In honor of James E. Brookshire upon his retirement as its longest serving Executive Director (2003-2020), the Federal Circuit Bar Association® Charitable and Educational Fund announces an endowment to promote respect for the rule of law, high level thought, and civil discourse among members of the bench and bar on complex legal and policy matters affecting the Federal Circuit community.

Please go to https://fedcirbar.org/About-FCBA/Endowment to make a donation to the James E. Brookshire Endowment.
The FCBA is saddened by the passing of Joseph V. Kaplan, Founding Principal of Passman & Kaplan, P.C., who died April 22, 2020 as a victim of the coronavirus pandemic at age 66.

A Philadelphia native, Mr. Kaplan spent his entire legal career of over 40 years defending the rights of employees. He first started working in labor law in 1978 while also studying for his LLM. After receiving his LLM, Mr. Kaplan started work in July 1979 with the National Treasury Employees Union (NTEU). He stayed at NTEU for seven years, rising to the position of Assistant Director of Negotiations. In August 1986, he started his professional association with Ed Passman, joining the former firm of Passman and Broida as an associate. Mr. Kaplan left Passman and Broida in 1989 to start his own law practice.

On January 1, 1990, Mr. Kaplan and Ed Passman founded the firm of Passman & Kaplan, P.C. as Founding Principals. Over the following 30 years, Mr. Kaplan tirelessly fought for employees and unions, including winning a number of precedent-setting victories for clients. He also mentored a generation of federal employment lawyers, with the rolls of current and former P&K attorneys who he taught now making a mark in legal practice nationwide.

Mr. Kaplan was a widely published author in the field of federal employment law. He was the principal author of all three editions of Passman & Kaplan’s Federal Employees Legal Survival Guide, as well as co-author of Litigating Federal Sector Employment and Labor Disputes: A Practitioner’s Handbook and author of many other publications. He was a highly-sought lecturer on federal employment law issue, including frequently speaking at NELA conferences, the EEOC’s EXCEL conference, the FDR training conference, and various Society of Federal Labor and Employee Relations Professionals (SFLERP) conferences. Mr. Kaplan was an Adjunct Professor at American University’s Washington College of Law and an Adjunct Instructor with American University’s Department of Public Administration and Policy; he also served previously on the faculty of Central Michigan University.

Sources: Passman & Kaplan, P.C. and washingtonpost.com
VIRTUAL NETWORKING

SEPTEMBER 24, 2020 | 4:00 PM ET

The Federal Circuit Bar Association® (FCBA) is pleased to introduce our exciting new Virtual Networking Program! Explore leading-edge matters across the Federal Circuit community, by engaging in online networking sessions, facilitated by our FCBA Committees.

Attendees can gain insights from adjudicators, government policy makers, in-house counsel, top private practitioners, and other leaders, by participating in this unique, bimonthly, virtual networking opportunity.

Session 2 of the Virtual Networking Program will be hosted by our Patent Litigation Committee on September 24th at 4:00 PM ET.

Register Now
Click Here to Register!
BIO PHARMA: THE ROLE OF IP IN ADVANCING INNOVATION AND COLLABORATION IN RESPONSE TO THE PANDEMIC

OCT. 9, 2020 | 1:00 PM – 3:00 PM ET

SUMMARY:
A dialogue on the role of IP in advancing innovation and collaboration in response to the COVID-19 pandemic.

1:00 PM – 2:00 PM – PANEL

PANELISTS:
Robert Deberardine, Chief IP Counsel, Johnson & Johnson

Lesley Millar-Nicholson, Director, Technology Licensing Office; Director, Catalysts, Office of Strategic Alliances & Technology Transfer, MIT

Corey Salsberg, Vice President and Global Head of IP Affairs, Novartis

2:00 PM – 3:00 PM – NETWORKING AND Q&A

Register Now
Click Here to Register!
BENCH, BAR, BOSTON

OCTOBER 15, 2020 | 2:00 PM – 5:30 PM ET

FEATURED SPEAKERS

The Honorable Kara F. Stoll, Circuit Judge, United States Court of Appeals for the Federal Circuit

The Honorable Richard G. Stearns, District Judge, United States District Court for the District of Massachusetts

The Honorable Michelle N. Ankenbrand, Lead Administrative Patent Judge, United States Patent and Trademark Office

Steven M. Bauer, Partner, Proskauer Rose LLP

Erik Belt, Partner, McCarter & English, LLP

Tom Brown, Senior Legal Director, Dell Inc.

