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Affiliations

2023–Present AMERICAN UNIVERSITY WASHINGTON COLLEGE OF LAW, Assistant Professor.
2021–Present U.S. PATENT AND TRADEMARK OFFICE, Patent Public Advisory Committee.
2021–2023 CORNELL UNIVERSITY, Postdoctoral Fellow at Cornell Tech.
Advisor: Prof. James Grimmelmnn
2018–2022 R STREET INSTITUTE, Senior Fellow, Technology and Innovation Policy.

Education

2004–2007 HARVARD LAW SCHOOL: J.D.
2000–2004 HARVARD UNIVERSITY: A.B. Computer Science.

Work Experience

2013–2018 PUBLIC KNOWLEDGE, Director, Patent Reform Project.
2012–2013 COLORADO LAW SCHOOL, Research Fellow.
Advisors: Profs. Paul Ohm and James Grimmelmnn
2008–2012 KNOBBE MARTENS OLSON & BEAR, LLP, patent attorney.
2007–2008 LABMEETING.COM, INC., software developer.

Teaching

2024 Patent Law.
Contemporary Topics in Patent Law and Policy.
Property Law.
2023 Patent Law.
Intellectual Property Law.
2022 Content Moderation Reading Group, Cornell Tech, with James Grimmelmnn.

Admissions to Practice

District of Columbia; California (inactive); Supreme Court; D.C., Federal, Fourth, Ninth, and Eleventh Circuits; U.S. Patent and Trademark Office.

Law Review Articles

- 2024 *Certainly Uncertain: An Analysis of the Patent Eligibility Restoration Act of 2023*, 13 AM. U. BUS. L. REV. (forthcoming 2024) (with Joshua D. Sarnoff), [↗](#).
Examining Patent Eligibility, 97 ST. JOHN'S L. REV. 47 (2023), [↗](#).
Content Moderation on End-to-End Encrypted Systems: A Legal Analysis, 8 GEO. L. TECH. REV. 1 (2024) (with James Grimmelmann), [↗](#).
- 2023 *On the Appeal of Drug Patent Challenges*, 72 AM. U. L. REV. 1177 (2023), [↗](#).
Mandatory Infringement, 75 FLA. L. REV. 219 (2023), [↗](#).
- 2022 *Pharmaceutical Patent Two-Step: The Adverse Advent of Amarin v. Hikma Type Litigation*, 12 N.Y.U. J. INTELL. PROP. & ENT. L. 1 (2022) (with S. Sean Tu), [↗](#).
- 2021 *A Tale of Two Interoperabilities; Or, How Google v. Oracle Could Become Social Media Legislation*, 2021 CARDOZO L. REV. •NOVO 246, [↗](#).
Gene Patents, Drug Prices, and Scientific Research: Unexpected Effects of Recently Proposed Patent Eligibility Legislation, 24 MARQ. INTELL. PROP. L. REV. 139 (2021), [↗](#).
Hacking Antitrust: Competition Policy and the Computer Fraud and Abuse Act, 19 COLO. TECH. L.J. 313 (2021), [↗](#).
- 2020 *Who's Afraid of Section 1498? A Case for Government Patent Use in Pandemics and Other National Crises*, 22 YALE J.L. & TECH. 1 (2020) (with Christopher Morten), [↗](#).
Copyright in the Texts of the Law: Historical Perspectives, 9 N.Y.U. J. INTELL. PROP. & ENT. L. 191 (2020), [↗](#).
Of Monopolies and Monocultures: The Intersection of Patents and National Security, 36 SANTA CLARA HIGH TECH. L.J. 369 (2020), [↗](#).
- 2019 *Internet of Infringing Things: The Effect of Computer Interface Copyrights on Technology Standards*, 45 RUTGERS COMPUT. & TECH. L.J. 1 (2019), [↗](#).
- 2016 *Internet Freedom with Teeth*, 67 FLA. L. REV. F. 243 (2016), [↗](#).
- 2014 *Apply It to the USPTO: Review of the Implementation of Alice v. CLS Bank in Patent Examination*, 2014 PATENTLY-O PAT. L.J. 1, [↗](#).
- 2009 *Alternative Software Protection in View of In re Bilski*, 7 NW. J. TECH. & INTELL. PROP. 332 (2009) (with Lauren Katzenellenbogen & James Skelley), [↗](#).

