

## Potentially Privileged Documents

- A. Invention Disclosure Form showing, *inter alia*, that the most effective combination for inducing song of the Ballad genre is the Kerner variety grape in combination with tongue of dog, whereas song of the Blues genre are best induced using Kerner grapes with toe of frog. (None of this is disclosed in the specification).
- B. Email string between prosecuting patent attorney and inventor Baccus discussing social engagement at which Baccus served his guests a potion falling within the scope of claim 1 more than one year prior to the filing date. Sir Batten and Ms. Thurlow were cc addressees on the messages.
- C. Written opinion of patent prosecution counsel on the scope and probable claim construction of claim 1, shared with trial counsel before filing the complaint. Sir Batten and Ms. Thurlow have read this opinion.

*Barrister:* “Say now, Lad. Having observed me depose yon Patent Solicitor, what think you of the process?”

*Apprentice:* “On my casket, Sir, I will warrant that it was filled with sound and fury, but what doeth it signify?”

# PLAYBILL

Benjamin Franklin American Inn of Court

October 18, 2011

Drexel University, Earle Mack School of Law

## Deposition Preparation for Patent Attorneys

“Depose me? if thou dost it half so gravely, so majestically, both in word and matter, hang me up by the heels for a rabbit-sucker or a poulter's hare.”

*Henry IV, Part I, Act II, scene iv*



Directed by John Marshall

United States Patent      Patent No.: US 8,765,432

**POTION FOR INDUCEMENT OF SONG**

Inventor:    **Samuel B. Baccus**  
Assignee:   **Wizzet Winery Ltd.**

I claim:

1. A potion for the inducement of song, said potion comprising:

fermented grape juice;

one or more mood enhancers selected from the group consisting of fillet of a fenny snake, eye of newt, toe of frog, wool of bat, tongue of dog; adder's fork, and blind-worm's sting, lizard's leg, and howlet's wing; and

wherein such ingredients are blended in a double cauldron stirred by a plurality of witches employing a means for causing agitation.

**CAST**

*Act I      Prepare for WHAT?*

Sir Walter Batten, proprietor of Wizzet Winery	George Frank
Samuel Baccus, Inventor	Gerry Kita
Giselle Thurlow, in-house counsel at Wizzet	Justine Leach

*Act II      Preview of Disaster*

Daniel Bull, Wizzet trial counsel	Peter Mlynek
John Falstaff, Patent Lawyer Witness	Bruce Chasan
Merry Prince, deposing counsel	Yoninah Orenstein

*Act III      Melody on the Vine*

Norman Badger, Wizzet trial counsel	Paul Suchecki
Holly Bolinbroke, Patent Lawyer Witness	Laura Gordon
Percy Hotspur, deposing counsel	Matthew Leaper

*"Good wine is a good familiar creature if it be well used."*  
OTHELLO, Act 2, Scene 3.