Arthur Mann, Vice President, Intellectual Property and Business Development, Daiichi Sankyo, Inc.

Register Now
Click Here to Register!
COMMITTEE RECRUITMENT

http://fedcirbar.org/Committees

The Federal Circuit Bar Association’s committees represent an excellent opportunity for deeper involvement in the activities that power the Federal Circuit. While all of our committees welcome new members looking to become involved in a specific practice area or area of interest, three of our committees are actively recruiting new members who are looking to stay engaged and involved in the FCBA:

Mock Argument Committee
The Mock Argument Committee drives participation in the Association’s various Mock Arguments, which are held throughout the year. This committee promotes the development of appellate oral advocacy skills among new lawyers and associates through opportunities to practice before attorneys, administrative judges and circuit judges. Members of this committee work with the Association to develop programming aimed at educating young lawyers and new associates in the finer aspects of oral advocacy through Mock Arguments and webcasts.

Next Gen, Law Students and Law Clerks Committee
The Next Gen, Law Students and Law Clerks Committee facilitates and encourages participation in the Association’s activities by the next generation of lawyers, current law students, and law clerks, with an interest in the Federal Circuit’s areas of law. Members of this committee also host webinars and networking events aimed at educating new lawyers and law clerks, as well as offering a deeper connection between the next generation of advocates, their peers and leaders in the Federal Circuit community. This committee gives voice to the concerns of new attorneys entering the various practice areas of the Federal Circuit.

PTAB/TTAB Committee
The PTAB/TTAB Committee addresses the impact of PTO, PTAB, and TTAB proceedings, decisions and practice in the Federal Circuit community. Committee activities include regularly scheduled committee meetings discussing cases of importance, as well as presenting webcasts of interest to the patent, trademark and broader Federal Circuit community.

A majority of our committees regularly host webcasts and other programming, and present valuable networking opportunities. Please visit our website at http://fedcirbar.org/Committees for details on each of the Association’s committees.
VOLUNTEERS ARE URGENTLY NEEDED FOR USPTO-ASSISTED REGIONAL PATENT PRO BONO PROGRAMS!

As a result of the pandemic, many of the regional Patent Pro Bono Programs that the United States Patent and Trademark Office assists have seen an increase in the number of under-resourced inventors and small businesses requesting patent pro bono assistance. These Programs are looking for additional volunteer attorneys to both meet the increased demand and reduce their backlog of inventors awaiting a match.

Volunteers may apply directly to their regional Patent Pro Bono Program by clicking on the map for the state or region in which they practice and filling out a volunteer intake form here: https://tinyurl.com/y3c9xoss.

The table below includes programs that have recently experienced a particularly high backlog due to the pandemic (inventors approved for placement, but not matched) and the links to the volunteer form:

<table>
<thead>
<tr>
<th>Organization Name</th>
<th>State(s)</th>
<th>Link</th>
</tr>
</thead>
<tbody>
<tr>
<td>California Inventors Assistance Program</td>
<td>CA</td>
<td><a href="http://www.calawyersforthearts.org/for-attorneys">www.calawyersforthearts.org/for-attorneys</a></td>
</tr>
<tr>
<td>Arts and Business Council of Miami</td>
<td>FL, PR</td>
<td><a href="http://www.artsbizmiami.org/patent-attorneys">www.artsbizmiami.org/patent-attorneys</a></td>
</tr>
<tr>
<td>Philadelphia Volunteer Lawyers for the Arts</td>
<td>PA</td>
<td>pvla.org/index.php/volunteers</td>
</tr>
<tr>
<td>Ohio Invents</td>
<td>OH</td>
<td>ohio-patentprobono.org/home/volunteer-registration-form</td>
</tr>
<tr>
<td>Arts &amp; Business Council Greater Boston</td>
<td>MA, ME, NH, RI, VT</td>
<td>artsandbusinesscouncil.org/becoming-a-volunteer-lawyer</td>
</tr>
<tr>
<td>ProBoPat</td>
<td>CO, MT, NM, UT, WY</td>
<td>micasaresourcecenter.org/what-we-do/business-pathways/...</td>
</tr>
<tr>
<td>Arizona Public Patent Program</td>
<td>AZ</td>
<td><a href="https://azpublicpatentprogram.arizona.edu/">https://azpublicpatentprogram.arizona.edu/</a></td>
</tr>
</tbody>
</table>

