This is your new

**Intellectual Property Law Answer Book 2016**

Cravath, Swaine & Moore LLP

Experts from Cravath answer hundreds of questions about the basics of patent, trademark, and copyright law in *Intellectual Property Law Answer Book 2016*. Like the previous editions, this book addresses the fundamentals of all three areas of intellectual property. Emphasizing clarity and succinctness, the authors provide essential definitions, set out basic policies and principles, describe relevant procedures of the U.S. Patent and Trademark Office and the U.S. Copyright Office, explain the elements of infringement actions, comment on practical aspects of litigation, and much more.

Patent law updates in this edition focus on topics including the patentability of software-related claims, in light of cases decided since the Supreme Court’s *Alice* decision (Q 1.10.4); more on inter partes review (QQ 6.5.3, 6.5.4); reviews of covered business method patents (QQ 6.6 to 6.6.3); the rights of a co-owner of a patent (Q 10.9); the latest legislative proposals to deal with patent trolls (Q 10.10.1); the standard of review of a claim construction (Q 10.14.3); RAND and FRAND royalty obligations imposed by standards-setting organizations (Q 12.5.2); the smallest saleable unit as a tool to estimate the royalty base for a product (Q 12.8); licensee standing to sue the licensor for a declaration of noninfringement, unenforceability, or invalidity (Q 13.10); the Supreme Court’s *Kimble* decision reaffirming that agreements in which patent royalties are due after patent expiration are unenforceable (Q 13.11.2); the Patent Law Treatises Implementation Act (Q 14.6); the Hague Agreement Concerning the International Registration of Industrial Designs (Q 14.7); the IP5 organization (Q 14.9); and investor-state dispute settlement provisions (QQ 14.10, 14.10.1).

Trademark law updates address the district court’s affirming of the TTAB’s cancellation of the Washington, D.C. football team’s “Redskins” mark as disparaging (Q 16.11); tacking to obtain an earlier date of first use in commerce (QQ 17.20, 17.21); the Supreme Court’s determination in *B & B Hardware, Inc. v. Hargis Industries, Inc.* that likelihood of confusion for purposes of registration is the same standard as likelihood of confusion for purposes of infringement (Q 18.4); and the Ninth Circuit’s holding that there is no right to a jury trial to calculate the amount of profits to be disgorged (Q 20.6.4).

*(continued on reverse)*

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Copyright law updates include the Supreme Court’s decision in Petrella v. Metro-Goldwyn-Mayer, Inc., holding that the defense of laches may not be invoked to preclude adjudication of a copyright infringement claim brought within the statute’s three-year window, but that in extraordinary circumstances laches may bar the particular relief requested, and the court may consider a plaintiff’s undue delay in bringing an action when determining the appropriate form of relief (Q 32.1).

Supplementing the handy question-and-answer format are useful case studies, sample documents, charts and tables, and practical tips for practitioners.

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