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Fresh From the Bench: Precedential Patent Cases From the Federal Circuit

JD Supra

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In *EmeraChem v Volkswagen* the Circuit reverses a determination of obviousness because the Board did not provide the patentee with an adequate opportunity to address a prior art reference that formed a principal basis for its obviousness ruling. The Circuit affirms the invalidation of three Cleveland Clinic patents in *Cleveland Clinic Foundation v. True Health*, ruling that claims directed to diagnostic tests merely recite laws of nature. In *Outdry v. Geox*, the Circuit affirms a Board holding that claims of Outdry's patent directed to methods for waterproofing leather would have been obvious.

Related People



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