



Please join us for A Post-Argument Discussion of:

EGYPTIAN GODDESS, INC. V. SWISA, INC.

PANELISTS TO INCLUDE:

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HEATHER A. BOICE, REPRESENTING VARIOUS MEMBERS OF THE AFTERMARKET PARTS INDUSTRY AS AMICI CURIAE
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WITH MODERATOR

JOHN JOSEF MOLEND
Jenner & Block LLP
Vice Chair, Patent Litigation Committee

Monday, June 2, 2008
4:00 PM EDT

On June 2, 2008, the Federal Circuit will hear en banc argument in the most significant design patent case in its history, *Egyptian Goddess, Inc. v. Swisa, Inc.* In that case the Federal Circuit will revisit its basic framework for interpreting design patents and determining whether or not they are infringed. The Court’s November 26, 2007 en banc order seeks answers to many fundamental questions of design patent law, including (1) whether the "point of novelty" test should be used to determine infringement, (2) if so, how the test should be administered, including whether the Court should maintain its "non-trivial advance" test, and (3) what role, if any, should claim construction play in a design patent infringement analysis?

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