

Intellectual Property Law Committee Meeting
Florida Bar Business Law Section Retreat
Naples, Florida – September 4, 2010

BILSKI V. KAPPOS – THE AFTERMATH (SO FAR)

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CLE Presentation Materials

1. USPTO Guidance Materials

- a. Memorandum of June 28, 2010 – “*Supreme Court Decision in Bilski v. Kappos*”
- b. *Interim Guidance for Determining Subject Matter Eligibility for Process Claims in View of Bilski v. Kappos*, 75 Fed. Reg. 43,922 (July 27, 2010)

2. Board of Patent Appeals and Interferences

- a. *Ex Parte Proudler* – Decided July 12, 2010
- b. *Ex Parte Birger* – Decided July 15, 2010
- c. *Ex Parte Caccavale* – Decided July 23, 2010

3. U.S. District Courts

- a. *Ultramercial, LLC v. Hulu, LLC, et al.* (C.D. Cal. Aug. 13, 2010)(Order Granting Motion to Dismiss)
- b. *Graff/Ross Holdings, LLP v. Federal Home Loan Mtg. Corp.* (D.D.C. Aug. 27, 2010)(Magistrate’s Report and Recommendation that Motion to Dismiss be Granted)