



MEETING RECAP

THE PAULINE NEWMAN IP AMERICAN INN OF COURT

OCTOBER 15, 2014

The second meeting of the 2014/2015 year of the Pauline Newman IP American Inn of Court took place in at the Court of Appeals for the Federal Circuit in Washington, DC on October 15, 2014. This was a joint meeting with the Giles S. Rich American Inn of Court. The program was titled "*Alice and Section 101.*"

Prior to the main program, the attendees enjoyed socializing and refreshments, which were provided by the Rich Inn.



The Honorable Tereas Stanek Rae and Judge Newmann provided some introductory comments, and Ms. Rae Fischer of the Rich Inn then provided comments regarding the Pegasus Scholarship, in which two barristers are accepted to study the U.S. legal system for six weeks and in which two attorneys are sent to the U.K. to study their legal system for six weeks.





The main program took place from 6:15 PM to 7:30 PM and included a joint talk by Mr. Constantine Trela of Sidley Austin, who was co-counsel on the brief for *Alice*, and Mr. Mark Perry of Gibson, Dunn & Crutcher, who argued for CLS Bank, regarding the oral argument in *Alice* before the Supreme Court. The speakers provided an interesting behind-the-scenes look at their preparations for oral argument, insights into the governing law, and execution of their strategies during oral argument.

Those speakers were then joined in a panel discussion by Mr. Nathan Kelly, USPTO Solicitor, Mr. James Crowne of the AIPLA, and Ms. Linda Thayer of Finnegan Henderson, in which they entertained questions from the audience and discussed implications of *Alice*. The panel discussion was moderated by Judge Bruce Wieder. Topics addressed by the panel included whether and how *Alice* changed the law on eligible subject matter, what constitutes an “abstract” idea, the how the USPTO’s examination for subject matter eligibility may evolve in view of *Alice*.





Following the main program, the attendees enjoyed hors d'oeuvres provided by the Rich Inn, along with additional discussion and socializing.

Respectfully submitted,

Doug Pearson
Secretary