

Patent Resources on Practical Law

Below is a list of essential Practical Law resources to help law students and young associates get up to speed on the basics of practicing in the world of Trademarks. These helpful resources include:

- [Practice Notes](#): Plain language, how-to-guides.
- [Standard Documents](#): Sample templates of pleadings, motions, and other documents that include helpful drafting notes which provide guidance and direction.
- [Checklists and Flowcharts](#): Process oriented guides to give you a quick overview of required steps for various issues.

[Patent: Overview – Practice Note](#)

An overview of US patent law and outlines the policy and legal framework, the nature of patent protection, patent ownership, and the legal requirements and procedures for obtaining, enforcing, and exploiting patent rights.

[Patent-Eligible Subject Matter: Overview – Practice Note](#)

An overview of subject matter eligibility under Section 101 of the Patent Act. It sets out the framework for determining whether an invention is eligible for patent protection, focusing on computer-implemented and life-sciences inventions.

[Patent Infringement Claims and Defenses – Practice Note](#)

Learn more about direct and indirect infringement claims, claim construction, and key defenses under US patent law, as modified by the Leahy-Smith America Invents Act (AIA). It includes a brief discussion of procedural considerations, remedies, and alternative forums for patent dispute resolution, including post-grant and pre-issuance proceedings in the USPTO under the AIA.

[US Patent Application Prosecution Overview – Practice Note](#)

An overview of the general patent application filing and prosecution procedure in the US Patent and Trademark Office (USPTO) for a utility patent application.

[Leahy-Smith America Invents Act: Overview – Practice Note](#)

A summary of the key features of the Leahy-Smith America Invents Act (AIA), including changing the patent system from a first-to-invent to a first-inventor-to-file priority system, the scope of prior art used to determine patentability, the administrative procedures for challenging patentability, and changes to infringement defenses.

[Hatch-Waxman Act: Overview – Practice Note](#)

An overview of the Hatch-Waxman Act, formally known as the Drug Price Competition and Patent Term Restoration Act of 1984, P.L. 98-417. This Note also summarizes the relevant regulatory provisions concerning branded and generic drugs, including the drug approval process, exclusivities for both branded and generic drugs, patent term extension and patent litigation under the Hatch-Waxman Act.