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| **Dennis D. Crouch**  | University Email: crouchdd@missouri.eduPersonal Email: dcrouch@gmail.com Office: 573.882.6530Mobile: 573.289.6361 call/txtWeb: [www.patentlyo.com](http://www.patentlyo.com) |
| Judge C.A. Leedy Professor of Law University of Missouri Law School203 Hulston HallColumbia, MO 65211 |

**Education**

University of Chicago Law School Chicago, Illinois

J.D., with Honors 2000-2003

* John M. Olin program in law & economics.
* Merck-Microsoft-Pfizer scholar.
* Kosmerl scholar.
* Research with Professor Douglas Lichtman, now at UCLA.

Princeton University Princeton, New Jersey

B.S.E. in Mechanical Engineering, with Honors 1993-1997

* National science scholar.
* Special distinction for thesis developing autonomous learning systems.
* Certificate in engineering management systems.
* WPRB-Princeton announcer and co-host of "Rock'n & Talk'n".

**Representative Employment and Positions**

University of Missouri Law School Columbia, Missouri

Professor of Law (with Tenure) June 2007 – Present

* Promoted to Full Professor, effective August 2023
* Founding Co-Director of the Center for Intellectual Property and Entrepreneurship (CIPE); Co-Director (2015-2017); Director (2020-present)
* Fellow of the Center for the Study of Dispute Resolution (CSDR) (2010-present)
* University of Missouri Faculty Council on University Policy (2019-2023)
* Faculty Council Parliamentarian 2019-2022
* University Faculty Affairs Committee (2019-2022; Chair 2020-2021)
* Parliamentarian of the Faculty of the University of Missouri (2020-2022)
* University Facilities, Buildings, and Grounds Committee (Chair 2021-present)
* University Grievance Resolution Oversight Committee (Chair 2021-present)
* Executive Board Member of the Center for the Digital Globe (CDiG) (2008-2017)
* Law School Curriculum Committee (Chair 2019-2021)
* Law School Technology Committee (Chair 2010-2016)
* Law School Policy Committee (elected by faculty several occasions, including 2020-2022)
* Faculty Appointments Committees (various, including 2021-2024)
* Board of Advisors for the Business Entrepreneurship and Tax Law Review (BETR) (2016 – Present); Faculty Advisor (2021-Present).
* Courses: Patent Law; Advanced Patent Law; Copyright Law; Property Law I; Property Law II; Professional Responsibility; Internet Law (JD Course); Law of the Internet (Undergraduate Course); Electronic Commerce; Civil Procedure I; Civil Procedure II; Intellectual Property Licensing, Independent Research Projects.
* Additional Activities: Missouri Patent Law Moot Court Organizer; Advisor for the Association for Intellectual Property and Entrepreneurship Law (AIPEL); Advisor for the Mizzou Law Tennis Society.

University College of London Faculty of Laws London, UK
Visiting Scholar Summer 2012

Franklin Pierce Law Center Concord, New Hampshire

Visiting Professor for IP Summer Institute (Patent Law) Summer 2007

Intellectual Property Hall of Fame Academy London, UK

Nominated Academy Member 2007-Present

Peer-to-Patent: Community Peer Review New York, New York

Advisory Board Member 2006 – 2012

Boston University Law School Boston, Massachusetts

Visiting Assistant Professor of Law 2006-2007
Courses include Advanced Patent Policy and Internet Law

McDonnell Boehnen Hulbert & Berghoff LLP (law firm) Chicago, Illinois

Of Counsel (also Associate and Law Clerk) 2001-2007
Practicing as a Law Clerk and later as Patent Attorney

Kirkland & Ellis LLP (law firm) Chicago, Illinois

Summer Associate in Intellectual Property Litigation Summer 2002

Heller Ehrman LLP (law firm) San Francisco, California

Summer Associate in Litigation Summer 2001

United States Peace Corps Kadjebi-Asato, Ghana, West Africa

Peace Corps Volunteer (mathematics and science teacher in rural Ghana) 1998-2000

Quadris Consulting New England Region
Technology Consultant 1997-1998
Primarily stationed at a Corning factory making lithography lenses

