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主讲人：张引屏 Iris ZHANG

Customer Product Trainer

14/05/2024

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汤森路透是全球领先的专业信息供应商。

汤森路透法律事业部以完备的内容、专有技术及专业知识助力法律专业人士进行法律实践，业务管理，并蓬勃发展。我们提供内容、专业知识和专有技术集于一体的完备法律解决方案，从而帮助客户实现更智能高效的工作方式，精简运营流程、加强内外部合作，洞悉行业发展。汤森路透法律事业部专注服务法律市场有200多年的历史，拥有众多世界知名的法律产品品牌，是法律行业最领先，最值得信赖的合作伙伴。



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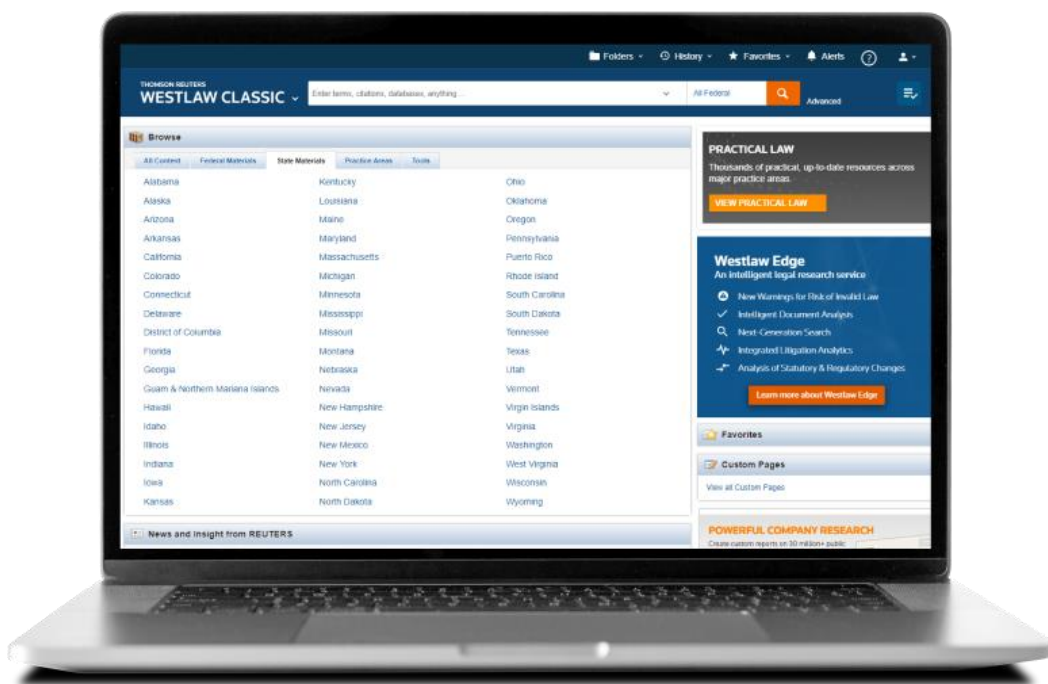
律所业务拓展

- ALB亚洲法律杂志

Westlaw Classic

一触即达的全面法律研究

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Westlaw数据库诞生於1975年，在2016年1月1日进行了全球同步升级，为法律专业人士设计的，有别于其他搜索服务的检索工具，其内容由法学专业人士提供，以权威的英美法国家原始法律资料，以及首屈一指的二次法律资料为基础，独家研发的世界顶尖的WestSearch的法律搜索引擎，倍受英美法国家法律研究人员推崇的Key Number系统，Headnote判例摘要，KeyCite分析工具，这些产品将为您提供最好的法律检索服务。数据库常见的使用人群包括知识产权专业，国际法专业，比较法专业。其在美国法学院、律师事务所中的覆盖率几乎高达100%。

申请试用



权威资料内容覆盖

判例	法规	期刊评论
<ul style="list-style-type: none">• 美国 (联邦&州) ,自1658年起• 英国, 自1865年起• 欧盟, 自1952年起• 澳大利亚, 自1903年起• 中国香港, 自1905年起• 加拿大, 自1825年起• 韩国	<ul style="list-style-type: none">• 美国, 1789年至今全文注释• 英国: 自1627年起 (全文整理)• 完整的欧盟法规• 中国香港, 自1997年起• 加拿大, 全文整理• 巴巴多斯• 开曼群岛• 韩国• 苏格兰	<p>近20个国家和地区, 超过1,500种带有ISSN的法学期刊与法学评论, 覆盖当今80%以上英文法学核心期刊</p> <ul style="list-style-type: none">• 《哈佛法律评论》• 《欧洲竞争法评论》• 《刑法报告》• 《McGill法律评论》• 《墨尔本大学法律评论》• 《香港法律期刊》

