



INTELLECTUAL PROPERTY LAW SECTION NEWSLETTER

A NOVEL EXPRESSION OF CONFUSION

SCOTT M. FRANK, CHAIR

FALL 2003

N. ANDREW CRAIN, EDITOR

CHAIR'S COMMENTS...



Scott Frank, Section Chair

Welcome to all new members to our Intellectual Property Law Section and thank you to all of you continuing members for maintaining your involvement with our section.

Last year was a great one for the Section. We won Section of the Year honors under the fine leadership of Chair, Jeff Kuester, and the excellent work of the Executive Committee and the many others who contributed their time and efforts. This year I am blessed with another stellar Executive

Committee, and we plan to build on the success of last year.

The Officers of the Executive Committee are **Mike Hobbs** of Troutman Sanders, who is serving as *Chair-Elect*; **Doug Isenberg** of Needle and Rosenberg, who is serving as *Vice Chair*; **Griff Griffin** of Sutherland, Asbill & Brennan, who is serving as *Secretary*; and **Judy Dray** of Turner Entertainment Group, who is serving as *Treasurer*.

The Committee Chairs of the Executive Committee are **Andrew Crain** of Thomas, Kayden, Horstmeyer, & Risley, who is chairing the *Newsletter Committee*; **Julie Sinor** of the Sinor Law Firm, who is chairing the *Website Committee*; **John Renaud** of Kilpatrick Stockton, who is chairing the *Copyright Committee*; **Todd McClelland** of Alston & Bird, who is chairing the *Licensing Committee*; **Wab Kadaba** of Kilpatrick Stockton, who is chairing the *Patent Committee*; **Peter Pawlak** of Troutman Sanders, who is chairing the *Trademark Committee*; and **Steve Wigmore** of King & Spalding, website at www.georgiaip.org. Our big event of the year is our annual Intellectual Property Institute, which is scheduled for November 13-17 in Jamaica. We are again partnering with the Entertainment Law Section Attorneys, who have a knack for having fun. The Institute offers a full year of CLE credit for a very reasonable price, and more details can also be found in this newsletter and on our website (www.georgiaip.org).

In closing, I want to thank all the members of the Executive Committee for taking on their respective responsibilities and I want to thank everyone else for their contributions to our section. You are the reason that the Intellectual Property Law Section is consistently recognized as one of the top sections in the Georgia Bar!

INSIDE THIS ISSUE...

Calendar of Events	p.2
Editor's Notes	p.2
CAFC Clarifies Limiting Effect	p.3
Section of the Year Award	p.4
Copyright Section Hosts Lunch	p.5
Patent Committee Hosts Roundtable	p.6
Summer Associate Cocktail	p.7
Outstanding Leadership Award	p.8
Intellectual Property Section Growth	p.9
Save These Dates	p.10

Are you missing important
email announcements from the
State Bar Intellectual Property Law Section?

If so, you may update your email address online
at: <http://www.gabar.org/addchange.asp>

Its easy! Do it right now!

EDITOR'S NOTES

by N. Andrew Crain



Greetings and welcome to the Fall 2003 edition of A NOVEL EXPRESSION OF CONFUSION. Although this is the first newsletter of the 2003-2004 bar year, it actually reports on events that transpired in our IP Section late last Spring and throughout the Summer. Therefore, with this edition, we are back up to date.

This newsletter would not have come together without the over-the-top efforts of Cory Rose. Cory did an outstanding job picking up the software we use to layout the newsletter while at the same time juggling her other duties.

Now that this issue is in your hands, we are already thinking about the next edition. If you have an article that you would like to submit for inclusion in the next newsletter, please contact me at andrew.crain@tkhr.com. The submission deadline for the next edition of A NOVEL EXPRESSION OF CONFUSION is December 15, 2003.

Andrew is an associate with the intellectual property law firm of Thomas, Kayden, Horstemeyer & Risley, LLP. Andrew's practice is concentrated on patent and trademark preparation and prosecution and related litigation in a wide range of electrical and electromechanical arts, including computers, software, and telecommunications. Andrew earned both this B.S. in Electrical Engineering and his J.D. from the University of Alabama.

CALENDAR OF EVENTS

Trademark Roundtable.....October 13, 2003

Conference Room at State Bar 11:45 a.m. - 1:00 p.m.

"European Trademark Issues"

Speakers: John Olson & Vincent O'Reilly

Patent Roundtable.....October 16, 2003

Alston & Bird; 2nd Floor 11:30 a.m. - 1:00 p.m.

"Recent Development in Interpretation of Preamble Limitations in Patent Claims"

Speaker: Jon Jurgovan

Annual Institute.....November 13-17, 2003

The Ritz Carlton Golf Resort & Spa
Rose Hall, Jamaica

Executive Committee Meeting.....December 4, 2003

8:00-10:00 a.m.