Books

- 2024 THE BARONS AND THE MOB: ESSAYS ON CENTRALIZED PLATFORMS AND DECENTRALIZED CROWDS (Charles Duan & James Grimmelmann eds., 2024).

Books, continued

STEPHEN CLOWNEY ET AL., *OPEN SOURCE PROPERTY: AUWCL EDITION* (Charles Duan ed., 2024).

- 2016 PROTECTING PRIVACY, PROMOTING COMPETITION: A FRAMEWORK FOR UPDATING THE FEDERAL COMMUNICATIONS COMMISSION PRIVACY RULES FOR THE DIGITAL WORLD (Pub. Knowledge 2016) (with Harold Feld, John Gasparini, Tennyson Holloway & Meredith Rose), [↗](#).
- 2014 A FIVE PART PLAN FOR PATENT REFORM (Pub. Knowledge 2014), [↗](#).

Awards and Notable Citations

- Awards* Best Publication of 2023 on Antitrust and Intellectual Property, Jerry S. Cohen Memorial Fund Writing Award, for *Mandatory Infringement* (May 22, 2024).
- Supreme Court* Citation to *amicus* brief in *Google LLC v. Oracle Am., Inc.*, 141 S. Ct. 1183, 1203–04 (2021) (quoting brief to define key technological terminology).
- Citation to *amicus* brief in *Impression Prods., Inc. v. Lexmark Int’l, Inc.*, 581 U.S. 360, 371 (2017) (citing references identified in brief).
- Citation to *amicus* brief in *Halo Elecs., Inc. v. Pulse Elecs., Inc.*, 579 U.S. 93, 111, 114 (2016) (Breyer, J., concurring) (also discussed during oral argument).
- Appellate* Citation to *amicus* brief in *GlaxoSmithKline LLC v. Teva Pharms. USA*, 25 F.4th 949, 957 (Fed. Cir. 2022) (Prost, J., dissenting).
- Citation to *amicus* brief in *Am. Soc’y for Testing & Materials v. Pub.Res.Org, Inc.*, 896 F.3d 437, 453 (D.C. Cir. 2018) (majority op.).
- Citation to *amicus* brief in *id.* at 458 (Katsas, J., concurring) (relying on research presented in brief).
- Citation to *amicus* brief in *McRO, Inc. v. Bandai Namco Games Am. Inc.*, 837 F.3d 1299, 1315 (Fed. Cir. 2016).
- Citation to *amicus* brief in *Microsoft Corp. v. Motorola, Inc.*, 795 F.3d 1024, 1031, 1052 n.22 (9th Cir. 2015).
- District Court* Citation to *amicus* brief in *Intel Corp. v. Fortress Inv. Grp. LLC*, No. 3:19-cv-7651, at 17 n.12 (N.D. Cal. July 15, 2020).

Invited Congressional Testimony

- Senate* *The State of Patent Eligibility in America: Part I: Hearing Before the Subcomm. Intellectual Property S. Comm. Judiciary*, 116th Cong. (2019), [↗](#). Discussed in:
- KEVIN J. HICKEY, *PATENT-ELIGIBLE SUBJECT MATTER REFORM IN THE 116TH CONGRESS* (CRS, Report No. R45918, Sept. 17, 2019), [↗](#).
 - Megan Molteni, *Congress Is Debating—Again—Whether Genes Can Be Patented*, WIRED (June 5, 2019), [↗](#).
 - Kelly Servick, *Controversial U.S. Bill Would Lift Supreme Court Ban on Patenting Human Genes*, SCIENCE (June 4, 2019), [↗](#).

