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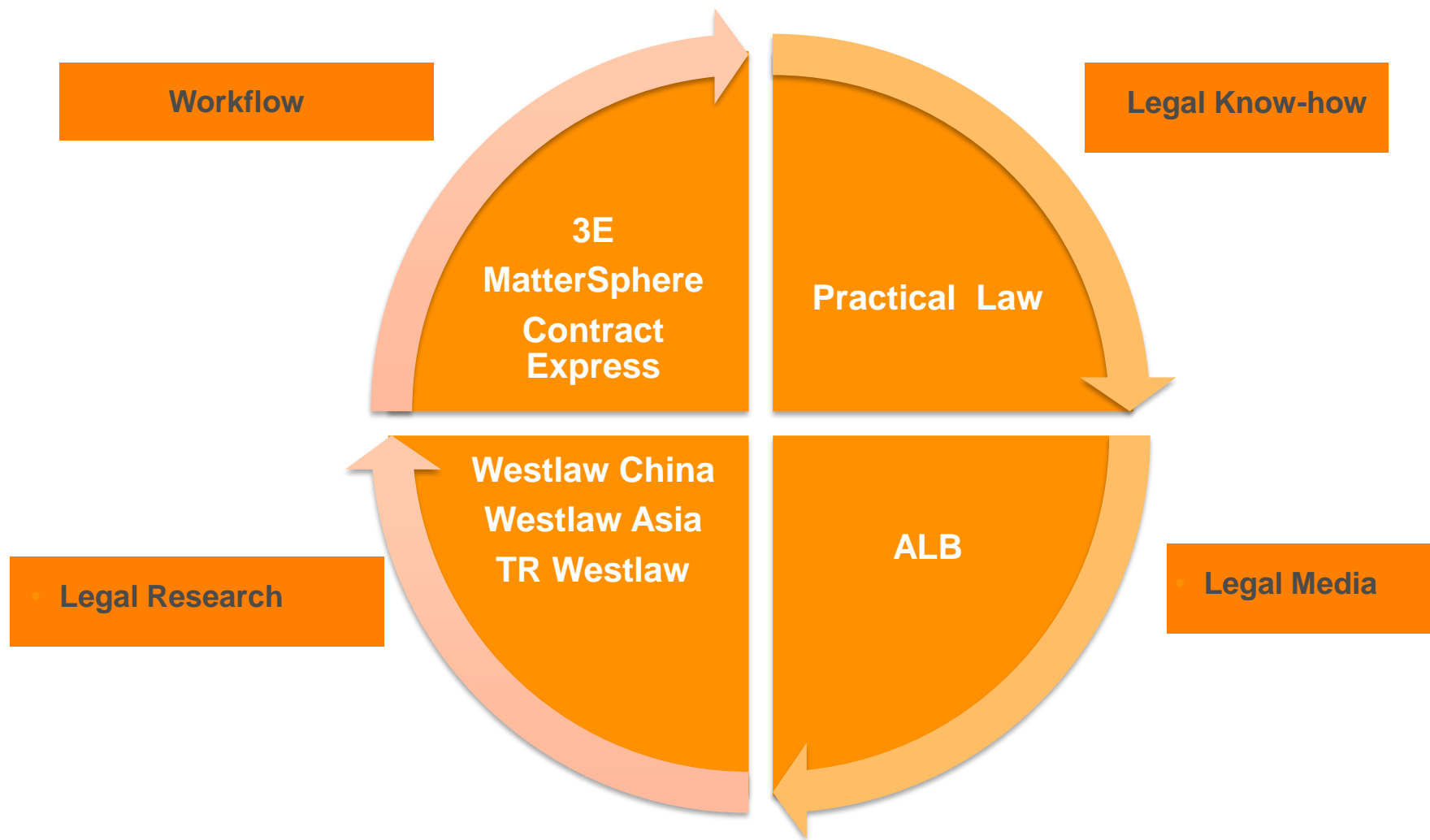