其他内容:

- 顶尖的诉讼资料
- 专著教材百科全书: 近30个国家和地区法律实务以及学术著述
- 词典: 独家完整收录布莱克法律大辞典第十一版

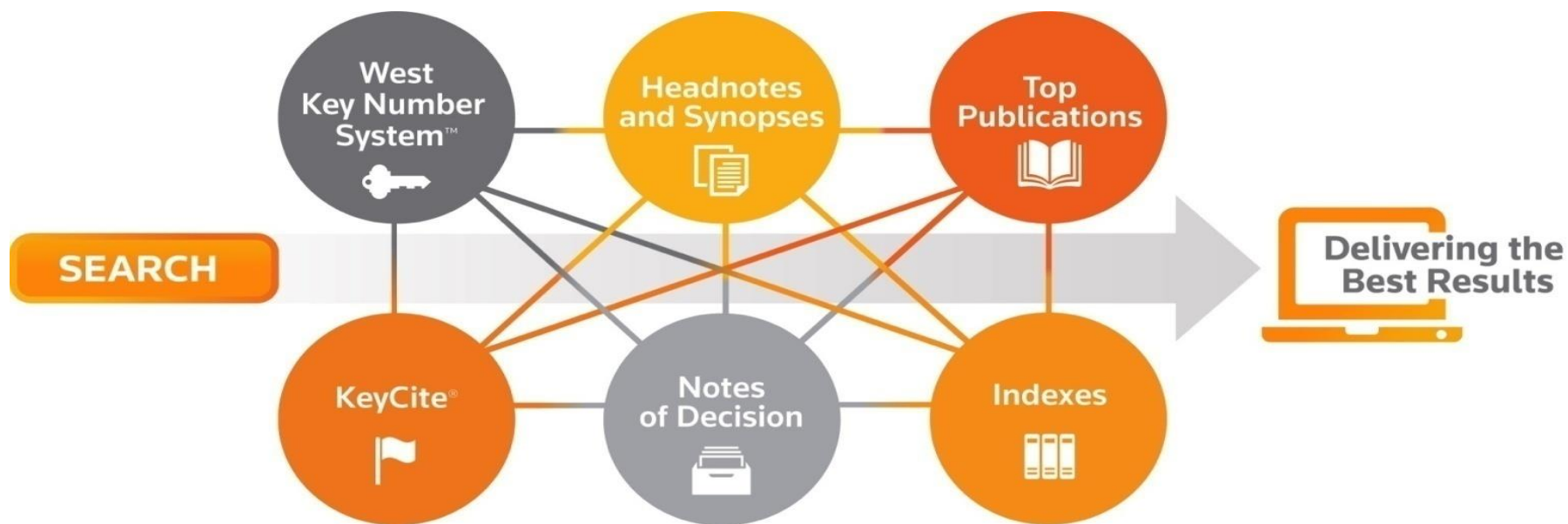
专业内容编辑整理

Key Number System – West 钥匙码系统是最令人推崇的美国法律分类系统，其将某一案例与美国所有法律中的相关内容相连接-我们核心的知识产权资产。

Headnotes – 判例摘要，我们的核心优势，Headnotes 让您轻松理解法律争议与法律之间的联系，理解判决的法律依据。

Keycite – 关键引用，目前业界最完整最准确最及时的更新引用服务。您可以通过使用Keycite来分辨一个判例或者成文法或者行政裁决是否仍是好法。

Notes of Decisions – 法律适用最完整和最准确的解释。



Westlaw Classic 主页

1 TRAINING ▾ Folders ▾ History ▾ Favorites ▾ Alerts ⓘ ⓘ

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2 Enter terms, citations, databases, anything ... All Federal 🔍 Advanced

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All Content Federal Materials State Materials Practice Areas Tools