Invited Congressional Testimony, continued

House of Representatives *Intellectual Property and Strategic Competition with China: Part I: Hearing Before the Subcomm. Courts, Intellectual Property, & Internet H. Comm. Judiciary, 117th Cong. (2023), [↗](#).*

H.R. ____, the Targeting Rogue and Opaque Letters Act (TROL Act): Hearing Before the Subcomm. Commerce, Manufacturing & Trade H. Comm. Energy & Commerce, 114th Cong. (2015), [↗](#). Discussed in:

- Joe Mullin, *Reform Groups: Bill to Stop Patent Demand Letters Falls Short*, ARS TECHNICA (Apr. 22, 2015), [↗](#).

The Impact of Patent Assertion Entities on Innovation and the Economy: Hearing Before the Subcomm. Oversight & Investigations H. Comm. Energy & Commerce, 113th Cong. (2013), [↗](#).

Additional Research

Book Chapters *If Not Patents, Then Trade Secrets?, in RESEARCH HANDBOOK ON TRADE SECRECY IN DATA AND DATA INFRASTRUCTURE (Katherine Strandburg, Rochelle Dreyfuss & Christopher Morten eds., forthcoming 2024).*

Toward a Legal Framework for Patient Access to At-Home Health Care Device Data (with Christopher Morten), [↗](#), in DIGITAL HEALTH CARE OUTSIDE OF TRADITIONAL CLINICAL SETTINGS: ETHICAL, LEGAL, AND REGULATORY CHALLENGES AND OPPORTUNITIES 27 (I. Glenn Cohen et al. ed., 2024), [↗](#).

Patent Title Insurance, [↗](#), in HANDBOOK OF INTELLECTUAL PROPERTY RIGHTS AND INNOVATION 163 (Walter G. Park ed., 2024).

A Failure to Interoperate: The Lost Mars Climate Orbiter, in “YOU ARE NOT EXPECTED TO UNDERSTAND THIS”: HOW 26 LINES OF CODE CHANGED THE WORLD 113 (Torie Bosch ed., 2022), [↗](#).

White Papers *THE U.S. INTERNATIONAL TRADE COMMISSION: AN EMPIRICAL STUDY OF SECTION 337 INVESTIGATIONS (R St. Inst., Policy Study No. 246, Nov. 2021), [↗](#).*

PRODUCT HOPPING: FEDERAL AND STATE APPROACHES (R St. Inst., Policy Study No. 227, Mar. 2021), [↗](#).

BIOLOGICS PATENT LITIGATION: REFORMS FOR LOWERING DRUG PRICES (R St. Inst., Policy Study No. 220, Feb. 2021), [↗](#).

U.S. PATENTS AND COMPETITIVENESS WITH CHINA (R St. Inst., Short Study No. 67, Feb. 2019), [↗](#).

THE INTERNATIONAL TRADE COMMISSION’S AUTHORITY IN DOMESTIC PATENT DISPUTES (R St. Inst., Policy Study No. 147, June 2018) (with Bill Watson), [↗](#).

TELEMEDICINE: LESSONS FOR—AND FROM—EMERGING TECHNOLOGY POLICY (R St. Inst., Policy Study No. 139, Apr. 2018) (with Joe Kane & Caleb Watney), [↗](#).

Additional Research, *continued*

POLICY APPROACHES TO THE ENCRYPTION DEBATE (R St. Inst., Policy Study No. 133, Mar. 2018) (with Arthur Rizer, Zach Graves & Mike Godwin), [↗](#).

A WORLD ON NDN: AFFORDANCES & IMPLICATIONS OF THE NAMED DATA NETWORKING FUTURE INTERNET ARCHITECTURE (Named Data Networking, Technical Report No. NDN-0018, 2014) (with Katie Shilton, Jeff Burke, kc claffy & Lixia Zhang), [↗](#).

Law Blogs

USPTO Seeks Public Input on Patents and the Right to Research, INFOJUSTICE (July 10, 2024), [↗](#).

Who's Afraid of Section 1498?: Government Patent Use as Versatile Policy Tool, WRITTEN DESCRIPTION (Apr. 24, 2020) (with Christopher Morten), [↗](#).