Please consider volunteering to help inventors and small businesses that are struggling during this difficult time. Thank you for your support!
Thank you all for your continued dedication to the Pro Bono services offered by the Federal Circuit Bar Association®. We are reaching out regarding two separate but much needed initiatives. Firstly, we are seeking volunteers who specialize in or are familiar with benefits claims to assist our MSPB Pro Bono program. Secondly, we are seeking volunteers for our PTO Pro Bono program. Please contact Brooke Coleman at coleman@fedcirbar.org if you have any questions.

Thank you for all that you do.
The Inventor Assistance Program (IAP)

Now Open for Possible Pro Bono Interest: International Inventor Assistance Program

IAP involves, among others, WIPO, WEF, Institute of Professional Representatives before the European Patent Office (EPI), the Inter-American Association of Intellectual Property (ASIPI), the International Federation of Inventors’ Association (IFIA), Novartis, Qualcomm, and the Federal Circuit Bar Association. It seeks to bring economically underprivileged inventors around the world in touch with counsel who might consider pro bono prosecution assistance to the inventor. The decision on whether to provide counsel assistance belongs to inventor and possible counsel. Currently, participating countries include Columbia, Morocco, South Africa, and the Philippines. Visit www.wipo.int/iap for more information.

Potential Pro Bono Counsel

The opportunity to join the list of interested pro bono counsel for the IAP outreach is open now. Please provide information here. Supplemental information on the IAP outreach is also available at here.

Inventor and OUS Supplemental Information Now Available

In addition to the general information provided below, supplemental background information is available for the IAP inventor and the outside the United States (OUS) attorney here.

Pro Bono Programs

Thank you for your continued service to the Federal Circuit Bar Association’s pro bono programs. Our pro bono programs are an excellent way to diversify your practice, build inroads to prospective clients, and achieve personal fulfillment through helping others. We are always looking to grow attorney participation in our programs, and encourage current participants to bring others on board. The Inventor Assistance Program through the World Intellectual Property Organization (WIPO) is another avenue of pro bono service we are asking our attorneys to explore. WIPO’s program is similar to the FCBA/USPTO program and includes inventors from other countries.

We are actively seeking attorneys to assist with our MSPB program, so please make sure you are registered to receive cases by sending an email to Brooke Coleman at coleman@fedcirbar.org. Our circulation of MSPB and CAFC appeals to attorneys for proffering is pretty steady throughout each week. The USPTO pro bono program circulates an “invention summary” a list of patent prosecution matters for proffering about once every two months. We are expecting to circulate another invention summary at the end of September. If you have any questions or concerns about our pro bono programs, please contact Brooke Coleman at (202) 780-0970 or coleman@fedcirbar.org.
FASTCASE TIPS & TRICKS

FASTCASE 7: JUMP INTO JURISDICTIONS

We’ve mentioned the Jursdiction and Sources filters before, but the latest update in Fastcase 7 makes it even easier to run a search in just the jurisdictions you want. To switch to Fastcase 7, click on the toggle button in the upper right side of the screen in Fastcase to the left of “Welcome” and your name. See Figure 1.

Jurisdiction & Sources Once you are in Fastcase 7, you will see the Jurisdiction & Sources button to the right of the search box (see Figure 2). When you click on it, you will see the different jurisdictions on the left and the different document types on the right (see Figure 3).
Once you have selected a state or federal jurisdiction on the left, you will automatically see the individual libraries on the right so that you can be as precise or as broad in your selections as you’d prefer. See Figure 4.

Once you have hit “save & continue,” you’re ready to run a search. See Figure 5

For more tips on searching Fastcase or for technical support, please contact our Research Attorneys via phone at 1-866-773-2782 Option 2, via email at support@fastcase.com or via Live Chat using the Live Chat box at the bottom of the research platform. Stay tuned for more exciting updates by visiting fastcase.com/blog. Happy Searching!
2020 NATIONAL VIRTUAL MOCK ARGUMENT

OCTOBER 21, 2020 | 12:15 PM – 3:00 PM ET

The Mock Argument that is normally held at the FCBA Bench & Bar® Conference, will be held in a Zoom format.

