

## IP File

The IP File's mission is to scour the universe for compelling stories in intellectual property law. In the United States, there are four main types of intellectual property protection available: patents, copyrights, trademarks and trade secrets.

July 21, 2015

### **The “Oracle” Predicts It: Supreme Court Declines to Hear Landmark Software Copyright Case**

The U.S. Supreme Court declined to grant certiorari in the case of Google, Inc. v. Oracle America, Inc., a closely watched case regarding the eligibility of software for copyright protection. The Supreme Court's decision leaves in place the Federal Circuit's landmark 2014 ruling, which held that Oracle was entitled to copyright protection for its application programming interfaces (“APIs”), which are “preset blocks of code that help developers write in Oracle's popular Java programming language.”

**TAGS:** 35 u.s.c. § 101, computer software, copyright & idea theft, copyright infringement, eligibility of software for copyright protection, fair use doctrine, google inc v oracle america inc, intellectual property, merger doctrine, oracle america inc v. google inc, patent infringement, scenes a fair doctrine, trade secret & unfair competition, us supreme court, write of certiorari; supreme court

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July 14, 2015

### **Federal Circuit Attacks Functional Claim Drafting Under 35 U.S.C. § 101**

**By:** Rex Hwang

In *Internet Patents Corp. v. Active Networks*, the Federal Circuit affirmed yet another dismissal of a patent infringement lawsuit due to the asserted patent being invalid for lacking patent eligible subject matter under 35 U.S.C. § 101. Here, the sole patent-in-suit, U.S. Patent No. 7,707,505 (the “505 Patent”), was generally directed to the use of a web browser Back and Forth navigational functionalities without data loss in an online application consisting of dynamically generated webpages. Claim 1 of the '505 Patent recites:

**TAGS:** 35 U.S.C. § 101, Federal Circuit, *Internet Patents Corp v Active Networks*, inventive concept, patent eligible subject matter, patent infringement, Patent Litigation, *Williamson v Citrix Online LLC*

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