Do Patents Protect National Security?, LAWFARE (July 12, 2019), [↗](#).

A Patent Dispute Tests the Administration's National Security Resolve, LAWFARE (Dec. 6, 2018), [↗](#).

Copyright Law Could Stop 3-D Printed Guns. Should It?, LAWFARE (Aug. 31, 2018), [↗](#).

A New Framework for the Encryption Debate, LAWFARE (Apr. 9, 2018), [↗](#).

Questions Congress Should Ask Mark Zuckerberg, LAWFARE (Apr. 5, 2018), [↗](#).

Are Patents Monopolies? It Depends on the Relevant Century, PATENTLY-O (Oct. 18, 2017), [↗](#).

A Definite Problem of Patent Law: Nautilus v. Biosig Instruments, JURIST PRO. COMMENT. (May 7, 2014), [↗](#).

The Real Results of Stock-Touting Spam, GTNEWS (Oct. 23, 2006), [↗](#).

Essays

Securing Patent Law, 11 BELMONT L. REV. 91 (2023), [↗](#).

Patents and the Common Good, 64 NEW ATLANTIS 75 (2021), [↗](#).

The Internet Will Not Be Lowercased, MEDIUM: PUB. KNOWLEDGE (June 2, 2016), [↗](#).

Congressional Statements

5G: National Security Concerns, Intellectual Property Issues, and the Impact on Competition and Innovation: Hearing Before the S. Comm. Judiciary, 116th Cong. (2019), [↗](#).

The Internet of Things: Hearing Before the Subcomm. Courts, Intellectual Property, & Internet H. Comm. Judiciary, 114th Cong. (2015), [↗](#).

Examining Recent Supreme Court Cases in the Patent Arena: Hearing Before the Subcomm. Courts, Intellectual Property, & Internet H. Comm. Judiciary, 114th Cong. (2015), [↗](#).

Amicus Curiae Briefs

Supreme Court *United States v. Arthrex, Inc.*, 141 S. Ct. 1970 (2021), for the Coalition Against Patent Abuse, [↗](#).

Van Buren v. United States, 141 S. Ct. 1648 (2021), for the R Street Institute, Public Knowledge, Lincoln Network, Engine Advocacy, the Innovation Defense Foundation, and the American Antitrust Institute, [↗](#).

Google LLC v. Oracle Am., Inc., 141 S. Ct. 1183 (2021), for the R Street Institute, Public Knowledge, and the Niskanen Center, [↗](#).

Georgia v. Pub.Res.Org, Inc., 140 S. Ct. 1498 (2020), for the R Street Institute, the Wikimedia Foundation, and Public Knowledge, [↗](#). Discussed in:

- Dennis Crouch, *Georgia v. Public Resource: Twenty-Five Centuries of History Reject the Foundation of Petitioners' Case*, PATENTLY-O (Oct. 15, 2019), [↗](#).
- Mark Walsh, *Open Access: SCOTUS Will Consider Whether Publishers Can Copyright Annotated State Codes*, ABA J. (Nov. 27, 2019), [↗](#).

Peter v. NantKwest, Inc., 140 S. Ct. 365 (2019), for the R Street Institute, [↗](#).

Return Mail, Inc. v. U.S. Postal Serv., 139 S. Ct. 1853 (2019), for the R Street Institute, [↗](#).

Helsinn Healthcare S.A. v. Teva Pharms. USA, Inc., 139 S. Ct. 628 (2019), for the R Street Institute and Engine Advocacy, [↗](#).

Oil States Energy Servs., LLC v. Greene's Energy Grp., LLC, 138 S. Ct. 1365 (2018), for Public Knowledge, the Electronic Frontier Foundation, Engine Advocacy, and the R Street Institute, [↗](#). Discussed in:

- Dennis Crouch, *Oil States Amicus Briefs Seek to Stabilize IPR Constitutional Footing*, PATENTLY-O (Nov. 1, 2017), [↗](#).

