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Honors and Awards



IP LEGAL NEWS AND UPDATES

Endo Pharmaceuticals v. Actavis: An Analysis from a Transactional Perspective

Authors: Brett A. Garner and Pauline P. Jaturongpanich

On March 31, 2014, the U.S. Court of Appeals for the Federal Circuit **vacated a denial of a preliminary injunction** in *Endo Pharmaceuticals, Inc. v. Actavis, Inc. and Actavis South Atlantic, LLC*, in a decision that underscores the importance of careful drafting and knowledge of the patent landscape in executing patent license agreements.

[Click here](#) to learn the details of this outcome.

Supreme Court to Consider Federal Circuit De Novo Review of Claim Construction in Teva Pharmaceuticals USA Inc. v. Sandoz Inc.

Authors: Martin L. Saad and Carly S. Levin

On March 31, 2014, the Supreme Court granted writ of certiorari in *Teva Pharmaceuticals USA, Inc. v. Sandoz, Inc.* to hear Teva's appeal of a Federal Circuit decision invalidating several patents on Teva's multi-billion dollar multiple sclerosis drug, Copaxone. The Supreme Court will address the Federal Circuit's standard of review of district court claim construction.

[Click here](#) to learn the potential implications of Supreme Court review.

Considerations for Businesses When Using Getty's New "Free" Images

Authors: Armand J. (A.J.) Zottola and Morgan E. Brubaker

Getty Images, one of the largest online U.S. stock photo image companies, recently made over 35 million photo images from its inventory available for free online use by any interested person. Getty had previously charged for the use of all of its images. Given the ease with which a digital image can be copied, however, frequent use of Getty's images online caused the images to turn up in search engine results that led to rampant re-use and sharing by additional persons without an appropriate legal license from Getty. This shift in Getty's policy offers a new approach to prior and often unsuccessful attempts by Getty to control the systemic infringement of its images online.

[Click here](#) to read the limitations of Getty's new image use policy.

ITC: Data Transmissions from Abroad Are Importations Subject to Section 337

Author: Andrew F. Pratt

Unfair acts connected to imported "articles" are unlawful under **Section 337**. The U.S. International Trade Commission – the agency tasked with administering Section 337 – recently ruled that data transmissions from abroad are imported articles and subject to the statute. At issue was data used to domestically produce 3D-printed dental devices, which were found by the ITC to infringe the asserted patents. But more broadly, the **Digital Models investigation** signals that the ITC can be a powerful weapon against many other unfair acts involving cross-border electronic transmissions, such as copyright infringement and trade secret misappropriation.

[Click here](#) to learn how this affects film, publishing, and Internet giants.

Legal Considerations for E-Commerce Businesses

Author: Armand J. (A.J.) Zottola

Nearly all companies now use online or mobile websites and/or social media network pages to promote their businesses, sell goods or services, conduct business transactions, and connect and communicate with customers, clients, or other businesses. While these "e-commerce businesses" confront a variety of the same legal issues faced by traditional brick-and-mortar companies, they also must manage other challenges that are unique to conducting business operations and transactions in an electronic environment. The range of legal issues to consider and manage continues to grow, and ignoring this reality could lead to financial liability, regulatory penalties, or unauthorized exploitation of company intellectual

property.

[Click here](#) to learn of the potential legal issues to consider to minimize the risks associated with operating an e-commerce business.

[IP Buzz Special Edition: AIA Post-Grant Proceedings](#)

Last week, Venable issued a special edition of IP Buzz focused on *inter partes* litigation.

[Click here](#) to view the special edition issue.

ANNOUNCEMENTS AND REMINDERS

Venable IP Attorneys Recognized in the 2014 List of Washington, DC Super Lawyers

Venable LLP is pleased to announce that six of the firm's Intellectual Property Division members were recognized in the Washington, DC edition of *Super Lawyers* 2014. [William Coston](#) was recognized for Intellectual Property Litigation; [Lars H. Genieser](#), [Meaghan Hemmings Kent](#), and [Elissa Brockbank Reese](#) were recognized as Rising Stars in Intellectual Property; [Chris Crook](#) and [David Conway](#) were recognized as Rising Stars in Consumer Law. *Super Lawyers* is a rating service of outstanding lawyers from more than 70 practice areas who have attained a high-degree of peer recognition and professional achievement. The selection process is multi-phased and includes independent research, peer nominations and peer evaluations.

Venable Is Pleased to Announce that Jillian A. Centanni has Joined the Firm

Jillian is an associate in the IP Litigation group. Prior to Venable, Jillian was an associate at another law firm. Jillian, a Registered Patent Attorney, focuses her practice on intellectual property litigation, with a concentration on patent litigation. She has experience representing patent litigations involving the pharmaceutical and electronic arts. She also handles intellectual property transactions, including drafting patent opinions and license agreements, and performing due diligence for her clients. Jillian previously worked as a senior valuation analyst at an intellectual property valuation firm. Jillian earned her JD from Rutgers University School of Law and an MBA from Illinois Institute of Technology. She also holds a BSE in Chemical Engineering from University of Michigan.

[International Trademark Association \(INTA\) 2014 Annual Meeting](#)

May 13, 2014 8:00 a.m. – 10:00 a.m. HKT
Hong Kong Convention and Exhibition Centre
Hong Kong

[Rebecca Liebowitz](#) will present "Can I Really Trademark That? What are Non-Traditional Trademarks and How Can I Protect Them" at the International Trademark Association (INTA) 2014 Annual Meeting in Hong Kong – the premier trademark event for networking, continuing legal education, and committee and client meetings. Rebecca will be joined at INTA by Venable partners [Marcella Ballard](#), [Mark Harrison](#), [Justin Pierce](#), and [Andrew Price](#).

[Click here](#) for more information and registration.

[SURTEX: Distinctive Design for Sale & License – The Show](#)

May 18-20, 2014
Jacob K. Javits Convention Center
New York City

On May 18, [Joshua Kaufman](#) will present on the "Anatomy of a Licensing Contract." On May 19, [Meaghan Kent](#) will present "Protecting Artwork through Copyrights & More." On the same day, Joshua Kaufman and [Po Yi](#) will present "Licensing Agreements: Challenges & Resolutions."

[Click here](#) for more information and registration.

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