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- 🔑 Topics & Key Numbers
- Trial Court Orders
- Statutes & Court Rules
- Regulations
- Administrative Decisions & Guidance
- Secondary Sources
- Forms
- Briefs
- Trial Court Documents
- Expert Materials
- Jury Verdicts & Settlements
- Proposed & Enacted Legislation
- Proposed & Adopted Regulations
- Arbitration Materials
- Civil Rights Legal Materials & News
- COVID-19 Legal Materials & News
- Dockets
- Court Wire Alerts Archive
- News
- Business Law Center
- Company Investigator
- Sample Agreements
- Legislative History
- Trial Transcripts & Oral Arguments
- Intellectual Property
- International Materials
- Directories

1. 个性化工具

2. West Search 检索框
(*首页检索框默认的检索范围是美国)

3. 子库 / 内容列表

West Search 检索框

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Trial Court Orders

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Administrative Decisions & Guidance

Secondary Sources

West Search 搜索类型	例子
引称检索法 (citation)	93 S.C.T. 1817 6 U.S.C.A. § 104 2018 WL 1384564
当事人名称检索法 (find by party name)	Citizens united v. federal election commission
关键引用 (keycite)	Keycite 93 sct 1817 or kc:93 sct 1817
出版物或者子数据库	Mn-st (可以检索到明尼苏达州的法令与法庭规定)
Boolean术语与连接符	Dedicate /s “private road” “public road”
描述型词语	Can a municipality be held liable for civil rights violations by its employees

布尔连接符的使用技巧

Westlaw支持使用Boolean术语与连接符的检索方式。您可以就相关的问题，输入问题中的术语，并采用连接符表达术语之间的特定关联。比如，您可以要求两个术语出现在同一句话或者同一段内容中。

- 为了使搜索结果更为精确，建议在输入搜索问题之前先选择司法辖区或者进入相关内容板块。
- 当没有与其他连接符和字段一同使用时，引号、连接号 (&)、空格都视为是描述性术语的一部分。如果希望针对某一特定语句进行搜索，请使用高级检索(Advanced Search)功能，或者仅使用AND或者OR连接词（无其他连接符、扩展符或文件字段）。

符号写法	作用	示例
&	两个词须在同一文件中	merger & acquisition
/s	两个词须在同一句子中	breach /s fundamentally
or 空格	其中一个词在文件中出现	landlord or landowner
+s	两个词在同一句子中，且第一个词出现在第二个之前	disclos! +s interest
/p	两个词须在同一段中	china /p anti-dump
“”	引号中的词被作为词组处理，不可分	“comparative negligence”
+p	两个词在同一段中，且第一个词出现在第二个之前	violate +p regulation
%	文件中不包括该符号后面的词，如有其它连接符，须在检索指令的最后使用该符号，以免排除掉相关文件	conspiracy % crim!
/n	两个词之间最多出入不超过n个词，n的个数值(1到255)	physical /3 injury
!	用在检索词尾部，检索不同结尾的词	negligen!，可以检索出negligence、negligent、negligently
+n	两个词之间最多不超过n个词，且第一个词先出现，n的个数值(1到255)	freedom +2 speech
*	用在检索词的中间或尾部，代替单个字母	wom*n,可以检索出woman、women
#	用在单数形式的检索词前，使检索结果限制为单数，不包括复数	#damage,只检索damage,不包括damages

West Search 检索结果

各种类型的资料均可通过左侧目录直接筛选和浏览最相关结果，如判例，成文法，二次资源等。



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All Content | patent punitive damages ▾

TRAINING ▾ | Folders ▾ | Hi

VIEW: «

Overview	15
Cases	2,701
🔑 Key Numbers	10
Trial Court Orders	127
Statutes & Court Rules	174
Regulations	50
Administrative Decisions & Guidance	10,000
Secondary Sources	3,611
Forms	159
Briefs	2,124
Trial Court Documents	10,000
Expert Materials	1,395
Jury Verdicts & Settlements	3,878
Proposed & Enacted Legislation	4,985
Proposed & Adopted Regulations	642
Arbitration Materials	4,102
All results	43,948

Overview (15)

Select all items | No items selected

Cases | [View all 2,701](#)

- Read Corp. v. Portec, Inc.**
United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 1992 WL 158788
- Tristrata Technology, Inc. v. ICN Pharmaceuticals, Inc.**
United States District Court, D. Delaware. | April 12, 2004 | 314 F.Supp.2d 356 | 2004 WL 869670

🔑 Key Numbers - Points of Law Found in Cases | [View all 10](#)