BellSouth, 1155 Peachtree Street

Section Party Tentatively Mardi Gras 2004

SCENES FROM THE EXECUTIVE COMMITTEE MEETING AT PARK TAVERN

OCTOBER 2, 2003



A NOVEL EXPRESSION OF CONFUSION

CAFC CLARIFIES LIMITING EFFECT OF CLAIM PREAMBLES

by Sami O. Malas –
Thomas, Kayden, Horstemeyer & Risley, L.L.P.

On May 13, in *Storage Technology Corp. v. Cisco Systems, Inc.*, Case No. 02-1232 (Fed. Cir. May 13, 2002), the Federal Circuit clarified when preamble terminology will limit the scope of a claim by reaching opposite conclusions on two sets of claims in the same patent. For the first set of claims, the use of “policy caching method” or “policy cache” was not limiting and did not require the claims to include caching policy identification information or an instance of a policy. In the second set of claims, the terms “forwarding device” and “method of operating a forwarding device” were limiting and required the recited elements to be in the same device. With regard to the non-limiting preambles, claims 1 and 18 can be summarized as follows:

1. A policy caching method..., comprising ...caching policy identification information.

2. A policy cache ...,comprising: ...cached instance classification means, ..., for caching policy identificaiton information...

Citing *Catlina Mktg. Int'l, Inc. v. Coolsavings.com, Inc.*, 289 F.3d 801, 808, 62 USPQ2d 1781, 1784 (Fed. Cir. 2002) and *IMS Tech., Inc. v. Haas Automation, Inc.*, 206 F.3d 1422, 1434, 54 USPQ2d 1129, 1137 (Fed. Cir. 2000), the court held that these preambles did not limit the scope of claims because (a) the specification used similar terms to refer to the invention as a whole, and (b) dependent claims explicitly recited an "instance policy cache." One the first point, the court specifically stated "Given the lack of explicit language in claim in requiring the instance of network policy to be cached and the absence of any such step from Figure 2, the written description is not a basis for construing the claim as requiring the step of caching an instance of network policy." The court also went on to note that even though the applicant stated during prosecution that the instance of network policy and the policy identification information are both cached, this "inaccurate statement cannot override the claim language itself."

With regards to the limiting preambles, claims 14 and 23 can be summarized as follows:

14. A ...forwarding device ..., comprising:
- (a) protocol data unit processor
 - (b) forwarding processor, ...

23. A method of operating a forwarding device ... comprising...:
- (a) in a first processor, performing the steps of ... ; and
 - (b) in a second processor, forwarding ...

The sole issue in interpreting the latter claims was whether the preamble was limited to a single “forwarding device” that would otherwise have otherwise allowed both processors to be located at different locations in the communications network. On this point, the court held that both processors must be part of the same forwarding device and therefore located at the same place in the network. To support its conclusion, the court noted that a key benefit of the invention, specifically identified in the Summary and drawings, was the use of next operation information within the forwarding device to reduce processing otherwise performed by the forwarding device.

It did not matter that the phrase “such that subsequent processing of the protocol data unit by the protocol data unit forwarding device is reduced” had been removed from the originally-filed claims. The remarks accompanying that amendment specifically stated that the deleted language was unnecessary “because the use of the added next operation information by the forwarding device is [still] recited as part of each claim.” The remarks also went on to argue that the interface in a cited reference was not “part of a forwarding device in a communication network” and that this reference did not teach or suggest a pre-processor that “will modify header information by inserting next operation instructions so as to decrease the amount of processing that would otherwise be required to be performed by the processor in the forwarding device.”

* * * * *



Sami is an associate attorney at the law firm of Thomas, Kayden, Horstemeyer & Risley, LLP. Sami is a member of the firm's prosecutin section and prosecutes patent applications in many electrical and computer related fields. Sami is also multi-lingual, being fluent in Arab ic, proficient in Spanish, and literate in French.

IP SECTION WINS SECTION OF THE YEAR AWARD FOR 2002-2003 BAR

If you do not know by now, the IP Section won the Section of the Year Award for this past bar year. Jeff Kuester, Immediate Past Chair, accepted the Section of the Year Award on behalf of the IP Section's membership at the State Bar of Georgia Annual Meeting on June 13, 2003 in Amelia Island.

In accepting the award, Jeff acknowledged that the IP Section won the award in part because of the amazing number of activities and functions hosted by the section. Jeff also indicated that the Executive Committee played a large part in planning and executing the IP Section's events, which covered a diverse range of activities.

