kara

*Cat Ladies, Quilters, and Creativity*, 10:4, March/April 2018, p.47

Swanson, Paul D.

*It’s Only Ethical: A Uniformity Argument for Exclusive Federal Jurisdiction over Patent Legal Malpractice Claims*, 5:5, May/June 2013, p.50

Sylvester, Douglas J.

*Patent Transactions: Novelty and Best Modes in Legal Innovation*, 6:2, November/December 2013, p.31

T

Taffet, Richard S.


Taleyarkhan, Pervin R.

*Building Effective Client Relationships: Practice Tips from In-House*, 11:3, January/February 2019, p.38
*Righting Inventorship Wrongs—A Multijurisdictional Overview [Meeting of the Minds]*, 10:1, September/October 2017, p.59

Tandy, Heidi Howard

*Into the Fandom-Verse: Fanworks and Fair Use*, 12:1, September/October 2019, p.16

Tankersley, Blake A.

Tashman, Henry J.
Strategic Use of Rule 68 Offers of Judgment in Copyright Litigation, 6:4, March/April 2014, p.37

Taylor, Hannah
Navigating the National Advertising Division, 11:4, March/April 2019, p.43

Tease, Antoinette M.
IP Audits: Exploring the Attics and Depths, 3:1, September/October 2010, p.32

Tehranian, John
Censored: Copyright’s Festering Free-Speech Problem, 9:5, May/June 2017, p.35

Terry, Mitchell L.
The History and Future of E-Commerce Patents, 7:5, May/June 2015, p.13

Thiele, Justin
Getting the Right Fit: Tailoring Off-the-Rack Insurance to Cover IP Disputes, 11:2, November/December 2018, p.5

Thomases, Andrew N.
A Potential Gap in the ITC’s Authority: Method of Use Claims, 1:6, July/August 2009, p.21

Thompson, Sandra P.

Thurlow, Peter G.

Timberlake, Ed
The Coolest Things: Frozen Confections Registered as Trademarks, 9:1, September/October 2016, p.13

Timm, Russell S.
Responding to Nonstatutory Double Patenting Rejections: A Practitioner’s Perspective, 11:4, March/April 2019, p.54

Toohey, Tim
Open and Closed Systems: Tim Wu and The Master Switch: The Rise and Fall of Information Empires [Book Review], 4:6, July/August 2012, p.37

Toren, Peter J.G.
Computer Fraud and Abuse Act, 9:5, May/June 2017, p.42

Tracy Jr., Edward W.

Trampusch, Albert
China’s Special IPR Campaign: Really Special or Really Not?, 3:6, July/August 2011, p.34

Tran, Louis B.
Einstein Just May Have Predicted Some Future Challenges for In-House Counsel, 8:5, May/June 2016, p.52

Triggs, John F.
Functional Claiming: § 112 ¶ 6 Still Difficult After All These Years, 3:3, January/February 2011, p.30

Tsui, Kyle K.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Tu, Shine “Sean”

Tulino, Allison M.
Tull, Susan Y.

Tzau, Vivien
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Ungberg, Andrew J.
When the Supreme Court Closes a Door, It Opens a Window: Over One Year Later, Aero May Help Put the Cloud Back on the Court’s Horizon, 8:3, January/February 2016, p.50

Uribe, Mauricio A.
What’s the Hold Up in Establishing a RAND Framework?, 6:2, November/December 2013, p.46

Uy, Ruthleen
An Interview with Judge Philip S. Gutierrez of the United States District Court for the Central District of California, 5:4, March/April 2013, p.37

Vadera, Sameer
Reversal Rates of Ex Parte Appeals: High Variability Across PTAB Judges, 11:1, September/October 2018, p.52
Strategic Predictions: Leveraging Art Unit Allowance Rates to Drive the Selection of Appeal Decision Makers; 10:3, January/February 2018, p.26

Valek, Michael A.
Litigating Willful Infringement in the Post-Seagate World, 1:3, January/February 2009, p.8

