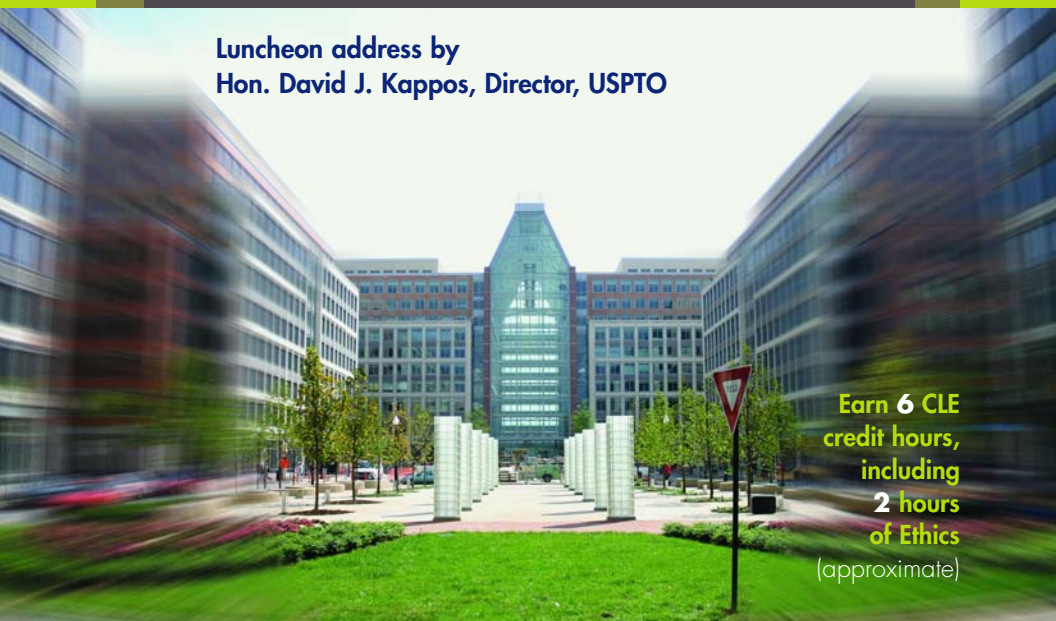




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## 20<sup>TH</sup> Annual Conference on USPTO Law and Practice

Luncheon address by  
Hon. David J. Kappos, Director, USPTO

A blurred, wide-angle photograph of a modern building courtyard. The image shows a central green lawn area with a paved walkway leading towards a large, multi-story building with a glass facade. The buildings on either side are also modern, with many windows. The image is intentionally blurred to create a sense of motion and activity.

**Earn 6 CLE  
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2 hours  
of Ethics  
(approximate)**

# PTO Day

**December 7, 2009**  
**Washington, D.C.**

Ronald Reagan Building and  
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*Details on page 9*



A one-day program presented by  
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with the U.S. Patent and Trademark Office

20th Annual Conference on  
U.S. Patent and Trademark  
Office Law and Practice

Ronald Reagan Building and  
International Trade Center  
Washington, D.C.

# PTO Day

December 7, 2009  
Washington, D.C.

**PTO Day** brings together experts from the USPTO and the private bar to discuss current developments. The objective for the conference is to present high quality education and to promote continuing government-private sector dialogue on intellectual property rights.

The one-day program has more than 50 speakers in two general morning sessions and seven afternoon breakouts. The luncheon features an address by **The Honorable David J. Kappos**, Director of the U.S. Patent and Trademark Office.

The breakout sessions are 90 minutes in length, except for the Ethics breakout, which runs for two hours. Speakers will prepare materials for distribution to participants.

## WHO SHOULD ATTEND:

Attorneys in corporations and universities  
Attorneys in private practice  
Attorneys with government agencies  
Law office administrators and paralegals  
Professors and law students

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# Schedule of Events

# PTO Day

## Monday, December 7

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7:45AM **REGISTRATION & CONTINENTAL BREAKFAST**

8:45AM–10:15AM **CONCURRENT GENERAL SESSIONS**

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### **PATENT**

#### **Quality Initiatives and Measurement**

Margaret "Peggy" Focarino, *Deputy Commissioner for Patents  
USPTO, Alexandria, VA*

#### **Compact Prosecution**

Aaron Brodsky, *Sun Microsystems, Inc., Broomfield, CO*  
Pete G. Pappas, *Sutherland Asbill & Brennan LLP, Atlanta, GA*