Twenty rising advocates present oral arguments and receive real-time from judges and experienced bar leaders. This year, the mock exercise will consist of a mini-appellate argument involving patent validity.

THE MOCK ARGUMENT ADVOCATE PARTICIPATION

LEVEL I – $2,400
6 ADVOCATES

LEVEL II – $2,000
4 ADVOCATES

LEVEL III – $1,200
2 ADVOCATES

Register Now
Click Here to Register!
MAKE A DIFFERENCE

LEADERSHIP | PROFESSIONAL GROWTH | PRO BONO OPPORTUNITIES

OPEN THE DOORS TO MEMBERSHIP!

We invite you to consider membership in the Circuit community’s most prestigious regional, national, and international voluntary bar – the Federal Circuit Bar Association® (FCBA). FCBA serves as the premier portal for organizations, and individuals, seeking the highest in professional excellence. Membership opens the door to a plethora of benefits!

For more information on membership benefits and pricing, contact Vernon Love at love@fedcirbar.org.
JOIN THE LEADERS CIRCLE!

MAKE A DIFFERENCE!

Federal Circuit Bar Association Leaders Circle sponsors benefit from and help guide the Association’s premier national outreach. Leaders Circle participants, both firms and corporations, stand among the most skilled in the profession. With their acumen, Leaders Circle sponsors engage core developments significant to the Federal Circuit justice community through over 20 committees (ranging from Amicus to Patent Litigation, International Trade, Government Contract, Patent and Trademark Office).

Leaders Circle sponsors “Make a Difference.” Moreover, while doing so, they provide unique interactive professional opportunities and recognition for the members of their organizations and for their designees.

LEADERS CIRCLE BENEFITS

- **Annual Benefits Bundling** (Bench & Bar® Conference, Regional Programs, Summits, Annual Dinner, Webcast and New FCBA Memberships)
- **Premier Quality** (Substantive and policy engagement, planning, and participation opportunities (including, e.g., the annual Bench & Bar® Conference))
- **Publications**
  - Federal Circuit Bar Journal — Quarterly publication providing meaningful, insightful and timely coverage of issues within the court’s purview.
  - Circuit Court Case Digest — Monthly publication providing a summary of all precedential opinions of the Federal Circuit.
  - Reviewed Adjudicators Digest — Monthly review of matters in the administrative tribunals. Tribunals already include PTAB, COFC, CAVC, ITC, MSPB, and CBCA.
  - Pro Bono Digest — Monthly publication covering matters of interest in pro bono activities. This publication is a resource for members who participate in the Association’s pro bono programs.
  - Watch List — Weekly publication notifying members of the news items of interest happening in the Federal Circuit community.
  - Program Session Materials — Materials from past FCBA programs, providing you a thoughtful and detailed evaluation of substantive and practical issues.
  - Horizons Series Webcasts — Educational nuts & bolts advocacy and subject matter areas as well as important, timely decisions.
  - Federal Circuit Bar Association Newsletter — Timely information including rules changes, personnel changes, hearing dates, and upcoming meetings and events of the Association.
- **Sessions**
  - Skills Excellence (broad spectrum of professional webcasts, telecasts, and sessions)
- **Session Planning Participation**
  - Fastcase Legal Research Support

To become a Leaders Circle Sponsor, contact Tori Wright at 202-536-4160 or wright@fedcirbar.org.
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Please be sure to join or renew your membership!

Find out about upcoming webcasts, virtual conferences, and rescheduled events on the FCBA website at www.fedcirbar.org.

Contribute to the Newsletter

With a subscriber base of over three thousand attorneys, judges, law students and professors, The Federal Circuit Bar Newsletter is a monthly publication widely-read by leaders and preeminent practitioners of the Federal Circuit Bar.

Article contributions are welcomed. To be considered for publication, please submit articles to Karla Smith-Lucas at smith-lucas@fedcirbar.org by the 20th of every month. Please include “Newsletter Submission” in the subject line. Thank you.