TC Heartland, LLC v. Kraft Foods Grp. Brands LLC, 137 S. Ct. 1514 (2017), for the Electronic Frontier Foundation and Public Knowledge, [↗](#). Discussed in:

- Joe Mullin, *Will the Supreme Court End the East Texas Patent Scam?*, ARS TECHNICA (Mar. 28, 2017), [↗](#).
- Chris Welch, *The US Supreme Court Just Made Life Much Harder for Patent Trolls*, THE VERGE (May 22, 2017), [↗](#).
- Dennis Crouch, *TC Heartland: Statutory Interpretation, Fairness, and E.D.Texas*, PATENTLY-O (Feb. 7, 2017), [↗](#).

Impression Prods., Inc. v. Lexmark Int'l, Inc., 581 U.S. 360 (2017), for Public Knowledge, the Electronic Frontier Foundation, AARP, AARP Foundation, Mozilla, and the R Street Institute, [↗](#). Discussed in:

- Kyle Wiens, *How a Supreme Court Ruling on Printer Ink Bolsters Your Digital Rights*, WIRED (June 1, 2017), [↗](#).
- Joe Mullin, *Supreme Court Overturns Lexmark's Patent Win on Used Printer Cartridges*, ARS TECHNICA (May 31, 2017), [↗](#).

Amicus Curiae Briefs, continued

- Thomas Claburn, *How Lexmark's Patent Fight to Crush an Ink Reseller Will Affect Us All*, THE REGISTER (Jan. 24, 2017), [↗](#).

SCA Hygiene Prods. Aktiebolag v. First Quality Baby Prods., LLC, 137 S. Ct. 954 (2017), for the Electronic Frontier Foundation and Public Knowledge, [↗](#). Discussed in:

- Ronald Mann, *Stakes Are High as Justices Consider Laches as a Bar to Patent Damage Suits*, SCOTUSBLOG (Oct. 25, 2016), [↗](#).

Star Athletica v. Varsity Brands, Inc., 137 S. Ct. 1002 (2017), for Public Knowledge, the International Costumers Guild, Shapeways, Inc., the Open Source Hardware Association, Formlabs Inc., Printbot Inc., the Organization for Transformative Works, the American Library Association, the Association of Research Libraries, and the Association of College and Research Libraries, [↗](#). Discussed in:

- Mike Masnick, *How a Supreme Court Case on Cheerleader Costumes & Copyright Could Impact Prosthetic Hands and Much, Much More*, TECHDIRT (July 26, 2016), [↗](#).
- Michael Weinberg, *Advocating for a Clear Test on Copyright and 3D Printed Objects*, SHAPEWAYS BLOG (July 26, 2016), [↗](#).
- Adam Longman, *Cheerleading in SCOTUS? The Uniforms Could Make It There*, GW INTELL. PROP. & ENT. L. BRIEF (Apr. 13, 2016), [↗](#).
- Michael Petch, *Intellectual Property & 3D Printing: A Changing Landscape*, 3D PRINTING INDUS. (July 19, 2016), [↗](#).
- *The Supreme Court Will Consider a Case About Cheerleading Uniforms*, MOTHERBOARD (July 29, 2016), [↗](#).
- Bill Donahue, *Amici Jump Into High Court's Apparel Copyright Case*, LAW360 (July 28, 2016), [↗](#).

Samsung Elecs. Co. v. Apple Inc., 137 S. Ct. 429 (2016), for Public Knowledge, the Electronic Frontier Foundation, the R Street Institute, the American Antitrust Institute, and IP Justice, [↗](#). Discussed in:

- Tony Dutra, *Gov't Tells High Court to Send Samsung, Apple Back to Court*, BLOOMBERG BNA (June 10, 2016), [↗](#).
- Kelly Knaub, *Feds Urge Justices to Ax \$400M Apple Win in Samsung Case*, LAW360 (June 9, 2016), [↗](#).