Indeed, the IP Section hosted several patent, trademark, and copyright roundtable CLE luncheons, but the Section also had several social events and participated in other types of events, such as sponsoring the Georgia Lawyers for the Arts. Thus, the award is truly a recognition of what was a great year for the IP Section as a whole.



Jeff (right) accepting the Section of the Year Award from Immediate Past State Bar of Georgia President James P. Durham (left).

IP SECTION AGAIN PARTNERS WITH GEORGIA LAWYERS FOR THE ARTS

The IP Section will again partner with the Georgia Lawyers for the Arts (GLA). In furtherance of this commitment, and in recognition of the special role that GLA plays in the lives of Georgia artists, the IP Section will make a \$1000 donation to the GLA.

The GLA is a nonprofit organization that provides legal assistance and educational programming to artists and arts organizations in Georgia. GLA, through its network of over 500 volunteer and member attorneys, provides legal assistance to musicians, songwriters, photographers, filmmakers, painters, poets, graphic designers, actors, theatre companies, dance troupes, museums and artists from many other disciplines. In addition to providing *pro bono* legal services to limited-income artists and nonprofit arts organizations with operating budgets under \$500,000, GLA makes referrals to experienced attorneys for artists that can afford to pay for such services.

The GLA will host its Georgia Lawyers for the Arts 2003 Fundraising Gala on October 17, 2003 from 7:00 p.m. to 10:00 p.m. at the Lowe Gallery on Bennett Street in Buckhead. The Gala is GLA's primary fundraising event. Proceeds help further the GLA's mission of providing free legal services and educational programming to low-income artists and nonprofit arts organizations in Georgia. The event will feature beautiful art, live jazz, food and desserts, a silent auction, and more. Tickets are \$75 and can be purchased by calling 404.873.3911 or at the door.



More information regarding the Georgia Lawyers for the Arts is available on their web site, located at www.glarts.org. For more information about volunteering for the GLA, please contact Michael Hobbs at michael.hobbs@troutmansanders.com or Lisa Kincheloe, Executive Director of the GLA, at lisa@glarts.org.



The 9th Annual Intellectual Property Law Institute is scheduled for November 13-17, 2003 at the Ritz-Carlton Golf Resort and Spa Resort in Rose Hall, Jamaica. This year's Institute promises to be another huge success due in part to the sponsors who participate in the event. We are fortunate to have arranged sponsorship with a number of outstanding companies.

The IP Section is offering two sponsorship levels for this year's IP Institute, Gold and Platinum. The Gold sponsorship level includes sponsors who contributed \$1000. The following companies are Gold sponsors:

PatPro, Inc.
Navigant
Kramer & Amado, P.C.

The Gold sponsorship includes:

- name in program;
- banner hung in prominent location;
- oral recognition during event;
- name recognition on Ga Bar IP Section web site; and
- name recognition in Ga Bar IP Section newsletter.

The Platinum sponsorship level requires a \$2000 contribution. The Platinum level sponsors are:

Mark Sampson & Associates
Thomson & Thomson

For their contribution, Platinum level sponsors receive:

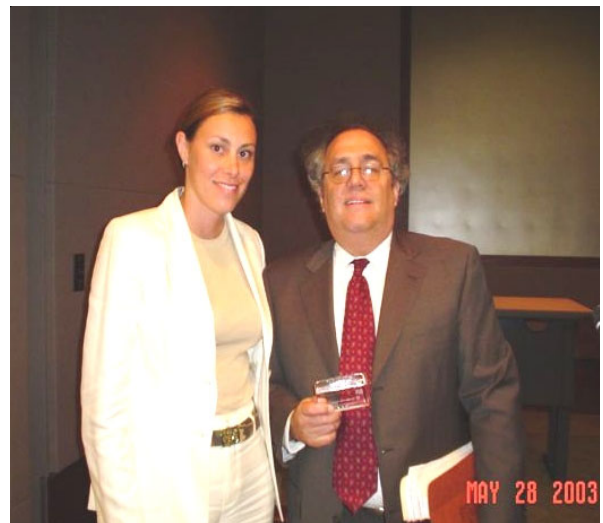
- all the benefits that Gold sponsors receive plus;
- they may set up a table or booth and distribute literature at the event;
- the opportunity to make up to 5 minute presentation to attendees; and
- a list of attendees with brick and mortar mailing addresses (no email addresses).

Again, the IP Section thanks each of these sponsors and encourages each IP Section member to support our sponsors, as they enable us to do more with our resources.

COPYRIGHT SECTION HOSTS LUNCHEON LECTURE ON TERMINATIONS AND RENEWALS

On May 28, 2003, the Copyright Section joined forces with the Entertainment & Sports Law Section to present a luncheon lecture on "Copyright Terminations and Renewals." A group of approximately 30 lawyers and paralegals had the opportunity to participate in a classroom-style tutorial at the State Bar featuring speaker Michael Landau, Professor of Law and Head of Intellectual Property, Technology & Media Studies at Georgia State University.