**Honors and Recognitions**

* **Scholarly Impact**: According to a Westlaw JLR Search Report, my work has been cited in 1,000+ academic law journal articles (Oct. 2022).[[1]](#footnote-1) A five-year scholarly impact report reveals 440 JLR citations (2014-2018), a favorable result compared with leading law scholars across the United States.[[2]](#footnote-2) For context, my total citation count is higher any other University of Missouri Law School faculty member (excluding emeritus), as is the five-year impact number. I have been awarded the Shook Hardy Bacon award for the best Faculty Scholarship at the law school.
* Scholarly Impact of my Patently-O site: A similar Westlaw JLR Search Report shows 1450+ academic law journal citations for my Patently-O site, including 615 in the five year study.[[3]](#footnote-3) Further, Patently-O is on-par with the leading intellectual property focused academic journals in terms of citations by both legal scholars and courts, even though I am the primary author of the vast majority of the content.
* I have been the invited **keynote speaker** or **plenary speaker** at numerous events as well as invited to testify to various congressional hearings.
* In 2017, I was awarded the prestigious ***Jefferson Medal*** for Exceptional Contributions to the Field of Intellectual Property Law. The award has been granted annually since 1951 by the New Jersey Intellectual Property Law Association. Previous Medalists include Jurists, Members of Congress, and Leaders in the Field.
* In 2007, 2008, 2009, 2010, 2011, and 2012 the ABA Journal chose my site, Patently-O, as one of the **top-100 legal blogs** (Blawgs) – honoring Patently-O in 2008 as the top legal blog focusing on a niche area of law and in 2011 as the top legal blog focusing on intellectual property law. In 2012, the ABA Journal retired Patently-O from the annual top-100 award and instead installed Patently-O as an inaugural member of the ***Law Blog Hall of Fame***.
* At the creation of the ***Intellectual Property Hall of Fame***, I was chosen as an inaugural Nominating Academy Member. Each year, Academy Members and prior inductees select and vote upon candidates for future induction into the Hall of Fame.
* **Social Media**: LinkedIn designated me as one of several dozen official global “***Influencers***” with 100,000+ followers and 10,000+ connections. 17,000+ twitter (X) followers, although I have not been using X in recent years.
* **Teaching**: I have been awarded the **Gold Chalk** award from the Graduate Professional Council (2020) for outstanding teaching and contributions to the education and training of graduate and professional students. In addition, I have received the **Balance of Justice** Award from the Student Bar Association for putting great value on the plurality of student perspectives in and outside of the classroom, and **1L Faculty of the Year**.

**Representative Publications and Presentations**

*Additional Academic Articles:*

* Resorbing Patent Law's Kessler Cat into the General Law of Preclusion, 55 Akron Law Review 51 (2022) (with Homayoon Rafatijo). Our Kessler article was subjected to a competitive peer-review process associated with a small honorarium for publication. It was selected to be part of the Intellectual Property Scholars Forum.
* States can Infringe Upon Your Intellectual Property Rights with Impunity in the Era of “New Federalism, 50 AIPLA Q.J. 161 (2022) (with Homayoon Rafatijo). This article was selected through a peer-review process to be included within the annual BYU Copyright and Trademark Symposium. The article was then subsequently subject to a second round of peer-review consideration prior to being accepted for publication in the AIPLA Q.J.
* Legal Fictions and the Corporation as an Inventive Artificial Intelligence (2022). This is a chapter in the forthcoming RESEARCH HANDBOOK ON INTELLECTUAL PROPERTY AND ARTIFICIAL INTELLIGENCE (E-Elgar, Ryan Abbott, Editor 2022).
* Reference Check: A Simple Strategy to Improve Drug Patent Quality, Health Affair Forefront (June 21, 2022) (with S. Sean Tu, and Aaron S. Kesselheim).
* Reattribution, the Poison Pill and Inventorship, 5 Bus. Entrepreneurship & Tax L. Rev. 138 (2021).
* Wrongly Affirmed Without Opinion, 52 Wake Forest Law Review 561 (2017). After releasing a draft version of the article on SSRN in February 2017, the article has served as a basis for dozens of court petitions, including a substantial number of petitions for *writ of certiorari* with the Supreme Court and for rehearing by the *En Banc* before the Court of Appeals for the Federal Circuit.
* Work-in-Progress: The law-fact spectrum.
* Work-in-Progress: The heart of Invention.
* Provisional Patent Applications as Prior Art, Berkeley Tech. L. J. Commentaries (2016).
* Operating Efficiently Post-Bilski by Ordering Patent Doctrine Decision-Making, 25 Berkeley Tech. L. J. 1673 (2011) (co-author with Robert Merges).
* Evolving the Court of Appeals for the Federal Circuit and its Patent Law Jurisprudence: Foreword to the Symposium Issue, 76 Missouri Law Rev. 1 (2011).
* A Trademark Justification for Design Patent Rights, University of Missouri School of Law Legal Studies Research Paper No. 2010-17.
* Is Novelty Obsolete? Chronicling the Irrelevance of the Invention Date in U.S. Patent Law, 16 Mich. Telecomm. Tech. L. Rev. 53 (2010).
* An Empirical Study of the Role of the Written Description Requirement in Patent Prosecution, 104 Northwestern University L. Rev. Colloquy 382 (2010) selected for republication in 104 Northwestern University L. Rev.1665 (2010).
* Nil: the Value of Patent Rights in a Health Crisis, 39 Seton Hall L.R. 1125 (2010).
* The Patent Lottery: Exploiting Behavioral Economics for the Common Good, 16 George Mason L.R. 141 (2008)
* Draft: Empirical Lessons from the File Histories of One Million Recently Issued Patents (law review article in progress).
* Social Welfare of Advertising to Children, 9 U. Chi. L. Sch. Roundtable 179 (2002) (law school note).