PATENTS

- 🔑 291-1918 Damages > Enhanced or punitive damages
- 🔑 291-1912 Damages > Elements, measure, and amount
- 🔑 291-1914 Damages > Reasonable royalty; hypothetical negotiation
- 🔑 291-1834 Weight and sufficiency > Profits and damages
- 🔑 291-1911 Damages > In general

West Search 检索结果

多维度过滤器 – 二次查询/筛选

NARROW:

Select Multiple Filters

Search within results

Jurisdiction

- Federal 6,528
- State 3,469
- Commonwealth Puerto Rico 2
- Tribal Little River Band Ottawa Trial Ct. 1

Date

All

Reported Status

- Reported 4,083
- Unreported 5,917

Topic

- Civil 9,153
- Intellectual Property 2,555
- Criminal 1,527

TRAINING Folders History Favorites Alerts

SSIC All Content apple All State & Federal

Cases (10,000)

1 - 20 Sort by: Relevance

1. **Floyd v. Amazon.com Inc.**
United States District Court, W.D. Washington
2024 WL 1533217

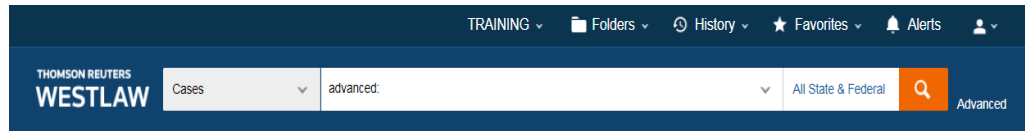
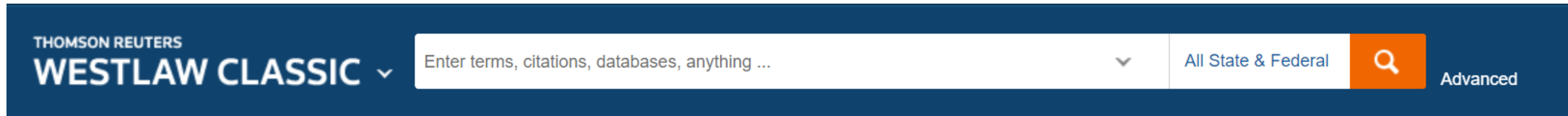
Relevance
Date
Most Cited
Most Used
Court Level
Term Frequency

PATENTS - Computers and Electronics. Expert's testimony regarding reasonable royalty rate for infringement of patent related to smartphone technology was admissible.

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- 检索结果智能排序：相关度、发布时间、引用次数等
- 检索结果过滤及筛选：显示较少/较多，多重过滤器
- 检索结果管理及交付：更新提醒、保存、下载、分享

West Search 高级检索



Home > Cases

Advanced Search: Cases

Use at least one field to create a Boolean Terms & Connectors query.

Find documents that have

All of these terms Term frequency

Any of these terms Term frequency

This exact phrase Term frequency

"Exclude documents" requires at least one additional field.

These terms

Document Fields (Boolean Terms & Connectors Only)