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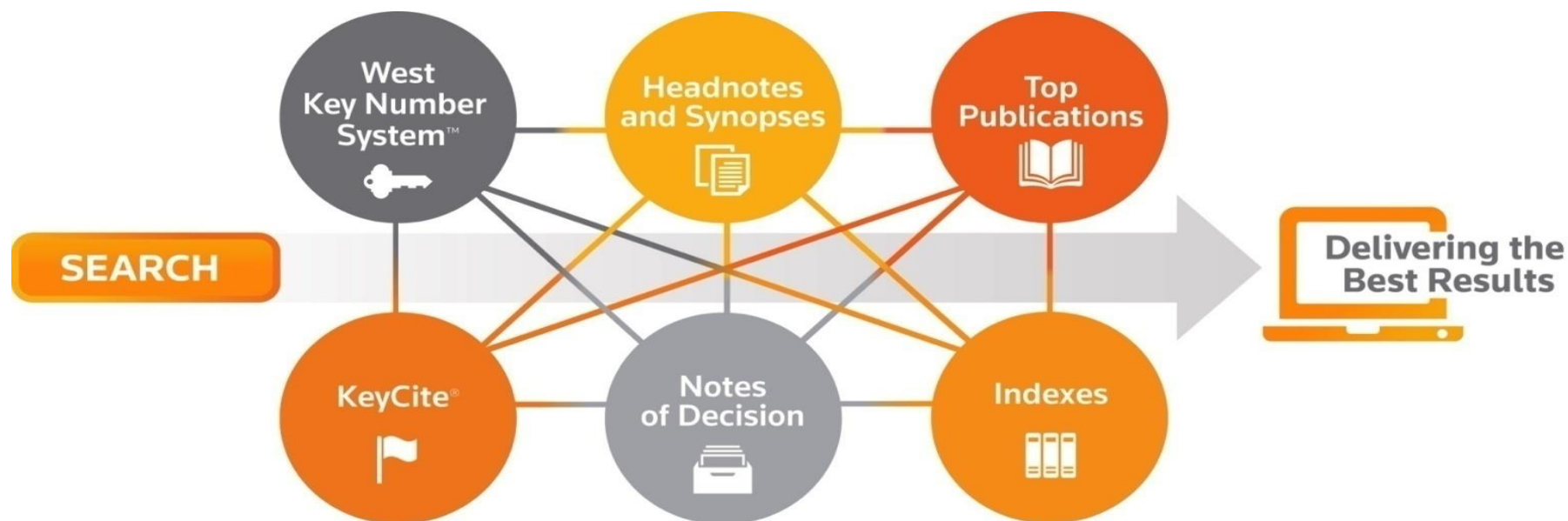
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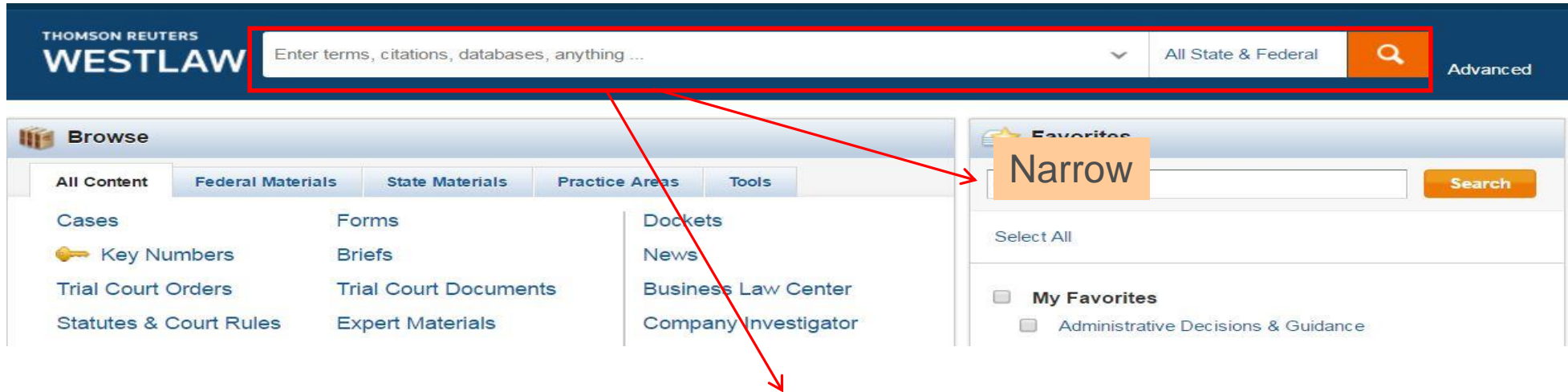
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- 1. Apple, Inc. v. Samsung Electronics Co., Ltd.**
United States Court of Appeals for the Federal Circuit | May 14, 2012 | 678 F.3d 1314 | 12 WL 1662048

PATENTS - Injunction... irreparable injury in seeking preliminary injunction.

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- 2. Apple Inc. v. Samsung Electronics Co., Ltd.**
United States Court of Appeals for the Federal Circuit | 1646435

PATENTS - Com... rate for infringem

The district court also excluded Apple's damages evidence related to the '263 patent because Apple's expert relied upon information provided by a technical expert hired by Apple....