*Web Log and Patent Law Journal:*

* Dennis Crouch, **Patently-O**, at <http://patentlyo.com>. Patently-O includes **over 7,000 of my own research-driven articles** discussing (almost) every precedential patent related US appellate decision since April 2004. The site presents my extensive empirical analysis of the United States and Global patenting systems. Several studies place Patently-O in the top-ten of all legal blogs based on the number of law review citations; court citations; readership; and influence.
* In 2007, 2008, 2009, 2010, 2011, and 2012 the American Bar Association (ABA) chose Patently-O as one of the top-100 legal blogs (Blawgs) – honoring Patently-O in 2008 as the top legal blog focusing on a niche area of law and in 2011 as the top legal blog focusing on intellectual property law. In 2012, the ABA Journal retired Patently-O from the competition as an inaugural member of the ***Law Blog Hall of Fame***.
* In a worldwide survey conducted by a competitor IPWatchDog, Patently-O was overwhelmingly selected as the best patent blog.
* Patently-O articles have been cited numerous times in Congressional and administrative testimony.
* The site received millions of million visits in the past year in addition to over 20,000 individual opt-in subscribers to the daily e-mail option. The contents of the site freely available online and are catalogued within LexisNexis and Westlaw, the leading databases of legal material.
* Although I have written the vast majority of content, we also publish occasional contributions from leading legal academics including, *inter alia*, professors at the University of Michigan School of Law, University of Pennsylvania School of Law, Stanford Law School, Washington University School of Law, Boston University School of Law, Duke University School of Law, George Washington University School of Law, University of California Berkeley School of Law, University of Wisconsin Law School, San Diego University School of Law, Marquette School of Law, and University of Alabama School of Law.
* I am also editor and publisher of the **Patently-O Patent Law Journal** which publishes concise time-sensitive academic essays on issues of patent law and policy. The Law Journal is also catalogued and searchable within Westlaw's Law Review database.