The Copyright Section thanks Professor Landau for providing such a thorough discussion on this difficult area of law!



Judy Dray, Past Copyright Chair, with Michael Landau, Professor of Law and Head of Intellectual Property, Technology & Media Studies at Georgia State University.

PATENT COMMITTEE HOSTS PATENT ROUNDTABLE ON APPLICATION DRAFTING GUIDELINES

On June 3, 2003, the Intellectual Property Law Section's Patent Committee, which is chaired by Wab Kadaba of Kilpatrick Stockton, held a Patent Roundtable luncheon at the State Bar of Georgia's Headquarters. Over 70 attendees attended the event, which was entitled "Patent Application/Response Drafting Guidelines: Perspectives of Corporate and Outside Counsel."



The Roundtable included a panel of local corporate IP attorneys who responded to application drafting and other prosecution-related questions posed by panel moderator Andrew Crain of Thomas, Kayden, Horstemeyer & Risley, LLP, as well as the

audience. The panel consisted of Ken Massaroni of Scientific-Atlanta, Inc., Frank Langraff of GE Power Systems, and Marcus Delgado, formerly of Bellsouth and currently with Cox Communications.

Ken is Vice President and Deputy General Counsel at Scientific-Atlanta, Inc. and is responsible for all of Scientific-Atlanta's intellectual property matters, along with government relations, regulatory compliance, and the occasional piece of litigation. He joined Scientific-Atlanta in June of 1997, from Motorola's intellectual property department.

Frank is Senior Intellectual Property Counsel at GE Power Systems here in Atlanta. Frank has been with GE since 2002. GE Power Systems is one of the larger divisions of GE with revenues of approximately 22 billion dollars in 2002. GE Power Systems was responsible for over 20% of the 1400+ US patents that issued to GE in 2002. Frank is responsible for managing all aspects of GE Power Systems' IP, including litigation.

At Bellsouth, Marcus was Chief Patent Counsel. He handled all patent matters for the company, including prosecution, licensing, and litigation. Since joining the company, BellSouth's patent portfolio went from less than 75 issued patents to over 240 patents. Marcus operates in a similar capacity now with Cox Communications.

Each of the panelists proffered their thoughts about the different things each one preferred in patent applications, whether prepared internally or by outside counsel. The panel differed, for example, on whether to actually include a Summary of the Invention section. While one panelist preferred a broadly worded Summary, other panelists, and even some of the audience who commented on this issue, suggested omitting this section and merely beginning the Detailed Description section with a discussion that may have otherwise served as the Summary of the Invention.

The panelists each offered their thoughts about the future of patent prosecution if and/or when the new fee structure takes effect. Everyone agreed that they would be filing applications with a fewer number of claims in light of the excess claim fees, which would most likely result in even more emphasis on the coverage of the initial claims.

The panel also discussed the pros and cons of responding to Examiner's Reasons for Allowance. Some suggested that such statements must be dealt with in a proactive attempt to diffuse any potentially limiting statements made by the examiner. Of course the MPEP's rule on this subject was also discussed, in particular to the strategy of not responding to the Examiner's Reasons for Allowance and the impact that would have in litigation.

The handout materials provided to the audience, which also discusses some of these topics, can be obtained from the Section's web site at <http://www.georgiaip.org/patent6032003.PDF>.



Pictured from left to right: Ken Massaroni, Frank Landgraff, Marcus Delgado, and Andrew Crain.



SUMMER ASSOCIATE COCKTAIL PARTY

The Patent Committee of the Intellectual Property Law section hosted a cocktail reception for summer associates interested in intellectual property at Max Lager's on Thursday, June 12th. The purpose of the annual reception is to allow summer associates who are interested in pursuing a career in intellectual property the opportunity to learn from several respected intellectual property attorneys about the opportunities and benefits of practicing here in Atlanta, as opposed to other cities, as well as provide the summer associates with the opportunity to mingle with their future colleagues.

This year's featured speakers were Miles Alexander of Kilpatrick Stockton LLP, Judy Dray of Turner Entertainment Group, Inc., and George Thomas of Thomas, Kayden, Horstemeyer & Risley, LLP. The speakers shared their personal histories and several interesting stories relating to their respective practices. The speakers also recounted the numerous benefits of practicing intellectual property law in Atlanta.

The event was attended by over 60 summer associates and attorneys from a number of Atlanta firms and companies. As the attendees got to know one another, they were treated to a variety of delicious appetizers and beer selections from Max Lager's.