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§ 3. Officers and employees

United States Code Annotated | Title 35. Patents | Effective: September 16, 2012 (Approx. 4 pages)

Document | Notes of Decisions (3) | History (464) | Citing References (1,589) | Context & Analysis (23)

United States Code Annotated

Title 35. Patents (Refs & Annos)

Part I. United States Patent and Trademark Office

Chapter 1. Establishment, Officers and Employees, Functions (Refs & Annos)

Effective: September 16, 2012

35 U.S.C.A. § 3

§ 3. Officers and employees

Currentness

(a) Under Secretary and Director.--

(1) In general.--The powers and duties of the United States Patent and Trademark Office shall be vested in an Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this title referred to as the "Director") who shall be a citizen of the United States and who shall be appointed by the President, by and with the advice and consent of the Senate. The Director shall be a person who has a professional background and experience in patent or trademark law.

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(A) In general.--The Director shall be responsible for providing policy direction and management supervision over the issuance of patents and the registration of trademarks. The Director shall perform these duties in a fair, impartial, and efficient manner.

(B) Consulting with the Public Advisory Committees.--The Director shall consult with the Patent Public Advisory Committee and the Trademark Public Advisory Committee.

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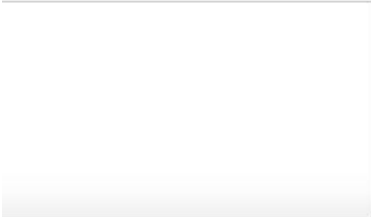
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- 1 Online Services: Copyright Act did not preempt state law claim for breach of settlement agreement involving copyrighted works.**
Westlaw Topical Highlights | Summary Added September 08, 2020 | Rumble, Inc. v. Daily Mail and General Trust PLC 2020 WL 4334998 (C.D.Cal.)
- 2 Limitations: Owners of proprietary software operating system could not toll limitations period for its infringement claims against multi-vendor support business.**
Westlaw Topical Highlights | Summary Added August 25, 2020 | Oracle America, Inc. v. Hewlett Packard Enterprise Company 2020 WL 4876833 (C.A.9 (Cal.))
- 3 Music: Hip-hop artist's state law right-of-publicity claim was impliedly preempted.**
Westlaw Topical Highlights | Summary Added August 20, 2020 | In re Jackson 2020 WL 4810706 (C.A.2 (Conn.))
- 4 Online Services: Online media publisher violated DMCA's prohibition on distribution of works with missing or altered CMI's.**
Westlaw Topical Highlights | Summary Added August 19, 2020 | Mango v. BuzzFeed, Inc. 2020 WL 4690071 (C.A.2 (N.Y.))
- 5 Music: Copyright Royalty Board violated music streaming services' procedural right to fair notice by adopting rate structure not proposed by any part.**
Westlaw Topical Highlights | Summary Added August 18, 2020 | Johnson v. Copyright Royalty Board 2020 WL 4596810 (C.A.D.C.)
- 6 Fair Use: Online publisher's unauthorized use of copyrighted celebrity photograph was fair use.**
Westlaw Topical Highlights | Summary Added August 17, 2020 | Walsh v. Townsquare Media, Inc. 2020 WL 2837009 (S.D.N.Y.)
- 7 Compilations and Lists: Two daily planners were not substantially similar, as required for claim for copyright infringement of the compilation work.**
Westlaw Topical Highlights | Summary Added August 14, 2020 | Craft Smith, LLC v. EC Design, LLC 2020 WL 4590535 (C.A.10 (Utah))
- 8 Pleading: When the registration is issued after the filing of an infringement action, the court may not allow leave to amend to cure the registration defect.**
Westlaw Topical Highlights | Summary Added August 03, 2020 | Ambrosetti v. Oregon Catholic Press 2020 WL 2219172 (N.D.Ind.)
- 9 Damages: Damages awarded to owner of copyrighted home plans upon infringer's sale of home shocked the conscience.**
Westlaw Topical Highlights | Summary Added July 28, 2020 | Singletary Construction, LLC v. Reda Home Builders, Inc. 2020 WL 2841816 (C.A.6 (Tenn.))

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291866 What constitutes diligence 266

与此法律要点相关的判例

1. Perfect Surgical Techniques, Inc. v. Olympus America, Inc.

United States Court of Appeals, Federal Circuit. | November 15, 2016 | 841 F.3d 1004

Headnote: A patent owner need not prove the inventor continuously exercised reasonable diligence throughout the critical period in order to establish reasonable diligence in reducing to practice, as required to support decision to antedate reference in patent; it must show there was reasonably continuous diligence. 35 U.S.C.A. § 102(g).

Document Preview: PATENTS - Medical Devices and Procedures. Remand was required to allow consideration of whether evidence corroborated testimony that inventor worked reasonably continuously to reduce to practice.