Date

Party Name

Citation

Synopsis

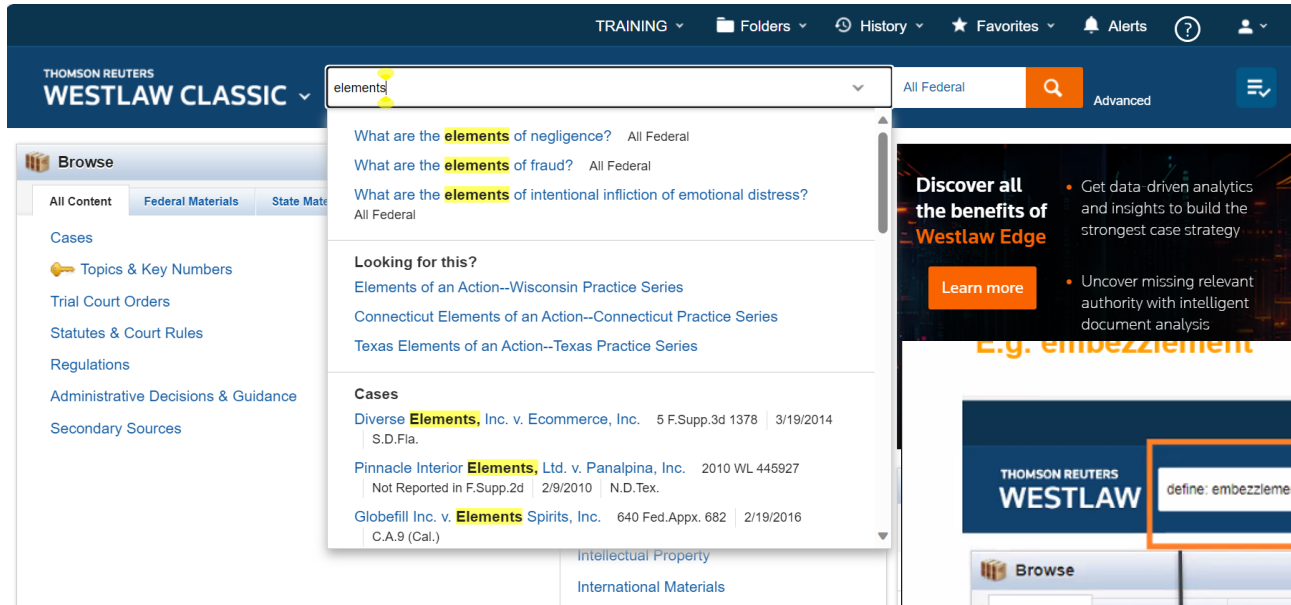


Connectors and Expanders

&	AND
/s	In same sentence
or	OR
+s	Preceding within sentence
/p	In same paragraph
""	Phrase
+p	Preceding within paragraph
%	But not
/n	Within n terms of
!	Root expander
+n	Preceding within n terms of
*	Universal character
#	Prefix to turn off plurals and equivalents

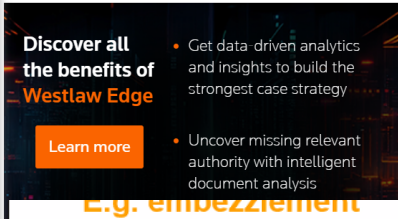
- ✓ 在首页中点击“Advanced”即可进入高级查询页面；
- ✓ 在各个子库中点击“Advanced”，即可进入各个子库的高级查询页面。前4个字段在各个高级查询页面均相同，其他字段，根据各个子库的特点，有所不同。

West Search 检索框



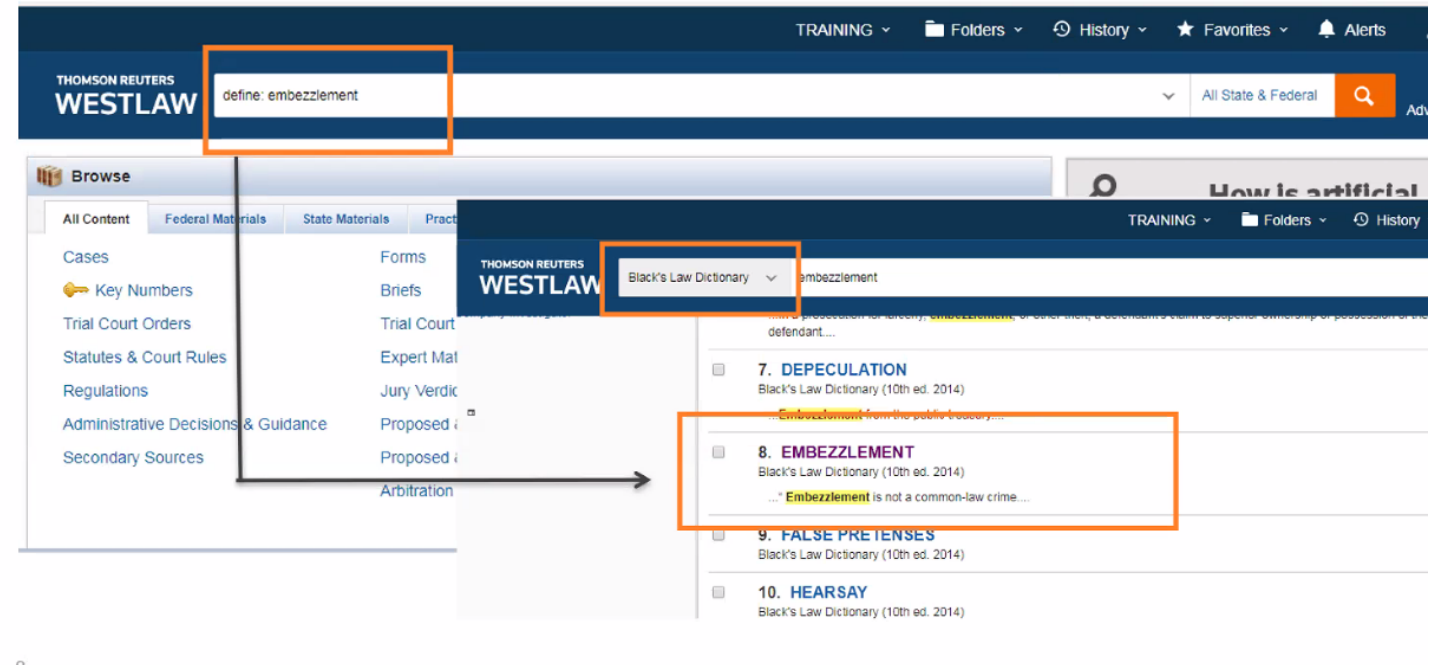
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- ✓包括与权威法院判决的链接
- ✓提示问题会出现在检索提示的上方