#### **Hidden Problems in PCT Cases**

Richard B. Lazarus, *Barnes & Thornburg LLP, Washington, DC*

### **TRADEMARK**

#### **State of Trademark Office**

Lynne G. Beresford, *Commissioner for Trademarks  
USPTO, Alexandria, VA*

#### **Practitioner Pitfalls: Avoiding Common Missteps and Mistakes When Using the USPTO's Trademark Electronic Application System (TEAS)**

Craig K. Morris, *USPTO, Alexandria, VA*

#### **Discussion of the Bose Decision on Fraud**

Susan J. Hightower, *Pirkey Barber LLP, Austin, TX*

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10:15AM–10:30AM **COFFEE BREAK**

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continued ➤

10:30–11:45AM

**CONCURRENT GENERAL SESSIONS****PATENT****Moderator:**

Stephen G. Kunin, *Oblon, Spivak, McClelland, Maier & Neustadt, PC, Alexandria, VA*

**Discussion of *Bilski* Post U.S. Supreme Court Argument**

Raymond T. Chen, *Solicitor, USPTO, Alexandria, VA*

J. Michael Jakes, *Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, Washington, DC*

**Discussion of Section 101 Examination Instructions**

Andrew Hirshfeld, *Acting Associate Commissioner for Patent Examination Policy, USPTO, Alexandria, VA*

Ankur D. Shah, *Freddie Mac, McLean, VA*

**TRADEMARK****Trademarks in the Virtual World**

Mark Traphagen, *Traphagen Law PLLC, Washington, DC*

**Recent Decisions Affecting Trademark Practice**

J. David Mayberry, *Kilpatrick Stockton LLP, Washington, DC*

**Potential Changes to the Madrid Protocol**

Sharon Marsh, *USPTO, Alexandria, VA*

12:00NN – 1:30PM

**LUNCHEON****Address by:**

**Hon. David J. Kappos**

*Director, U.S. Patent and Trademark Office, Alexandria, VA*



David Kappos is the Under Secretary of Commerce for Intellectual Property and Director of the USPTO. Over a twenty-year career, David Kappos has accrued deep knowledge of the patent system. Most recently, he was the vice president and assistant general counsel for intellectual property at IBM. Specifically, Mr. Kappos managed IBM's patent and trademark portfolios – protecting and licensing intellectual property worldwide. Recently, Mr. Kappos has served as Vice President and Member of the Board of Directors of the Intellectual Property Owners Association and served on the IPO Education Foundation Board of Directors.

1:45PM–3:15PM

**CONCURRENT BREAKOUT SESSIONS****BREAKOUT I****USPTO Patent Examining Practice Update – Including Q&A  
CHEMICAL/BIOTECH****Moderator:**

Bruce Kisliuk, *USPTO, Alexandria, VA*

**Speakers:**

Sharon Gibson, *USPTO, Alexandria, VA*

Gary Jones, *USPTO, Alexandria, VA*

John LeGuyader, *USPTO, Alexandria, VA*

Jacqueline Stone, *USPTO, Alexandria, VA*

Remy Yucel, *USPTO, Alexandria, VA*

**BREAKOUT II****USPTO Patent Examining Practice Update – Including Q&A  
MECHANICAL****Moderator:**

Robert Oberleitner, *USPTO, Alexandria, VA*

**Speakers:**

Wynn Coggins, *USPTO, Alexandria, VA*

Donald Hajec, *USPTO, Alexandria, VA*

Fred Schmidt, *USPTO, Alexandria, VA*

Robert Olszewski, *USPTO, Alexandria, VA*

Karen Young, *USPTO, Alexandria, VA*

**BREAKOUT III****USPTO Patent Examining Practice Update – Including Q&A  
ELECTRICAL/COMPUTER/SOFTWARE****Moderator:**

Andrew Faile, *USPTO, Alexandria, VA*

**Speakers:**

John Cabeca, *USPTO, Alexandria, VA*

Jim Dwyer, *USPTO, Alexandria, VA*

Wendy Garber, *USPTO, Alexandria, VA*

Valencia Martin-Wallace, *USPTO, Alexandria, VA*

Wanda Walker, *USPTO, Alexandria, VA*

continued ➤

1:45PM–3:15PM

**CONCURRENT BREAKOUT SESSIONS** *(cont.)***BREAKOUT IV****Examination Practice: Overview of TMEP Changes in the 6th Edition****Recent Examination Guides**

- Examination Procedures for §2(a) and §2(e)(3) Deceptiveness Refusal for Geographic Marks
- Procedures for §2(a) Deceptiveness Refusals for Non-geographic Marks
- Letters of Protest in Pending Trademark Applications