Cuozzo Speed Techs., LLC v. Lee, 579 U.S. 261 (2016), for Public Knowledge, [↗](#). Discussed in:

- Dennis Crouch, *Cuozzo v. Lee: The Problem of Standing*, PATENTLY-O (Mar. 30, 2016), [↗](#).
- Patrick Boyle, *Justices Pushed To Back PTAB's Broad Claim Construction*, LAW360 (Mar. 30, 2016), [↗](#).

Kirtsaeng v. John Wiley & Sons, Inc., 579 U.S. 197 (2016), for Public Knowledge, [↗](#).

Amicus Curiae Briefs, continued

Halo Elecs., Inc. v. Pulse Elecs., Inc., 579 U.S. 93 (2016), for Public Knowledge, the Electronic Frontier Foundation, and Engine Advocacy, [↗](#). Discussed in:

- Ryan Davis, *Calls For Bigger Patent Awards “Disastrous,” Justices Told*, LAW360 (Dec. 16, 2015), [↗](#).
- Ronald Mann, *Argument Analysis: Justices Unsettled on Standard for Enhanced Damages in Patent Cases*, SCOTUSBLOG (Feb. 24, 2016), [↗](#).

Spokeo, Inc. v. Robins, 578 U.S. 330 (2016), for Public Knowledge, [↗](#). Discussed in:

- Adam Sneed, *Tech Watches as SCOTUS Hears Spokeo Case*, POLITICO MORNING TECH (Nov. 2, 2015), [↗](#).
- Alison Frankel, *Pension, Patent Rights at Stake in SCOTUS Spokeo Case: New Briefs*, REUTERS (Sept. 9, 2015), [↗](#).

Kimble v. Marvel Ent., LLC, 576 U.S. 446 (2015), for Public Knowledge, [↗](#). Discussed in:

- Joe Mullin, *Supreme Court Mulls Lengthy Patent Deals in Spat over Spider-Man Toy*, ARS TECHNICA (Mar. 31, 2015), [↗](#).

Commil USA, LLC v. Cisco Sys., Inc., 575 U.S. 632 (2015), for Public Knowledge, the R Street Institute, the American Library Association, the Association of Research Libraries, the Association of College and Research Libraries, and the Center for Democracy and Technology, [↗](#). Discussed in:

- Joe Mullin, *If You Believe Enough, Can You Invalidate a Patent? Supreme Court to Decide*, ARS TECHNICA (Mar. 31, 2015), [↗](#).
- Jessica M. Karmasek, *Public Policy Groups Urge U.S. SC to Limit “Needless” Patent Infringement-Inducement Cases*, LEGAL NEWSLINE (Mar. 6, 2015), [↗](#).

Nautilus, Inc. v. Biosig Instruments, Inc., 572 U.S. 898 (2014), for the Electronic Frontier Foundation and Public Knowledge, [↗](#).

Alice Corp. Pty. Ltd. v. CLS Bank Int’l, 573 U.S. 208 (2014), for Public Knowledge and the Application Developers Alliance, [↗](#). Discussed in:

- Tim Cushing, *Public Knowledge Deflates Another Dubious Software Patent by Reducing It to Seven Lines of BASIC*, TECHDIRT (Mar. 3, 2014), [↗](#).
- Joe Mullin, *How Far Will the Supreme Court Go to Stop Patent Trolls?*, ARS TECHNICA (Mar. 31, 2014), [↗](#).

Supreme Court: Petition Stage *Teva Pharms. USA v. GlaxoSmithKline LLC*, No. 22-37 (U.S. July 11, 2022), for 42 Professors of Law, Economics, Business, and Medicine, [↗](#).

Comcast Corp. v. Int’l Trade Comm’n, 141 S. Ct. 133 (2020), for the R Street Institute, the Innovation Defense Foundation, Lincoln Network, and the Electronic Frontier Foundation.

Apple, Inc. v. VirnetX Inc., 140 S. Ct. 1122 (2020), for the R Street Institute, the Electronic Frontier Foundation, and Engine Advocacy, [↗](#).

Amicus Curiae Briefs, continued

Medtronic, Inc. v. Barry, 140 S. Ct. 869 (2020), for the R Street Institute, [↗](#).