Van Loon, Erica J.
Getting the Right Fit: Tailoring Off-the-Rack Insurance to Cover IP Disputes, 11:2, November/December 2018, p.5

Van Olst, Ryan M.
The Longstanding Pro Bono Battle Challenging the Washington Football Team Trademarks, 8:3, January/February 2016, p.47

Van Zyl, Christophe
The Future of IP: The More Things Change, the More They Stay the Same?, 8:5, May/June 2016, Digital Feature

Vasquez, Richard C.
Taking the RAND Case to Trial, 5:1, September/October 2012, p.12

Veitenheimer, Erich E.
Protecting Plant Inventions, 11:6, July/August 2019, p.42

Venema, William H.
David and Goliath: i4i Takes on Microsoft, 2:4, March/April 2010, p.23

Ventola II, Ronald J.
The Value of First Impressions: The Effect of Motions for Preliminary Injunctive Relief on Ultimate Results in IP Cases, 7:1, September/October 2014, p.8
Verducci-Galletti, Simone
Community Trademark: A Partial Look at the Relationship between National Trademarks and Community Trademarks in the European Union, 4:6, July/August 2012, p.40

Verrelli, Maximillian
Blurring Lines? The Practical Implications of Williams v. Bridgeport Music, 8:3, January/February 2016, Digital Feature

Vincent, Joshua C.
It’s Only Ethical: A Uniformity Argument for Exclusive Federal Jurisdiction over Patent Legal Malpractice Claims, 5:5, May/June 2013, p.50

Voet, Martin A.
Repurposing and Enforcement during Patent Term Extensions for Pharma Products, 8:6, July/August 2016, p.10

Vogel, Brian J.
To Enjoin or Not to Enjoin: What’s Come of the Test since eBay?, 6:1, September/October 2013, p.35

von Herrmann, Susan
Estate Planning and Copyright, 5:3, January/February 2013, p.42

Vorndran-Jones, MaCharri
Green Is a Way of Thinking, Not an Industry: The Only Thing Holding Back Green Technology Is the Same Thing Holding Back Any New Technology, 4:1, September/October 2011, p.10
Top Five Dangers for the AIA Unwary, 5:5, May/June 2013, p.10

Waldbaum, Maxim H.
Is Green Technology Stalled at the Starting Line? How Anticompetitive Interests and High Capitalization Costs Are Stunting a Green Tech Boom in the United States, 4:1, September/October 2011, p.16

Walker, Joshua H.

Walker, Robert Kirk

Walker, Tiffany D.
The Judicial Intern Opportunity Program (JIOP), My JIOP Summer: The Ripple Effect [Section Focus], 2:2, November/December 2009, p.52

Walters, Todd R.
The Evolution of Patent Office Litigation Practice under the AIA: A Review of Past Reform and a Look Ahead to Possible Changes on the Horizon, 9:3, January/February 2017, p.40

Walthall, Howard
The Net Neutrality Debate: An IP Perspective, 3:1, September/October 2010, p.21

Wang, Derrick
Composing the Law: An Interview with Derrick Wang, Creator of the Scalia/Ginsburg Opera, 12:3, January/February 2020, p.5

Wang, Xiangnong “George”

Ward, Francine D.
Offensive Marks: The Policing of Trademarks in a Diverse World, 5:4, March/April 2013, p.52
Terms of Use Case Update, 8:1, September/October 2015, Digital Feature
Things Aren’t Always as They Appear: Who Really Owns Your User-Generated Content?, 3:2, November/December 2010, p.49

Warnock, Timothy L.
“Access” and “Striking Similarity” in Copyright Infringement Litigation, 3:2, November/December 2010, p.18

Warren, Caroline E.
The Unitary Patent Court—Advice for U.S. Applicants, 8:4, March/April 2016, p.47

Wassom, Brian D.
IP in an Augmented Reality, 6:3, January/February 2014, p.8
Year Zero by Rob Reid [Book Review], 5:6, July/August 2013, p.45

Wasylik, Dineen Pashoukos
Co-Branding: The Pros, the Cons, and the Uncertainty, 11:5, May/June 2019, p.46

