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- Sutherland Asbill & Brennan LLP
- The Focal Point LLC
- Troutman Sanders LLP

Who Should Attend:

Attorneys, both in-house and in private practice, business executives and anyone else involved with patent prosecution and litigation

An Advanced One-Day Workshop on Today's Key Issues in

Patent Claim Construction

Essential tools and information for successful claim construction

April 24, 2009

College Park, Georgia

Georgia International Convention Center

Credits: GA CLE 6.5 (call about others)

Quick when/where: 8:30 a.m., 2000 Convention Center Concourse

Patent Claim Construction Workshop

April 24, 2009 | College Park, Georgia
Georgia International Convention Center

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09CLAIMGA WS



8:00 Registration and Continental Breakfast
8:30 Introduction and Overview
Holmes J. Hawkins, III, Esq., Program Co-Chair
King & Spalding LLP ~ Atlanta, GA

Steven D. Moore, Esq., Program Co-Chair
Kilpatrick Stockton LLP ~ Atlanta, GA

8:45 **The Claim Construction Game: Review of Recent Claim Construction Law**
A review of the substance and procedure of current Federal Circuit cases on patent claim interpretation including
Edward D. Manzo, Esq.
Cook Alex Ltd. ~ Chicago, IL

9:45 **Claim Drafting Tips: Applying Lessons from Recent Cases and PTO Decisions to Create More Valuable Patents and Make Them Easier for Litigators to Defend**
Drafting an application to comply with today's standards; minimizing the chance that allowed claims will be infringed; making sure to use plain language and get the results you want
Geoff Sutcliffe, Esq., Senior Intellectual Property Counsel
AT&T Intellectual Property Corporation ~ Atlanta, GA

10:30 Break
10:45 **Claim Construction as a Component of the Overall Litigation Strategies from Plaintiff and Defendant Perspectives**

Overview: Ensuring that the claim construction presentation fits into the overall theory of the case; pros and cons of evidentiary hearings use of special masters and claim construction as a foundation for successful summary judgement motions

Holmes J. Hawkins, III, Esq., Program Co-Chair

Plaintiff perspective

Virginia L. Carron, Esq.
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP ~ Atlanta, GA

Defendant perspective

A. James Anderson, Esq.
Robins Kaplan Miller & Ciresi LLP ~ Atlanta, GA

12:00 Lunch (on your own)
1:15 **Demonstrative Markman Hearing**
A mock Markman Hearing: Trying the case for appeal; how the various issues play out from both sides of the table

Steven D. Moore, Esq., Program Co-Chair

Plaintiff perspective

John L. North, Esq.
Sutherland Asbill & Brennan LLP ~ Atlanta, GA

Defendant perspective

Matthew C. Gaudet, Esq.
Duane Morris LLP ~ Atlanta, GA

2:45 Break
3:00 **Anticipating, and then Adapting, Your Case Strategy After the Claim Construction Ruling**
Effective pre- and post-claim construction discovery; looking ahead to and pursuing appeals before and after final judgement; application of waiver and/or estoppel

John M. Bowler, Esq.
Troutman Sanders LLP ~ Atlanta, GA

3:45 **Using Demonstrative Evidence to Help Win Claim Construction Disputes**
The increasingly important role of graphics in claim construction disputes; elements of a successful graphic; how graphics can enhance your argument and increase your chances of winning; examples from major disputes from around the country
G. Christopher Ritter, Esq.
Member, Chief of Visual Trial Strategy
The Focal Point LLC ~ Oakland, CA

Admissibility issues for trial demonstratives; the cost/benefits of a tutorial; use of in-house versus outside trial graphics support, and the types of practical demonstrative evidence that juries seize on at trial

Mitchell G. Stockwell, Esq.
Kilpatrick Stockton LLP ~ Atlanta, GA

5:00 Evaluations and Adjourn



About the Workshop

LAW SEMINARS INTERNATIONAL

Advanced Workshops

offer busy practitioners intensive up-to-date information in a one-day program.

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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 a case law overview and update, recent developments from the Federal Circuit, litigation strategies, effective uses of demonstrative evidence and other pertinent issues.