PATENT COMMITTEE REPORT

by

Wab Kadaba, Patent Committee Chair



The patent committee is planning to have another exciting year of educational and networking activities for Georgia's IP lawyers. The quarterly Patent Roundtable meetings have become a staple of the patent committee, and this year will be no different.

The first Patent Roundtable will be held in October, details of which will be announced shortly. The Patent Committee has already kicked off the year by co-sponsoring an event with the International Law Section of the State Bar. The event, entitled "Patent Issues and Strategies Outside the US," will be a panel discussion held at the State Bar Headquarters on September 24, 2003.

The Patent Committee will once again host the Atlanta area summer associates in June 2004 for a cocktail reception and discussion on the benefits of practicing IP law in Atlanta. The Patent Committee is planning several other events covering the topics of patent litigation, patent prosecution strategies, and Intellectual Asset Management (IAM).

If you are interested in participating in the Patent Committee, please contact Wab Kadaba, Committee Chair, at wkadaba@kilpatrickstockton.com.

SOCIAL COMMITTEE REPORT

by

Steve Wigmore, Social Committee Chair

As the new chair of the Social Committee, I would like to invite anyone interested in joining the Social Committee or anyone with ideas for promoting communication and interaction among Georgia intellectual property practitioners to contact me via e-mail at swigmore@kslaw.com or via phone at (404)572-2884.



TRADEMARK COMMITTEE REPORT

by

Peter Pawlak, Trademark Committee Chair



The Trademark Committee is forming now and looking for committee members and ideas and suggestions for the coming year. If you are interested, please contact the committee chairman Peter Pawlak at 404-885-3414 or peter.pawlak@troutman-sanders.com. All participation and ideas are welcome.

The next Trademark Seminar will be "European Trademarks: "Strategies in a Changing Landscape" on Monday, October 13, 2003 11:45 a.m. - 1:00 p.m. The registration fee is \$25.00 and includes lunch and the CLE processing fee (as CLE credit is available). Contact Johnanna Merrill at 404.527.8774 by October 9 to sign up for additional information.

Information on other upcoming trademark events and activities will be forthcoming, so watch this space for updates (and get involved in your IP law section through participation in its many activities).

COPYRIGHT COMMITTEE REPORT

by

John Renaud, Copyright Committee Chair



It is with great excitement that I begin my work as the Chair of the Copyright Committee. I hope to build on the accomplishments my predecessor, Judy Dray, achieved during her term, and I wish her the best in her new position as Treasurer.

One of the goals I have for the Copyright Committee is to increase membership, so I ask anyone interested in getting involved to please give me a call or email. Copyright is a fascinating area of the law and I believe our events will be stimulating and informative for the presenters and attendees alike.

In addition, I plan to organize copyright lectures to various business and professional groups throughout the state of Georgia, such as graphic designers, architects, publishers, and internet service providers. I believe this will be valuable to the communities we serve. I welcome anyone with interest in presenting or assisting with copyright lectures, or ideas about how to reach these communities, to contact me – again, I am confident your involvement will be very rewarding.

JEFF KUESTER RECEIVES

OUTSTANDING LEADERSHIP AWARD

On June 18, 2003, the Executive Committee held its annual Executive Committee Dinner at BluePointe in Buckhead. The gathering marked the final Executive Committee meeting of the 2002-2003 bar year. The meeting has historically served as the hand off from the outgoing chair to the rising chair.

Jeff Kuester, outgoing Section Chair, received an Outstanding Leadership Award from Incoming Chair, Scott Frank. Scott thanked Jeff on behalf of the Executive Committee and the entire IP Section for serving as Chair the past year. Scott acknowledged that Jeff played an integral role in helping the IP Section win the Section of the Year Award this year.

Jeff thanked everyone for their commitment to the IP Section. Jeff indicated that the fact that the IP Section hosted so many events during the year played a large part in the fact that the IP Section won the award from the State Bar. Thus, Jeff acknowledged that the Section Committee Chairs deserved praise for pulling off so many events, all of which were extremely successful.



Jeff (left) accepting an Outstanding Leadership Award from Incoming Section Chair, Scott M. Frank.

THE WEBSITE COMMITTEE

THE IP SECTION'S WEBSITE IN PROCESS OF OVERHAUL

The website's look and feel are being redesigned. If you have any suggestions, please forward them to Julie Sinor at julie@sinorlaw.com. Otherwise, be looking for the updated site at www.georgiaip.org.

INTELLECTUAL PROPERTY SECTION GROWTH

In the Summer 2002 edition of A NOVEL EXPRESSION OF CONFUSION, we looked at the IP Section's membership plotted against the overall population of the State Bar of Georgia. Since we received a positive feedback from that article, and since we have begun a new bar year, we thought that it would again be interesting to see our numbers against the total bar membership. And just like last year, this year's numbers are telling.