Watkins, Kurt
AI and the Young Attorney: What to Prepare for and How to Prepare, 11:3, January/February 2019, p.22

Watkins, Victoria R.
Copyright and the Fashion Industry, 3:3, January/February 2011, p.53

Watson, E. Thomas
Green Marketing: It’s Not All Bunnies and Flowers, 2:4, March/April 2010, p.11

Watson, Kandace
Keep an Eye on the Issue of Sovereign Immunity When Licensing State University-Based Patent Rights in Light of Ericsson Inc. v. Regents of the University of Minnesota, 11:5, May/June 2019, p.34

Waxman, Seth

Webb, Justin P.
An American Perspective on the GDPR One Year In, 11:5, May/June 2019, p.13

Webster, Charles

Weiffenbach, Cameron K.
Changes to the OED Disciplinary Rules, 5:5, May/June 2013, p.39

Weingust, Scott
The Attorney’s Role in Assisting Clients with Patent Valuation, 8:1, September/October 2015, p.27

Weller, Christine E.
Would Kylie by Any Other Name Still Make Millions? The Rise of Trademark Disputes over Celebrity Branding, 9:2, November/December 2017, Digital Feature

Welsh, Margaret M.
Standing by BRI: A Review of the Broadest Reasonable Interpretation Standard at the PTAB, 9:3, January/February 2017, p.9
Strategic Considerations before Filing an IPR, 7:2, November/December 2014, p.12

Werbin, Barry

Westley, Brian
More Valuable than Patents? How to Recognize and Leverage Trademark Assets and Avoid Pitfalls Along the Way, 8:1, September/October 2015, p.14
Wexler, Bruce M.


Wheeler, Patrick

Practical Tips on GDPR for Intellectual Property Attorneys, 11:3, January/February 2019, p.50

Whitaker, Mark L.

The ITC Solution to the Gray Market Problem in the Internet Age, 3:4, March/April 2011, p.28

White, Christopher


Whitmer, Frederick L.


Whitney, Craig B.

Aereo Post-Mortem: Was It Ever Really About the Cloud?, 7:5, May/June 2015, p.8
When the Supreme Court Closes a Door, It Opens a Window: Over One Year Later, Aereo May Help Put the Cloud Back on the Court’s Horizon, 8:3, January/February 2016, p.50

Widmaier, Uli

From Metatags to Sponsored Ads: The Evolution of the Internet-Related Trademark Infringement Doctrine, 4:3, January/February 2012, p.9
IP Virtuosos: Professor Mark A. Lemley, 8:5, March/April 2016, p.26

Wienberg, Michael

What Lawyers Might Like to Know about 3D Printing and the Law, 6:4, March/April 2014, p.42

Wilensky, Moshe K.

The Rise of the Result-Effective Variable, 2:1, September/October 2009, p.42

Williams, Aisha L.

Web 2.0: The Internet’s New IP Frontier, 1:4, March/April 2009, p.17

Williams, Jo-Na


Williams, Karen K.

Reading the Tea Leaves: Practical Insights from Case Law on Software Copyright Registration, 9:5, May/June 2017, p.30

Williams, Mary Ellen Coster

Intellectual Property Suits in the United States Court of Federal Claims, 10:1, September/October 2017, p.30

Williams, Matt

Take-Downs, Put-Backs, Contracts, and Lawsuits: Managing User-Generated Copyright Issues, 1:2, November/December 2008, p.40

Williams, Sharae’ L.

So You Want to Take a Trade Secret to a Patent Fight? Managing the Conflicts between Patents and Trade Secret Rights, 11:6, July/August 2019, p.7

Williamson, Aaron K.

Software Litigation Raises Key Open Source Issues, 7:3, January/February 2015, p.53

Wilson, Aarti K.

What to Expect When You’re (Not) Expecting Misappropriation, 11:6, July/August 2019, p.18

Wilson, Clark A.D.

Big Changes in International IP Laws: Business Methods and Computer Programs in China and Copyright Protection for Digital Technologies in Europe, 10:5, May/June 2018, p.8

Winemiller, John T.

