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- Townsend and Townsend and Crew LLP
- United States District Court, Northern District of California
- Weil, Gotshal & Manges LLP

Who Should Attend:

Attorneys and business executives involved with patent prosecution and litigation

An One-Day Workshop on Current Strategies for

Patent Claim Construction

Key updates on patent prosecution and litigation

March 13, 2009

San Francisco, California

Hotel Nikko San Francisco

Credits: CA MCLE 7.25 inc 1 ethics (call about others)

Quick when/where: 8:30 a.m., 222 Mason St.

Patent Claim Construction Workshop

March 13, 2009 | San Francisco, California
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09CLAIMCA WS



- 8:00 Registration and Continental Breakfast**
- 8:30 Introduction and Overview**
Guy W. Chambers, Esq., *Program Co-Chair*
 Townsend and Townsend and Crew LLP ~ San Francisco, CA
Edward D. Manzo, Esq., *Program Co-Chair*
 Cook Alex Ltd. ~ Chicago, IL
- 8:45 The Claim Construction Game™: Review of Recent Claim Construction Law**
 Substance and procedure of current federal circuit cases on patent claim interpretation
Edward D. Manzo, Esq., *Program Co-Chair*
- 9:45 Break**
- 10:00 Adapting to Changes in the Law: Tips for Successful Claim and Specification Drafting Today**
 The latest on managing patent drafting; getting results with adequately plain language; special considerations for means plus function approach; the renewed focus on patentability after the Bilski case
Guy W. Chambers, Esq., *Program Co-Chair*
- 10:45 View from the Bench**
 Judicial insight on the patent claim construction process; what persuades and what fails; effective use of demonstrative evidence; evaluating the use and timing of a claim construction tutorial
Guy W. Chambers, Esq., *Program Co-Chair, Moderator*
Edward D. Manzo, Esq., *Program Co-Chair*
The Hon. Elizabeth D. Laporte, *Magistrate Judge*
 United States District Court, Northern District of California
 San Francisco, CA
- 12:00 Lunch (on your own)**
- 1:15 Ethical Issues in Patent Litigation**
 Electronic discovery and ethics in patent litigation; lessons from *Qualcomm v. Broadcom* and *BrainLAB v. Medtronic, Inc.*; sanctions in recent cases and tips for avoiding them
Edward D. Manzo, Esq., *Program Co-Chair*

- 2:15 Litigation Strategies from Plaintiff and Defendant Perspectives**
 Advantages and disadvantages of evidentiary hearings; laying the groundwork for successful summary judgment motions; what to do after the claim construction ruling
James W. Morando, Esq.
 Farella Braun + Martel LLP ~ San Francisco, CA
- Defendants' strategies for constructions that set up winning motions for summary judgment or trial; selling constructions having examples, "non-limitations", "claim as a whole" limitations, drawings, etc.; using experts, tutorials and special masters
Vernon M. Winters, Esq.
 Weil, Gotshal & Manges LLP ~ Redwood Shores, CA
- 3:15 Break**
- 3:30 The Nuts and Bolts of Case Strategy and Management**
 Case strategy and management focused on the in-house counsel's perspective: Setting up effective and efficient strategic and tactical roles and relationships for company personnel, outside experts, and litigation counsel, especially as it relates to claim construction and early and favorable resolution of matters
Yar R. Chaikovsky, Esq.
 Sonnenschein Nath & Rosenthal LLP ~ Palo Alto, CA
- Trial consultant perspective: Selecting the main message; getting the message across; examples of effective communication from major disputes
G. Christopher Ritter, Esq.
 Member, Chief of Visual Trial Strategy
 The Focal Point LLC ~ Oakland, CA
- 4:45 Handling Claim Construction on Appeal**
 Application of waiver and/or estoppel to new claim construction arguments on appeal; whether deference plays a role; what appellate strategies work and what strategies do not
Meredith Martin Addy, Esq.
 Brinks Hofer Gilson & Lione ~ Chicago, IL
- 5:30 Evaluations and Adjourn**



About the Workshop

LAW SEMINARS INTERNATIONAL

Advanced Workshops

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Claim construction is the single most important phase of a patent case, and is often dispositive of infringement and validity issues.

"Patent Claim Construction" is an intensive one-day seminar covering today's key issues in claim construction, including case law overview and update, recent developments from the Federal Circuit, litigation strategies, effective appellate advocacy, electronic discovery and ethics, and other pertinent issues.

This seminar is designed for litigators, in-house counsel, and anyone involved in patent cases, whether at the pre-filing, litigation or appellate stages.

Part of the program also is geared toward patent prosecutors who draft claims. The presenters are all experienced patent litigators who have been involved in all aspects of patent cases. Their knowledge and insight will provide practitioners and non-practitioners alike with the essential tools and information necessary to work with proper claim construction.

~ Program Co-Chairs: Guy W. Chambers, Esq. and Edward D. Manzo, Esq.