For those of you who were admitted and practicing then, or who just remember from last years' article, the Patent, Trademark, and Copyright Law Section of the Georgia Bar was created on August 27, 1964. Yet, the IP Section actually traces its beginning to even before the creation and establishment of the State Bar of Georgia, which occurred on December 6, 1963.

The section started out with 10 members in 1963, and today, the IP Section's membership is currently at 781. As you can see from the graph below, section membership is not at an all time high. In fact, the IP Section sustained is second largest one-year membership drop in the 2002-2003 bar year.

The decline in IP section membership may be attributable to the decline in the overall economy over the last few years, as law schools may be producing a lower number of graduates interested

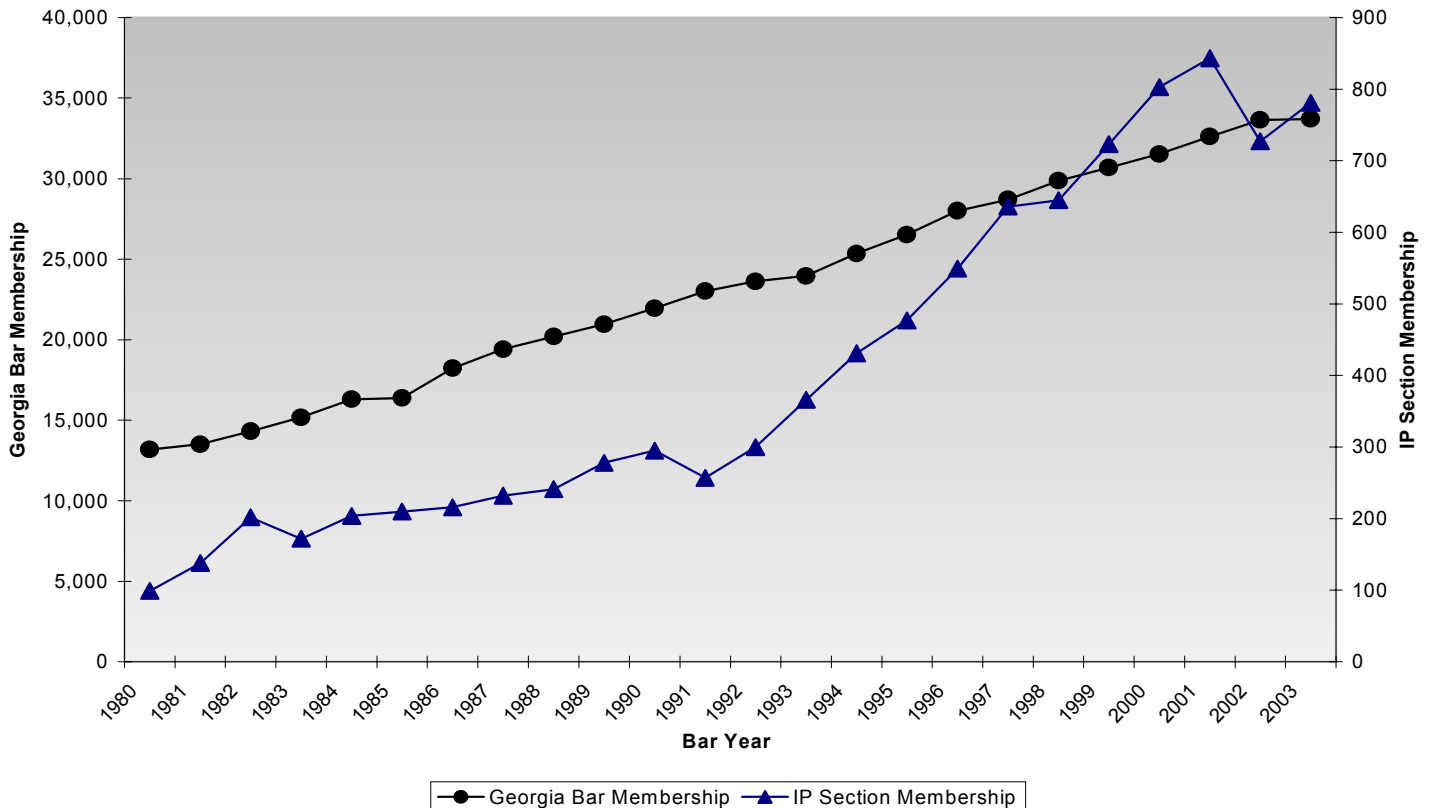
in intellectual property law. In addition, it may be that admitted attorneys who do not focus on intellectual property law, but who deal in IP issues periodically did not renew their section membership in 2002. Indeed, as corporations slashed budgets, it is quite likely that many corporate attorneys were forced to limit the number of sections in which they participated.