查找法律术语

在West Search中直接输入【define: 法律术语】即可直接进入布莱克法律大词典对该术语的查询结果。



判例检索结果

Keycite – 关键引用
通过使用Keycite来
分辨一个判例或者
成文法或者行政裁
决是否仍是好法。

Headnotes – 判例
摘要，让您理解法律
争议与法律之间的联
系，理解判决的法律
依据

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Read Corp. v. Portec, Inc.
United States Court of Appeals, Federal Circuit | July 10, 1992 | 970 F.2d 816 | 23 U.S.P.Q.2d 1426 (Approx. 25 pages)

Document Filings (15) Negative Treatment (147) History (23) Citing References (4,580) Table of Authorities Powered by KeyCite

Return to list 8 of 2,938 results Original terms

Synopsis
In action for infringement of **patents** for portable load... Delaware, *Jane R. Roth, J.*, 748 F.Supp. 1078, denied... and awarded treble damages and attorney fees. Defendant's... **patent** was infringed; (2) design **patent** was not infringed... unsupported.

Affirmed in part, reversed in part, vacated in part and remanded.

West Headnotes (23) Change View

1 Federal Courts
Party seeking to overturn jury verdict must establish that jury's findings of disputed material factual issues, presumed or expressed, are not supported by substantial evidence, or, if they were, that legal conclusions implied from jury's verdict cannot in law be supported by those findings.

[27 Cases that cite this headnote](#)

Key Number System
170B Federal Courts
170BXVII Courts of Appeals
170BXVII(K) Scope and Extent of Review
170BXVII(K)2 Standard of Review
170Bk3576 Procedural Matters
170Bk3598 Evidence
170Bk3598(9) Substantial evidence

黄色旗帜：表示有消极的判决历史记录，但是不足以推翻此判决


红色旗帜：表示该判例中至少有一个法律见解已经不是目前被接受的见解

蓝白条纹旗帜：表示该判决已经被上诉，提示之后会有新的判决产生


Key Number System – 钥匙
码系统是将法律概念或者法律
要点与具体案例相连接，您可
以快速定位到关注的法律要点
以及与之最相关的判例。


判例报告阅读

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 **Kelo v. City of New London, Conn.**
Supreme Court of the United States | June 23, 2005 | 545 U.S. 469 | 125 S.Ct. 2655 | 162 L.Ed.2d 439 | [See All Citations](#)

Document Filings (60) Negative Treatment (47) History (9) Citing References (6,726) ▾ Table of Authorities

 Superseded by Statute as Stated in [PBS Coals, Inc. v. Department of Transportation](#), Pa., January 20, 2021

 Original Image of 125 S.Ct. 2655 (PDF)

125 S.Ct. 2655
Supreme Court of the United States

Susette KELO, et al., Petitioners,
v.
CITY OF NEW LONDON, CONNECTICUT, et al.