Georgia v. Pub.Res.Org, Inc., 140 S. Ct. 1498 (2020), for the R Street Institute et al., [↗](#). Discussed in:

- *C-Span, Others Push Justices to Limit Copyright of Laws*, LAW360 (May 7, 2019), [↗](#).

Google LLC v. Oracle Am., Inc., 141 S. Ct. 1183 (2021), for the R Street Institute and Public Knowledge, [↗](#).

Mylan Pharms., Inc. v. UCB, Inc., 139 S. Ct. 1172 (2019), for the R Street Institute and Public Knowledge, [↗](#).

Samsung Elecs. Co. v. Apple Inc., 138 S. Ct. 420 (2017), for Public Knowledge, the Electronic Frontier Foundation, and Engine Advocacy, [↗](#). Discussed in:

- Giuseppe Macri, *Consumer Groups Ask Supreme Court to Hear Second Apple v. Samsung Patent Dispute*, INSIDESOURCES (Apr. 15, 2017), [↗](#).
- Mike Wuerthele, *Four Filings Exhort Supreme Court to Re-examine Apple vs. Samsung “Slide to Unlock” Patent Trial*, APPLEINSIDER (Apr. 13, 2017), [↗](#).

Google Inc. v. Arendi SARL, 137 S. Ct. 1329 (2017), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

TC Heartland, LLC v. Kraft Foods Grp. Brands LLC, 137 S. Ct. 1514 (2017), for the Electronic Frontier Foundation and Public Knowledge, [↗](#).

Google, Inc. v. Cioffi, 137 S. Ct. 620 (2017), for Public Knowledge and the Electronic Frontier Foundation.

Impression Prods., Inc. v. Lexmark Int’l, Inc., 581 U.S. 360 (2017), for Public Knowledge, the Electronic Frontier Foundation, and the R Street Institute, [↗](#). Discussed in:

- Adam Liptak, *Supreme Court to Hear Lexmark Patent Case*, N.Y. TIMES, Dec. 2, 2016, at B5, [↗](#).
- Lorraine Bailey, *High Court to Decide Whether Patent Rights Extend Abroad*, COURTHOUSE NEWS SERV. (Dec. 5, 2016), [↗](#).
- Dani Meyer, *Nonprofits Urge High Court To Hear Patent Exhaustion Suit*, LAW360 (Apr. 21, 2016), [↗](#).
- Cory Doctorow, *Printer Ink Wars May Make Private Property the Exclusive Domain of Corporations*, BOING BOING (Apr. 21, 2016), [↗](#).

Star Athletica v. Varsity Brands, Inc., 137 S. Ct. 1002 (2017), for Public Knowledge, the Royal Manticoran Navy, and the International Costumers Guild, [↗](#).

Vermont v. MPHJ Tech. Invs., LLC, 136 S. Ct. 1658 (2016), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

Samsung Elecs. Co. v. Apple Inc., 137 S. Ct. 429 (2016), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

Amicus Curiae Briefs, continued

Nautilus, Inc. v. Biosig Instruments, Inc., 136 S. Ct. 569 (2015), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

K/S HIMPP v. Hear-Wear Techs., LLC, 135 S. Ct. 1439 (2015), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

Google, Inc. v. Oracle Am., Inc., 135 S.Ct. 2887 (2015), for Public Knowledge, [↗](#). Discussed in:

- Mike Masnick, *Computer Scientists, Legal Experts Explain to Supreme Court Why APIs Are Not Copyrightable*, TECHDIRT (Nov. 10, 2014), [↗](#).

Nautilus, Inc. v. Biosig Instruments, Inc., 572 U.S. 898 (2014), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

WildTangent, Inc. v. Ultramercial, LLC, 573 U.S. 2870 (2013), for Public Knowledge, [↗](#). Discussed in:

- Tim Cushing, *Amicus Brief from Public Knowledge Distills Ultramercial’s “Complex” Patent to 16 Lines of Code*, TECHDIRT (Sept. 26, 2013), [↗](#).