Guy W. Chambers, *Program Co-Chair*, partner at Townsend and Townsend and Crew LLP, focuses on litigation of patent and other IP matters, biotechnology interferences, patent prosecution and technology licensing. He has been recognized in Marquis' *Who's Who in American Law*, the *Legal Media Group Guide to the World's Leading Patent Law Practitioners*, *The Best Lawyers in the Bay Area for Litigation* and *Bay Area Lawyer Magazine*.

Edward D. Manzo, *Program Co-Chair*, founder of Cook Alex Ltd., focuses on IP law, including counseling, opinion work, and negotiating and obtaining patent licenses. He is the originator, lead author and editor-in-chief of *Claim Construction in the Federal Circuit* and is listed in *Who's Who in the World* and *Illinois Super Lawyers*.

Meredith Martin Addy, partner and Chair of the Appellate Group at Brinks Hofer Gilson & Lione, focuses on litigation, including appeals before the U.S. Court of Appeals for the Federal Circuit. She works with high-tech companies in the pharmaceutical, biotech, electronics and software industries. She is listed in *Chambers USA* and *The Best Lawyers in America*.

Yar R. Chaikovsky, partner in the Patent Litigation Practice of Sonnenschein Nath & Rosenthal LLP, focuses on IP litigation, appearing in federal courts and the U.S. International Trade Commission, and coordinating multinational offensive and defensive patent actions. Previously he was Head Patent Counsel for Yahoo and General Counsel for Zaplet, Inc.

The Honorable Elizabeth D. Laporte, Magistrate Judge for the United States District Court, Northern District of California, presides over civil cases with the consent of parties, including patent, trademark, copyright and other business litigation. Previously she was Administrative Law Judge for the California Department of Insurance and Chief of Special Litigation for the San Francisco City Attorney's Office. She was named "Lawyer of the Year" by *California Lawyer*.

James W. Morando, senior trial partner and founder of Farella Braun + Martel LLP's Intellectual Property and Technology Practice Group, focuses on patent litigation and other IP and technology disputes.

G. Christopher Ritter, Member and Chief of Visual Trial Strategy at The Focal Point LLC, helps clients zero in on key issues and uncover persuasive visual strategies. He co-wrote *Packaging and Presenting Your Case to Win* and wrote *Creating Winning Trial Strategies and Graphics*.

Vernon M. Winters, partner and trial attorney in Weil, Gotshal & Manges LLP's Patent Litigation group, specializes in patent and licensing cases. He is listed in *Chambers USA* as a "Leading Lawyer" in IP and is on the Advisory Board of the Center for the Advanced Study and Research on IP at the University of Washington School of Law.



Registration & Other Workshop Information

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Walk-ins are welcome, subject to space availability.

Registration is complete when we receive payment or agree to later payment.

Tuition: Regular tuition for this program is \$895 with a group rate of \$795 each for two or more registrants from the same firm. For government employees, we offer a special rate of \$695. For students and people in their job for less than a year, our rate is \$447.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Make checks payable to Law Seminars International.

Substitution & Cancellation: You may substitute another person at any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Friday, March 6, 2009. After

that time, we will credit your tuition toward attendance at another program or the purchase of a Homestudy. There is a \$25 cancellation fee for Course Materials orders and \$50 for Homestudy orders.

Seminar Location: The workshop will be held at the Hotel Nikko San Francisco at 222 Mason St. in San Francisco, CA 94102. Call the hotel directly at (415) 394-1111 for reservations at the special negotiated rate of \$289/night and mention that you are attending a Law Seminars International - Patent Claim Construction Workshop. Rooms are on a first come, first served basis.

Continuing Education Credits: Law Seminars International is a State Bar of California approved MCLE provider. This program qualifies for 7.25 California MCLE credits, including 1 ethics. Upon request, we will apply for CLE credits in other states and other types of credits.

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You Will Learn About:

- The latest on managing patent drafting
- Case law review on patent claim interpretation
- Judicial perspective on patent claim construction
- Electronic discovery and ethics
- Advantages and disadvantages of evidentiary hearings
- Successful summary judgement hearings
- The nuts and bolts of case management
- Handling claim construction on appeal

Watch for our telebriefings on major legal developments.

Members of our distinguished faculties will present analyses of major decisions and other developments as soon as they happen in a one-hour telephone conference.

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kate@lawseminars.com

Law Seminars International News:

Upcoming Seminars:

Best Practices in Patent Monetization	January 29-30, 2009	San Francisco, CA
Departing Employees and Intellectual Property	February 25, 2009	Palo Alto, CA
IP Licensing in 2009	March 23-24, 2009	Fort Lauderdale, FL
IP Licensing in 2009	March 30-31, 2009	Austin, TX
Frontier Issues in Patent Damages	April 20, 2009	San Francisco, CA
Copyright Counseling Management & Litigation	April 23-24, 2009	Seattle, WA
Mining Your Patent Portfolio	May 15, 2009	San Francisco, CA

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