2. Perfect Surgical Techniques, Inc. v. Olympus America, Inc.

United States Court of Appeals, Federal Circuit. | November 15, 2016 | 841 F.3d 1004

Headnote: An inventor is not required to work on reducing his invention to practice every day during the critical period to establish reasonably continuous diligence in reducing to practice, in support of decision to antedate reference in patent. 35 U.S.C.A. § 102(g).

Document Preview: PATENTS - Medical Devices and Procedures. Remand was required to allow consideration of whether evidence corroborated testimony that inventor worked reasonably continuously to reduce to practice.

3. Perfect Surgical Techniques, Inc. v. Olympus America, Inc.

United States Court of Appeals, Federal Circuit. | November 15, 2016 | 841 F.3d 1004

Headnote: Remand was required to allow Patent Trial and Appeal Board to consider whether all of patent owner's evidence, considered as a whole and under a rule of reason, collectively corroborated inventor's testimony that he worked reasonably continuously within the confines of his and his attorney's occupations to diligently finalize the

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What are the elements of fraud? New York

"The elements of a cause of action sounding in fraud are a material misrepresentation of an existing fact, made with knowledge of the falsity, an intent to induce reliance thereon, justifiable reliance upon the misrepresentation, and damages" (Introna v. Huntington Learning Ctrs., Inc., 78 A.D.3d 896, 898, 911 N.Y.S.2d 442; see Fromowitz v. W. Park Assoc., Inc., 106 A.D.3d 950, 951, 965 N.Y.S.2d 597).
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Mitchell v. Dijj
Supreme Court, Appellate Division, Second Department, New York. | December 09, 2015 | 134 A.D.3d 779 | 22 N.Y.S.3d 464 | 5677/13, 2013-10292
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Nerey v. Greenpoint Mortg. Funding, Inc.
Supreme Court, Appellate Division, Second Department, New York. | November 02, 2016 | 144 A.D.3d 646 | 40 N.Y.S.3d 510

REAL PROPERTY - Agents and Brokers. Seller's real estate agent and broker did not make misrepresentation to purchasers as to purchase price of property, as **element of fraud** claim.

...Holdings: The Supreme Court, Appellate Division, held that: (1) defendants did not make misrepresentation to purchasers as to purchase price of property, as **element of fraud** claim; (2) defendants did not make misrepresentation to purchasers as to terms regarding two mortgages, as **element of fraud** claim; and (3) purchasers did not justifiably rely on any earlier representations by seller's real estate agent regarding mortgage terms, as **element of fraud** claim....

...Seller's real estate agent and real estate broker did not make misrepresentation to purchasers as to the purchase price of property, as **element of fraud** claim....

The elements of common law fraud are 1) a false representation of a material fact, 2) with knowledge of its falsity, 3) for the purpose of inducing plaintiffs to act thereon, and 4) that plaintiffs relied upon the representation as true and acted upon it to their detriment.

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➤381 F. 3d 1178

➤6 U.S.C.A. § 104

➤2018 WL 1384564

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Curtis A. Bradley, Jack L. Goldsmith | Harvard Law Review (Approx. 102 pages)

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131 Harv. L. Rev. 1201

Harvard Law Review
March, 2018

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并复制内容。See *Kabushiki Kaisha Sony Computer Entertainment and Others v. Stevens*, (2002) 200 ALR 55, 90.

[57] *Stevens v. Kabushiki Kaisha Sony Computer Entertainment and Others*, [2005] HCA 58, para 71, 76.

[58] *The Chamberlain Group v. Skylink Technologies*, 381 F.3d 1178, 1202–1203, 1195 (Fed. Cir. 2004).

[59] *Storage Technology Corporation v. Custom Hardware Engineering & Consulting*, 421 F.3d 1307, 1319 (Fed. Cir. 2005).

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万律(Westlaw China)检索培训	<p>此次课程介绍了万律(Westlaw China)的内容与功能。万律各个内容类型如何分类、检索；万律Alert如何设置；英文翻译质量如何保证；同时对如何阅读具体文件进行详细解读。</p> <p>课程时长：45分钟</p>	<p>课程时间： 10月21日 星期三 1:00pm – 1:45pm 注册</p>
Westlaw Asia 香港内容检索	<p>此次将概述使用Westlaw Asia对香港内容进行法律检索的步骤。将介绍香港内容的覆盖范围，使用不同的搜索方法进行检索，并了解可用于不同内容的独特功能（案例分析，立法分析等）。</p> <p>课程时长：1小时</p>	<p>课程时间： 10月20日 星期二 4:00pm – 5:00pm 注册</p>



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