No. 04-108
Argued Feb. 22, 2005.
Decided June 23, 2005. Rehearing Denied Aug. 22, 2005. See 545 U.S. 1158, 126

Synopsis
Background: Owners of condemned property challenged city's exercise of eminent domain power for public use. The Superior Court, Judicial District of New London, Corradino, J., granted partial relief. Appeals were taken. [The Supreme Court, Norcott, J., 268 Conn. 1, 843 A.2d 500](#), upheld takings. C

判例报告

KeyCite

查看此案的判决或裁决的效力状态

Document

包括KeyCite, Synopsis, headnotes, 钥匙码系统等基本信息, 及判例报告pdf文件

Filings

相关文件, 包括摘要及动议

Negative Treatment

对此案的判决或裁决结果形成负面引用的相关判例

History

此案的历史判决

Citing references

此案被哪些文献资料评论和引用

Table of Authorities

此案中讨论了哪些经典案例

与美国最高法院合作研发的Key Number System钥匙码系统 (Westlaw独有)

Home

West Key Number System ★ Add to Favorites

Search for Key Numbers relevant to your issue ⓘ

Q- Enter terms e.g., landlord duty of care to trespassers

Search

Jurisdiction selected: All State & Federal Change Jurisdiction

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291 PATENTS ★ Add to Favorites

- 1 ABANDONED AND LO
- 2 ABATEMENT AND REV
- 4 ABORTION AND BIRTH
- 5 ABSENTEES
- 6 ABSTRACTS OF TITLE
- 7 ACCESSION
- 8 ACCORD AND SATISF
- 9 ACCOUNT
- 10 ACCOUNT, ACTION OF
- 11 ACCOUNT STATED
- 11A ACCOUNTANTS
- 12 ACKNOWLEDGMENT
- 13 ACTION
- 14 ACTION ON THE CASE
- 15 ADJOINING LANDOWI
- 15A ADMINISTRATIVE LAW
- 16 ADMIRALTY
- 17 ADOPTION
- 18 ADULTERATION
- 20 ADVERSE POSSESSIC
- 21 AFFIDAVITS

I. IN GENERAL, k401-k420

- 🔑 401 In general
- 🔑 402 Relation to other forms of intellect
- + 🔑 403 Constitutional and statutory pr
- 🔑 408 Preemption
- + 🔑 409 Administrative agencies; Pate

II. PATENTABILITY AND VALIDITY, k

- + (A) IN GENERAL, k421-k440
- + (B) ELIGIBLE SUBJECT MATTER, k
- + (C) NOVELTY; ANTICIPATION, k48
- + (D) UTILITY, k651-k670
- + (E) OBVIOUSNESS; LACK OF INVI
- + (F) OTHER CHALLENGES TO VALI

III. PERSONS ENTITLED TO PATENT

- + (A) IN GENERAL, k851-k860
- (B) INVENTORSHIP AND PRIORIT
 - 🔑 861 In general
 - 🔑 862 Conception of invention
 - 🔑 863 Priority of filing applicator
 - 🔑 864 Diligence
 - 🔑 865 —In general; necessit
 - 🔑 866 —What constitutes dili
 - 🔑 867 —Suppression or con
 - 🔑 868 Excuses for delay
 - + 🔑 869 Reduction of inventor

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🔑866 —What const... Search k866 —What constitutes diligence All State & Federal

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Select Multiple Filters

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Key Number Select

Jurisdiction Federal 266

Date All

Select Multiple Filters

Search other sources:
News
Dockets
Intellectual Property
Public Records
Company Investigator

Specify Content to Search
Collapse All

Home > West Key Number System > 291 PATENTS > III. PERSONS ENTITLED TO PATENTS, k851-k900 > (B) INVENTORSHIP AND PRIORITY, k861-k890 > 🔑 864 Diligence

🔑 866 —What constitutes diligence (266) ★ Add to Favorites

Jurisdiction: All State & Federal Change

1 - 20 Sort by: Topic then Date

Select all items | No items selected

291 PATENTS (Up to 10,000)

- 291III Persons Entitled to Patents 7,488
- 291III(B) Inventorship and Priority 6,789
- 291🔑864 Diligence 685
- 291🔑866 What constitutes diligence 266

- 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

法典查询、法律解释与适用

§ 4811. Statement of policy
50 USCA § 4811 | United States Code Annotated | Title 50. War and National Defense | Effective: August 13, 2018 (Approx. 3 pages)

Document | Notes of Decisions (1) | History (186) | Citing References (56) | Context & Analysis (0) | Powered by KeyCite

Return to list | 4 of 67 results | Original terms | Go To

United States Code Annotated
Title 50. War and National Defense (Refs & Annos)
Chapter 58. **Export Control Reform**
Subchapter I. Authority and Administration of **Controls**

Proposed Legislation

Effective: August 13, 2018

50 U.S.C.A. § 4811

§ 4811. Statement of policy

[Currentness](#)

The following is the policy of the United States:

(1) To use **export controls** only after full consideration of the impact on the economy of the United States and only to the necessary--

(A) to restrict the **export** of items which would make a significant contribution to the military potential of any other country or combination of countries which would prove detrimental to the national security of the United States; and

(B) to restrict the **export** of items if necessary to further significantly the foreign policy of the United States or to fulfill its international obligations.