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

The presenters are 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: Holmes J. Hawkins, III, Esq. and Steven D. Moore, Esq.



Holmes J. Hawkins III, *Program Co-Chair*, partner at King & Spalding LLP, focuses his practice on all aspects of the firm’s IP practice with emphasis on the litigation and trial of patent infringement cases. He is listed in *Best Lawyers* and in *Chambers USA*. He is also recognized as a “Super Lawyer”.

Steven D. Moore, *Program Co-Chair*, partner at Kilpatrick Stockton LLP, focuses on patent infringement litigation. He has represented both patent owners and companies accused of infringement in cases involving wireless communications devices and systems, cable television, computer software, internet systems, electrical and mechanical systems, medical products, textiles and pulp and paper.

A. James Anderson, partner at Robins, Kaplan, Miller & Ciresi LLP, focuses on IP litigation, commercial property, business interruption insurance for subrogation and coverage analysis/litigation and general commercial disputes. He is listed in *Law and Politics* as a Georgia “Super Lawyer”.

John M. Bowler, partner at Troutman Sanders LLP, practices IP litigation and counseling with a focus on patent, copyright, trademark, trade secret, licensing and unfair competition.

Virginia L. Carron, partner at Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, focuses on patent and trademark litigation, counseling and prosecution. She is listed as a “Super Lawyer” and in *Chambers USA*.

Matthew C. Gaudet, partner at Duane Morris LLP, focuses on patent litigation, as well as related complex commercial litigation and technology litigation. He advises on multidistrict patent and antitrust cases, trademark and unfair competition cases and other commercial disputes.

Edward D. Manzo, founder of Cook Alex Ltd., focuses on IP law, including counseling and 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 an Illinois “Super Lawyers”.

John L. North, partner at Sutherland Asbill & Brennan LLP, practices IP litigation and is Chair of the firm’s IP Group. He has experience in controversies involving patent infringement and trade secret misappropriation, and related unfair competition and antitrust controversies.

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*.

Mitchell G. Stockwell, partner at Kilpatrick Stockton LLP’s IP Group, focuses on IP dispute resolution, with special emphasis on patent infringement, trade secrets and licensing transactions. He was named a Georgia “Super Lawyer” and listed in the *International Who’s Who of Patent Lawyers 2007*.

Geoff Sutcliffe is Senior Intellectual Property Counsel for AT&T, where he manages the patent prosecution program, patent licensing, patent sales and litigation. Previously, he was a partner at Kilpatrick Stockton and was a patent examiner.



Registration & Other Workshop Information

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Walk-ins are welcome, subject to space availability.

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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, April 17, 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 Georgia International Convention Center at 2000 Convention Center Concourse in College Park, GA 30337. Call the Conference Center directly at (770) 997-3566 with any questions regarding the conference site.

Continuing Education Credits: This program qualifies for 6.5 GA CLE credits. Upon request, we will apply for CLE credits in other states and for other types of credits.

If You Cannot Attend: Our complete Homestudy Course, consisting of a DVD recording and the written course materials, is available for \$905. The written course materials alone are available for \$100. We will ship your Homestudy order via UPS ground within two weeks after the seminar or the date we receive payment (whichever is later).



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You Will Learn About:

- Current Federal Circuit cases on claim interpretation
- Creating more valuable patents and making them easier to defend
- Overall litigation strategies from plaintiff and defendant perspectives
- Evidentiary hearings
- The use of special masters
- Successful summary judgement motions
- Trying the case for appeal
- Effective discovery
- Using demonstrative evidence to help win claim construction disputes

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.

If you wish to receive announcements for telebriefings that affect you, please make sure we have your email address—send it to me, H. Kate Johnson, President:

kate@lawseminars.com

Law Seminars International News:

Upcoming Seminars:

Patent Claim Construction	March 13, 2009	San Francisco, CA
IP Licensing Deals	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
Innovative Strategies for Litigating Class Actions	May 7-8, 2009	Seattle, WA
Mining Your Patent Portfolio	May 15, 2009	San Francisco, CA
Open Source Software	June 8, 2009	San Francisco, CA

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