Winterfeldt, Brian J.
The Impact of GDPR on Online Brand Enforcement: Lessons Learned and Best Practices for IP Practitioners, 11:4, March/April 2019, p.48

Wittenberg, Janna M.
Counterfeiting and the Myth of the Victimless Crime, 4:2, November/December 2011, p.41

Wittow, Mark H.

Wolfe, Michael
The APA in PTAB Proceedings: Notice and an Opportunity to Be Heard, 10:3, January/February 2018, p.44

Wolff, Nancy E.
Copyright Protection of Images Online, 9:5, May/June 2017, p.18

Wolfson, Jeffrey A.
PTAB Rearranging the Face of Patent Litigation, 6:2, November/December 2013, p.18

Wolkowitz, Rachel S.
Don’t Ruin a Perfect Evening—Get the Appropriate Licenses for Radio and TV in Restaurants and Bars, 9:1, September/October 2016, p.34

Wong, Conrad
China’s Special IPR Campaign: Really Special or Really Not?, 3:6, July/August 2011, p.34

Woods, James D.
The Economics of Reasonable Royalty Damages in Patent Litigation: Lucent v. Gateway, 2:5, May/June 2010, p.29

Wooten, JD
Responding to Nonstatutory Double Patenting Rejections: A Practitioner’s Perspective, 11:4, March/April 2019, p.54

Wu, Elaine
China’s Special IPR Campaign: Really Special or Really Not?, 3:6, July/August 2011, p.34

Wu, Stacy L.
The Evolving Landscape of Disparaging and Scandalous Trademarks: Historical and Public Relations Perspectives, 11:6, July/August 2019, p.22

Y

Yamaguchi, Kazuhiro
Protection of Business Method Patents Outside the United States, 1:5, May/June 2009, p.18

Yang, Shengping
Patent Enforcement in China, 4:2, November/December 2011, p.48

Yeater, Aaron C.
The Ability to Achieve Lost Sales as a Consideration in Damages Analyses under Different Legal Frameworks, 11:2, November/December 2018, Digital Feature

Yellin, Jonathan D.
Copyright in the Kitchen: Exploring Protection for Recipes and Dishes, 9:1, September/October 2016, p.44

Yim, Timothy L.
Opening the Door to Trust: Privacy and Intellectual Property During Exit Events, 7:5, May/June 2015, p.28
Yost, Eleanor M.


Young, Jeffrey E.

*Bilski and the Transformation of the Brain*, 2:2, November/December 2009, p.44

Young, Mark

*Internet Piracy 10 Years On: Online Enforcement and the DMCA*, 1:4, March/April 2009, p.40

Yu, Xiaozhen “Shawn”

*All Patents Are Not Created Equal: Sovereign Immunity*, 10:3, January/February 2018, p.15

Z

Zanet, Elizabeth V.

*Tax Basics of Intellectual Property*, 10:6, July/August 2018, p.39

Zeffetino, Maddalena R.

*Applying Your Brand Protection Strategy* [Meeting of the Minds], 7:1, September/October 2014, p.53

Zeilberger, Daniel

*The APA in PTAB Proceedings: Notice and an Opportunity to Be Heard*, 10:3, January/February 2018, p.44

Zeller, Patrick E.


Zevitas, John A.

*Trademarks Without Borders: The Struggle to Establish Geographical Rights for Common-Law Trademarks Used Online* [Meeting of the Minds], 7:2, November/December 2014, p.50

Zhang, Xiaoying

*The Valuation of Intellectual Property for Transfer Pricing Purposes* [Meeting of the Minds], 8:1, September/October 2015, p.54

Zhou, Mi


Zhu, Weixian

*Avoid On-Sale Bar by Filing Early Both in the United States and China Post-Helsinn*, 12:3, January/February 2020, p.36

Zrakek, Stephen J.

*The PRO-IP Act: Another Weapon against a Failing Economy*, 1:3, January/February 2009, p.34

Zweck, Nicholas

*Protection of Business Method Patents Outside the United States*, 1:5, May/June 2009, p.18