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Notes of Decisions

- 提供了法庭对法案条款适用的准确解释以及快速定位您需要关注的该条款涉及的最重要判例

History

- 立法进程，包括 graphic statute, versions, validity, editor's and revisor's note.

Citing Reference

- 此案被哪些文献资料评论和引用

Context & Analysis

- 探索相关文件

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Weil v. Carecore Nat., LLC
United States District Court, D. Colorado. | June 14, 2011 | 833 F.Supp.2d 1289 | 43 NDLR P 119 (Approx. 12 pages)

Document | Filings (3) | Negative Treatment (1) | History (3) | Citing References (31) | Table of Authorities | Powered by KeyCite

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Natasha WEIL, Plaintiff,
v.
CARECORE NATIONAL, LLC, a New York limited liability company, Defendant.

Civil Action No. 10-cv-00799-CMA-CBS
June 14, 2011

Hon. Christine M. Arguello
Dockets: 5004
Cases: 2926
Trial Court Documents: 193
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illeging retali... violation of Americans with Disabilities
ry judgment.

Holdings: The District Court, [Christine M. Arguello, J.](#), held that:
1 employee was not disabled under ADA, and any belief that she was disabled was unreasonable, and
2 reasonable employee would not have found employer's action to be materially adverse, precluding FMLA claim.

Motion granted.

West Headnotes (12)

1 Civil Rights

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Establishment of Qualified Individual
Element of ADA Employment
Discrimination Claim
Protected Activity Element of Title VII
Retaliation Claim

Labor and Employment
Time Off; Leave
Employee Family and Medical Leave Act

Secondary Sources
Establishing Employer's
Discriminatory Motive in Action to
Recover for Employer's Retaliation for
Employee's Exercise of Rights Under
Family and Medical Leave Act, in
Violation of s 105(a) of Act (29 U.S.C.A.
s 2615(a))
190 A.L.R. Fed. 491 (Originally published in
2003)
...The Family and Medical Leave Act (FMLA)

The Americans with Disabilities Act (ADA)

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4/29/2024 | REUTERS

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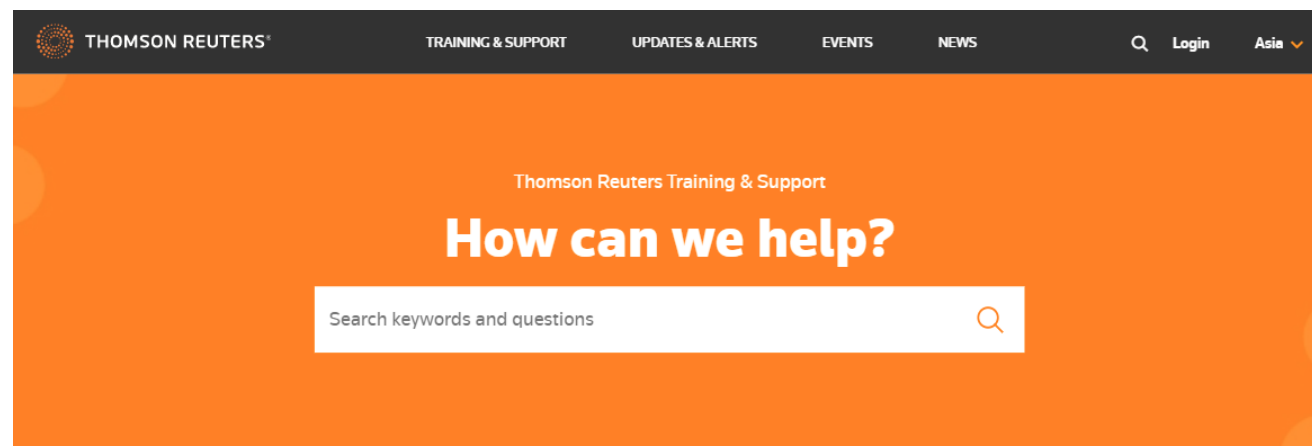
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