Whatever the reason, the decline was not limited to the IP Section. The State Bar of Georgia graphed line below is essentially flat for the 2002-2003 bar year, which may be attributable to some of the same reasons listed above.

Nevertheless, even though IP Section membership declined last year, early figures already indicate that it is up this year. In fact, the current increase is 6.91% above last years' final total. Thus, it appears that we are again tracking in a positive direction, and it is possible that the membership may climb even higher as Georgia-admitted attorneys get their dues into the State Bar.

With the technology boom of the 1990s, the membership of the IP Section has grown proportionally. As the economy has slowed, so has Section growth. But as the economy appears to be gaining positive momentum, it will be interesting to see if the Section continues its positive growth into the next few years.

Membership of the State Bar of Georgia v. the IP Section





THE INTELLECTUAL PROPERTY LAW SECTION
AND I.C.L.E. PRESENT

**European Trademarks:
Strategies in a Changing Landscape**

What is the best plan for registering trademarks in Europe?
How can Registered Community Designs protect my client's trademarks in Europe?
What strategic lessons can I learn in anticipation of the United States' implementation
of the Madrid Protocol?

Monday, October 13, 2003
11:45 a.m. - 1 p.m.

State Bar of Georgia
104 Marietta Street, NW, Atlanta

Speakers:
John Olsen - Head of Trademark and Brands Department, Field Fisher
Waterhouse London, England
Vincent O'Reilly - Director of Administration of the Trade Marks and
Design Department in OHIM
Alicante, Spain

**One CLE credit to be applied for.
\$25 registration
Registration fee includes lunch and CLE processing fee.**

Please return this form, along with your check
made payable to the State Bar of Georgia, by
October 9 to:
Johanna Merrill
Section Liaison
104 Marietta Street, NW
Suite 100
Atlanta, GA 30303

Name: _____
Bar No.: _____
E-mail: _____

**SAVE
THESE
DATES**



MARK YOUR CALENDAR!

Intellectual Property Law Section
STATE BAR OF GEORGIA

THE INTELLECTUAL PROPERTY LAW SECTION'S
Scott Frank, Chair
PATENT COMMITTEE
Web Kadaba, Committee Chair
PRESENTS A

**PATENT ROUNDTABLE DISCUSSION ON
Recent Developments in
Interpretation of Preamble
Limitations in Patent Claims**

Jon Jurgovan — Speaker:
Thursday, **October 16, 2003**
11:30 a.m. — 1 p.m.

Alston & Bird LLP
Atlantic Center Plaza
1180 West Peachtree Street
Second Floor
Atlanta

Lunch provided by Alston & Bird LLP

If you plan to attend, please fax this form to:
Johanna Merrill, Section Liaison
404-527-8774 ph
404-527-8749 fax
johanna@gabar.org

Name: _____
Bar No: _____
E-mail address: _____

A NOVEL EXPRESSION OF CONFUSION

November in Jamaica ...

15th Annual
Southern Regional Entertainment
& Sports Law Conference

9th Annual
Intellectual Property
Law Institute

The Ritz-Carlton Rose Hall, Jamaica

The Ritz-Carlton Golf & Spa Resort, Rose Hall, Jamaica — Jamaica Hotel & Resort

Located on 5,000 picture-perfect acres in Jamaica's exclusive Rose Hall, the 427-room AAA Five Diamond Hotel offers the seclusion of a beachfront hideaway, complete with a 18-hole championship golf course and full service Spa. The hotel offers a variety of water sports and recreational activities and five dining outlets. Conveniently located just 15 minutes from the Montego Bay Airport, The Ritz-Carlton Golf and Spa Resort brings a new level of luxury to the island nation of Jamaica.

The Ritz-Carlton Golf & Spa Resort
Rose Hall, Jamaica
One Ritz-Carlton Drive
Rose Hall, St. James
Jamaica, W.I.

Telephone: (876) 953-2800
Facsimile: (876) 953-2501

Co-Sponsors

Entertainment & Sports Law Section, State Bar of Georgia (www.selaw.org)
Intellectual Property Law Section, State Bar of Georgia
Entertainment, Arts and Sports Law Section, The Florida Bar
The Tennessee Bar

Social Sponsors

BMI
Tom Slade and Alex Smith, Morgan Keegan & Company
Allen Randolph, Mellon National Bank
Brian Williams, SunTrust Bank
Jamaican Tourist & Convention Bureau

**THURSDAY-MONDAY
NOVEMBER 13-17, 2003**

**12 CLE HOURS INCLUDING .5 ETHICS HOUR,
1 PROFESSIONALISM HOUR AND
2.5 TRIAL PRACTICE HOURS**



INSTITUTE OF CONTINUING LEGAL EDUCATION IN GEORGIA

For more information about the 9th Annual IP Institute, please go to
www.georgiaip.org/jamaica.pdf.