Appellate

Amarin Pharma, Inc. v. Hikma Pharms. USA Inc., No. 23-1169 (Fed. Cir. Aug. 22, 2024), for 15 Scholars of Law and Medicine, [↗](#).

Carroll Shelby Licensing Inc. v. Halicki, Nos. 23-3731, -4008 (9th Cir. filed Nov. 21, 2023), for 20 Professors of Law and Public Knowledge, [↗](#).

Green v. U.S. Dep’t of Just., No. 23-5159 (D.C. Cir. July 13, 2023), for Public Knowledge, the Digital Right to Repair Coalition, Software Freedom Conservancy, iFixit, the Open Source Hardware Association, and Scholars of Property and Technology Law, [↗](#).

Am. Soc’y for Testing & Materials v. Pub.Res.Org, Inc., 82 F.4th 1262 (D.C. Cir. 2022), for Former Government Publishing Officials Raymond A. Mosley and Robert C. Tapella, [↗](#).

GlaxoSmithKline LLC v. Teva Pharms. USA, 25 F.4th 949 (Fed. Cir. 2022), for 14 Professors of Law, [↗](#).

Fed. Trade Comm’n v. Qualcomm Inc., 969 F.3d 974 (9th Cir. 2020), for the R Street Institute, [↗](#).

Trimble, Inc. v. PerDiemCo LLC, 997 F.3d 1147 (Fed. Cir. 2021), for the R Street Institute et al., [↗](#).

St. Regis Mohawk Tribe v. Mylan Pharms., Inc., 896 F.3d 1322 (Fed. Cir. 2018), for the R Street Institute and the Electronic Frontier Foundation, [↗](#). Discussed in:

- Dani Kass, *DOJ, Microsoft Urge Fed. Circ. To Find Tribes Can Face IPRs*, LAW360 (May 16, 2018), [↗](#).

Cisco Sys., Inc. v. Arista Networks, Inc., No. 17-2145 (Fed. Cir. Dec. 23, 2017), for Public Knowledge, [↗](#).

Amicus Curiae Briefs, continued

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Code Revision Comm’n ex rel. Gen. Assembly v. Pub.Res.Org, Inc., 906 F.3d 1229 (11th Cir. 2018), for Public Knowledge, the American Library Association, the Association of Research Libraries, the Association of College and Research Libraries, the Organization for Transformative Works, the Institute of Intellectual Property and Social Justice, and Forty-One Librarians and Professors of Law, [↗](#).

BMG Rts. Mgmt. (US) LLC v. Cox Commc’ns, Inc., 881 F.3d 293 (4th Cir. 2018), for Public Knowledge, the Electronic Frontier Foundation, and the Center for Democracy and Technology. Discussed in:

- Wendy Davis, *Broadband Providers, Digital Rights Groups Back Cox in Copyright Battle*, MEDIAPOST (Nov. 17, 2016), [↗](#).
- Bill Donahue, *Telecom, Consumer Groups Back Cox On DMCA Safe Harbor*, LAW360 (Nov. 15, 2016), [↗](#).

FTC v. AT&T Mobility LLC, 883 F.3d 848 (9th Cir. 2018), for Public Knowledge, [↗](#).

Williams v. Gaye, 895 F.3d 1106 (9th Cir. 2018), for Public Knowledge, [↗](#). Discussed in:

- Daniel Sanchez, *Public Knowledge to 9th Circuit Court in Defense of Blurred Lines Appeal: Borrowing is a Part of Music*, DIGIT. MUSIC NEWS (Aug. 31, 2016), [↗](#).
- Eriq Gardner, *Marvin Gaye Family Defends “Blurred Lines” Trial Outcome to Appeals Court*, HOLLYWOOD REP. (Dec. 22, 2016), [↗](#).

In re Marten Transp., Ltd., No. 16-108 (Fed. Cir. Jan. 11, 2016), for Public Knowledge and the Electronic Frontier Foundation, [↗](#).

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