Andrew Benzmillar, *USPTO, Alexandria, VA*Catherine Cain, *USPTO, Alexandria, VA*Cynthia Lynch, *USPTO, Alexandria, VA*Janice O'Lear, *USPTO, Alexandria, VA*Hope Slonim, *USPTO, Alexandria, VA*

3:15PM–3:30PM

**COFFEE BREAK**

3:30PM–5:00PM

**CONCURRENT BREAKOUT SESSIONS****BREAKOUT V****Post Examination Proceedings****Interferences & Board Update**Hon. Michael R. Fleming, *USPTO, Alexandria, VA***Reexamination (Inter Partes/Ex Parte)**Donna M. Meuth, *Eisai Pharmaceuticals, Boston, MA*Gregory Morse, *USPTO, Alexandria, VA*Bruce Stoner, *Greenblum & Bernstein, PLC, Reston, VA***Patent Term Adjustment**J. Eric Thies, *Merck & Co., Inc., Rahway, NJ***BREAKOUT VI****Moderator:**Allison Strickland, *Fross Zelnick Lehrman & Zissu, P.C., New York, NY***TTAB: Use of Phone Conferences with Interlocutory Attorneys for Discovery and Motions**Jennifer Krisp, *USPTO, Alexandria, VA***Probative Value of Third-Party Registrations**Michael E. Hall, *Law Offices of Michael E. Hall, Fairfax, VA*Hon. James Walsh, *USPTO, Alexandria, VA***BREAKOUT VII** *(Note: This session will end at 5:30PM)***Confidentiality and Candor In Practice Before The PTO**Prof. David Hricik, *Mercer University School of Law, Macon, GA*J. Timothy Meigs, *BD Technologies, Research Triangle Park, NC*Joseph R. Condo, *Woodcock Washburn, LLP, Philadelphia, PA***A Review of Recent Cautionary Tales**Harry I. Moatz, *USPTO, Alexandria, VA*

5:00PM

**ADJOURNMENT****2009 PTO Day Conference Sponsors***Computer Packages Inc***ATTEND IN PERSON OR  
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# PTO Day

December 7, 2009  
Washington, D.C.

## Can't Attend In Person? Register for a Live Webcast.

The Foundation is offering a live Webcast of the **morning patent and trademark sessions** (8:45AM–11:45AM ET) plus the **luncheon address by Hon. David J. Kappos** (1:00PM–1:30PM ET).

Registrants will be able to view the speakers and presentations on a split screen and will be able to submit questions to the panelists in real time.

**Cost:** The cost to join the live Webcast is **\$250 per person** for either the patent **OR** the trademark general sessions. The fee includes access to the luncheon address. The luncheon address will not be sold separately.

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For attorneys attending the conference in person, CLE credit is being requested in every state that has a mandatory CLE requirement in which a registered attendee is licensed. The number of credit hours will vary depending on the requirements of the individual state.

IPO expects several states will award **6 hours for PTO Day, including 2 hours of ethics and/or professionalism**. Some states may not approve this course for credit.

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Washington, DC 20005

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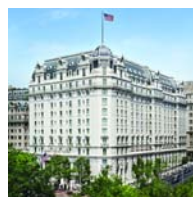
**Conference Location**

Ronald Reagan Building and  
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1300 Pennsylvania Ave. NW  
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**Hotel Information**

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IPO Foundation has reserved a block of rooms at the Willard InterContinental. The group rate is \$269 single/double per night plus current sales taxes and fees. To be assured of a room at the group rate, you must make your reservation directly with the hotel and reference "IPO". This rate is available until the room block is sold out, or until **November 4, 2009**, whichever comes first.

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Any cancellation received before **November 23, 2009** will be subject to a \$100 processing fee. No refunds will be given for cancellations received on or after **November 23**. These deadlines for cancellation apply to all registrants. Course materials on CD-ROM will be sent to those unable to attend, but who cancel on or after November 23. If a registrant is unable to attend, another person may substitute upon written request. Please note that fees are not transferable to another IPO or Foundation meeting.

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**Afternoon Breakout Sessions:** (please select one breakout per time period)

1:45PM–3:15PM: ☐ Breakout I ☐ Breakout II ☐ Breakout III ☐ Breakout IV

3:30PM–5:00PM: ☐ Breakout V ☐ Breakout VI ☐ Breakout VII

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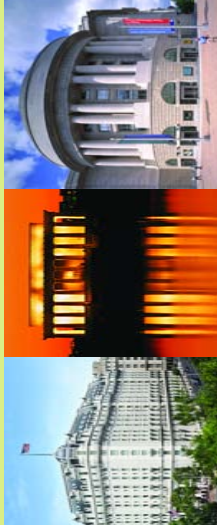


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