

## Our Latest Industry Insights

IP File

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### **Will 101 lead to mutually assured destruction?**

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Although the Supreme Court's decision in *Alice Corp. v. CLS Bank International* has been hailed by some as an important development in the efforts to curb abusive patent litigation by non-practicing entities, others have raised concerns about unintended effects. For example, software companies have been particularly concerned about the long-term impact of *Alice* on the viability of patent protection for software. More generally, it is important to note that *Alice* is not limited to NPEs, but affects even competitor (B2B) disputes.

**TAGS:** *Alice Corp v CLS Bank International*, B2B, Hewlett-Packard Company, Hewlett-Packard Company v ServiceNow, Inc., ITSM, motions to dismiss, NPE, Patent Litigation, PTAB, ServiceNow, summary judgment based on patent