INTELLECTUAL PROPERTY LAW SECTION NEWSLETTER



STANDING
(FROM LEFT TO RIGHT):
JOHN RENAUD,
PETER PAWLAK,
GRIFF GRIFFIN,
WAB KADABA, AND
DOUG ISENBERG

SITTING
(FROM LEFT TO RIGHT):
ANDREW CRAIN,
JUDITH DRAY,
SCOTT FRANK,
JULIE SINOR, AND
STEVE WIGMORE

NOT PICTURED:
MICHAEL HOBBS, AND
TODD MCCLELLAND

THE
STATE BAR
OF
GEORGIA

INTELLECTUAL
PROPERTY LAW
SECTION

EXECUTIVE COMMITTEE

SCOTT M. FRANK (SCOTT.FRANK@BELLSOUTH.COM)
BELLSOUTH INTELLECTUAL PROPERTY
MANAGEMENT CORP. *CHAIR*
1155 PEACHTREE ST., SUITE 500
ATLANTA, GA 30309
TEL: 404/249-3345

MICHAEL D. HOBBS, JR.
(MICHAEL.HOBBS@TROUTMANSANDERS.COM)
TROUTMAN SANDERS LLP *CHAIR-ELECT*
600 PEACHTREE STREET, SUITE 5200
ATLANTA, GA 30308-2216
TEL: 404/885-3330

DOUGLAS M. ISENBERG (ISENBERG@NEEDLEPATENT.COM)
NEEDLE & ROSENBERG, P.C. *VICE-CHAIR*
999 PEACHTREE ST., STE. 1000
ATLANTA, GA 30309
TEL: 678/420-9300

GRIFF GRIFFIN (GGRIFFIN@SABLAW.COM)
SUTHERLAND ASBILL & BRENNAN LLP *SECRETARY*
999 PEACHTREE STREET, SUITE 2300
ATLANTA, GA 30309-3996
TEL: 404/856-8233

JUDITH DRAY (JUDITH.DRAY@TURNER.COM)
TURNER BROADCASTING..... *TRESURER*
TURNER ENTERTAINMENT GROUP, INC.
1050 TECHWOOD DR., NW., 3RD FLOOR
ATLANTA, GA 30318
TEL: 404/575-6079

N. ANDREW CRAIN (ANDREW.CRAIN@TKHR.COM)
THOMAS, KAYDEN, *NEWSLETTER*
HORSTEMEYER & RISLEY LLP *COMMITTEE CHAIR*
100 GALLERIA PARKWAY, SUITE 1750
ATLANTA, GA 30339
TEL: 770/933-9500

JULIE SINOR (JULIE@SINORLAW.COM)
THE SINOR LAW FIRM..... *COMMUNICATIONS*
1447 PEACHTREE ST., SUITE 519 *COMMITTEE CHAIR*
ATLANTA, GA 30309
TEL: 404/892-2888

TODD S. MCCLELLAND (TMCCLELLAND@ALSTON.COM)
ALSTON & BIRD *LICENSING*
ONE ATLANTIC CENTER *COMMITTEE CHAIR*
201 WEST PEACHTREE STREET
ATLANTA, GA 30309-3424
TEL: 404/881-4789

WAB KADABA (WKADABA@KILPATRICKSTOCKTON.COM)
KILPATRICK STOCKTON LLP *PATENT*
1100 PEACHTREE STREET, SUITE 2800 *COMMITTEE CHAIR*
ATLANTA, GA 30309-4530
TEL: 404/815-6500

JOHN RENAUD (JRENAUD@KILPATRICK.COM)
KILPATRICK STOCKTON, LLP..... *COPYRIGHT*
SUITE 2800 *COMMITTEE CHAIR*
1100 PEACHTREE STREET
ATLANTA, GA 30309
TEL: 404/815-6189

STEVE WIGMORE (SWIGMORE@KSLAW.COM)
KING & SPALDING *SOCIAL*
191 PEACHTREE STREET, N.E. *COMMITTEE CHAIR*
ATLANTA, GA 30303-1769
TEL: 404/572-2884

PETER PAWLAK
(PETER.PAWLAK@TROUTMANSANDERS.COM)
TROUTMAN SANDERS, LLP *TRADEMARK*
600 PEACHTREE STREET, N.E. *COMMITTEE CHAIR*
SUITE 5200
ATLANTA, GA 30308-2216
TEL: 404/885-3414