*Other Publications:*

* When does a Three Year Statute of Limitations Begin Running?, \_\_\_ Preview U.S. Sup. Ct. Cas. \_\_\_ (2023-2024) (forthcoming).
* Is Andy Warhol’s Use of Goldsmith’s Copyrighted Photographs a Transformative Fair Use?, 50 Preview U.S. Sup. Ct. Cas. 30 (2022-2023).
* When is Software Code Copyrightable - Is Its Unauthorized Copying Excusable as a Fair Use, 47 Preview U.S. Sup. Ct. Cas. 14 (2019-2020) (co-author with Homayoon Rafatijo).
* The History and Future of E-Commerce Patents, ABA Landslide (May/June 2015) (co-author with Mitchell Terry).
* The Standard for Awarding Attorney Fees Under 35 U.S.C. § 285 to Prevailing Parties in Patent Litigation, Iss. 5 Vol. 41, ABA Preview of Supreme Court Cases 226 (Feb. 24, 2014) (co-author with Jafon Fearson).
* Seed Patents, Patent Exhaustion, and Third Parties, 40 ABA Supreme Court Preview 225 (2013).
* Copyright Versus the Public Domain: Does the Constitution Allow Congress to Take Works from the Public Domain and Replace Those with Private Exclusive Rights?, 39 ABA Supreme Court Preview 46 (2012) (co-author with Ted Wright).
* The Ambiguity in Section 102(a)(1) of the Leahy-Smith America Invents Act, 2011 Patently-O Pat. L.J. 29 (contributing author)
* Broadening Federal Circuit Jurisprudence: Moving Beyond Federal Circuit Patent Cases, 2010 Patently-O Patent L.J. 19.
* Book Review: Reviewing Part III of Innovation for the 21st Century: Patents 61 Ala. L. Rev. 587 (2009).
* Understanding the Role of the Board of Patent Appeals: Ex Parte Rejection Rates on Appeal, University of Missouri School of Law Legal Studies Research Paper No. 2009-16 at <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1423922>.
* The Rising Size and Complexity of the Patent Document, University of Missouri School of Law Legal Studies Research Paper No. 2008-04 at <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1095810>. Updated statistics available at <http://www.patentlyo.com/patent/2009/06/dropping-claim-counts.html>.
* Extraterritorial Enforcement: US Court Refuses To Enforce Foreign Patents, Journal of IP Law & Practice (March. 2006).
* z4 and its Implications, Journal of IP Law & Practice (Nov. 2006).
* Brief of the Intellectual Property Owners Association, as Amicus Curiae in support of neither party, Laboratory Corp. of Am. Holdings v. Metabolite Labs., Inc., No. 04-607 (U.S. Sup. Ct., filed Dec. 2005) (coauthor).
* Pushing The Boundaries, 176 Pat. World 10 (2005) (co-author).
* Patent Reform Act Calls for Closer Look, 4 Pat. Law. 16 (2005) (co-author).
* The Reach of Law, 172 Pat. World 10 (2005).
* Legislative Update: Joint Research Agreements May Protect Patent Rights, snippets 3:1 (2005) (co-author).
* Defining Your Terms, 168 Pat. World 10 (2004).
* Environmentally Conscious Patent Histories, Environmentally Conscious Manufacturing III, SPIE Proceedings 5262, 165-73 (2003) (co-author).

*Books*:

* James Hawes & Dennis Crouch, Patent Application Practice (Thomson-West 2d ed. Supps. 16-18, 2005-06) (supplement author of treatise on patent prosecution practice).

*Congressional Testimony:*

* Password Privacy Act, Testimony to the Missouri Senate Committee on General Laws (February 2017).
* Patent Overhaul Implementation and the Impact on the Small Business Community, Testimony to the House Committee on Small Business (May 2013).
* Prior User Rights, Testimony to the House Committee on the Judiciary, Subcommittee on Intellectual Property, Competition and the Internet (February 2012).
* Review of Recent Judicial Decisions on Patent Law, Testimony to the House Judiciary Subcommittee on Intellectual Property, Competition and the Internet (February 2011).

*Presentations*:

* Government’s Role in AI, Missouri Law Review Symposium (March 2024) (symposium organizer)
* Section 112 Issues, and How to Stop Them, IP Summit (February 2024) (upcoming)
* Design Patents En Banc, Suffolk Law School (February 2024) (upcoming)
* Patent and AI Law, Aspen-Snowmass IP CLE (January 2024)
* Implications of Amgen v. Sanofi, WSBA (November 2023)
* The Future of Intellectual Property, 61st Annual Conference on Intellectual Property Law, Plano TX (November 2023) (Keynote Presentation)
* Patent Law Year in Review, AIPLA Annual Meeting (October 2023) (plenary session)
* AI’s role in IP, AIPLA Annual Meeting – Emerging Technologies Branch (October 2023)
* Using AI in Legal Education, MU Law Faculty (September 2023)
* Patent Law Update, NAPP Annual Meeting (July 2023)
* Art, Antibodies, and Alcoholic Pooches: 2023 Landmark IP Decisions, Dallas Bar Association (July 2023)
* AI and Ethics, Great Planes Network Annual Conference on Higher Education Networks and Research (June 2023)
* New Law of Enablement and Written Description, ABA IP Section Annual Meeting (April 2023)
* AI at Mizzou Workshop Presentations (March 2023)
* New Law of Enablement and Written Description, Texas Bar: Advanced Intellectual Property Law (February 2023)
* Patent Law Update, Aspen-Snowmass IP CLE (January 2023)
* The New Law of Enablement and Written Description, WSBA (October 2022)
* Patent Law Update, USC (September 2023)
* The Five Impactful Changes in Patent Policy, Keynote Speaker, ACPC Detroit (September 2022)
* Inventorship, Ownership, Attribution and AI, Keynote Speaker, Florida Bar Association IP Symposium (May 2022)
* Guest Lecture on Research Methods for Legal Scholars, KU School of Journalism (March 2022)
* A Durable Repairable Society, WIPIP 2022 (February 2022)
* Resorbing Patent Law's Kessler Cat into the General Law of Preclusion, Drake Law School (February 2022) (with Homayoon Rafatijo)
* Resorbing Patent Law's Kessler Cat into the General Law of Preclusion, Akron IP Scholars Forum (December 2021) (with Homayoon Rafatijo)
* Major Changes in US Patent Law, Corning Internal IP Workshop (December 2021)
* The Corporation as AI and its Implication for Patenting, C-IP2 Fall Conference, Owning AI and Protecting AI Output (October 2021)
* New role of Inventorship in US Patent Law, Elevate Your Prosecution (Salt Lake City) (September 2021)
* States can Infringe Upon your Intellectual Property Rights with Impunity in the Era of “New Federalism”, BYU Copyright Symposium (August 2021) (with Homayoon Rafatijo)
* Patenting AI Technology, AI & Patents Workshop @ ICAIL21, Center for AI and Patent Analysis, Carnegie Mellon University (June 2021)
* Plenary Welcome Speaker, Patent Law Year-in-Review, Boston Patent Law Association (May 2021)
* Patent Law Year-in-Review, Kansas Bar Association Intellectual Property Summit (May 2021)
* New Strategies for Avoiding and Defending Patent Infringement Lawsuits, DRI 2021 Intellectual Property Litigation Virtual Seminar (May 2021)
* Guest Presentation on IP - Capstone Design Course for Mizzou Mechanical Engineering (Fall 2022)
* Guest Speaker on Privacy Law issues – Management 8100 (Exploring the Digital Globe) (Fall 2022)
* Guest Presentation on Copyright - Media Law Course, Mizzou School of Journalism (Spring 2021)
* Moving Toward Corporate Inventions, 2021 Works in Progress in IP Scholarship Conference (February 2021)
* Inventorship 2021, Advanced Intellectual Property Law workshop (February 2021, recast March 2021)
* Patent Year in Review (Plenary Speaker) at USC Intellectual Property Institute (September 2020)
* Defining the PTAB: Click to Call and Windy City (May 2020) (webinar via IPO Webinar)
* A Community Approach to Advancing IP Law (March 5, 2020), Intellectual Property Law Spring Seminar (Lansing MI)
* Concerns with Big Patent Data (October 22, 2019) at Midwest Regional USPTO Patent Open Data Conference (Detroit MI)
* Patent Year in Review (Plenary Speaker) at American Intellectual Property Law Association (AIPLA) annual meeting (October 26, 2019).
* Cyber Security and the Law, UM Cyber Security Summit (April 2018).
* Intellectual Property Searches, Works in Progress in IP (WIPIP) annual meeting (February 2018).
* Federal Court Intellectual Property Practice, Eastern District of Missouri’s Quadrennial Practice Seminar (October 2017)
* Top Patent News – 2017, 2017 Nestle IP Summit (October 2017)
* Pendulum Swinging in Patent Law: the role of the patent system in supporting innovation and fostering entrepreneurship, Bar Association of Metropolitan St. Louis (BAMSL) Inventor of the Year Award Ceremony (September 2017).
* Wrongly Affirmed Without Opinion, IP and the Administrative State Workshop at SEALS (August 2017).
* Digital Pressures in Intellectual Property Law, SEALS (August 2017).
* New Scholars Mentor, SEALS (August 2017).
* On-Sale Bar After *Helsinn*, webinar lecture for Intellectual Property Owners Association (June 2017)
* Acceptance Speech for the 2017 Jefferson Medal Award Banquet (June 2017)
* Conference Organizer and Speaker, Defend Trade Secrets Act, University of Missouri School of Law Symposium on the Defend Trade Secrets Act of 2016 (March 2017)
* Harnessing Law to Drive Your Business: Intellectual Property Focus, Delta Sigma Pi Chapter presentation (April 2017)
* Patent Law Year in Review, National CLE Conference, Colorado (January 2017)
* Trolls vs Pirates and the Battle over Patent Quality, CIPI at Georgia State University (October 2016)
* Trolls vs Pirates and the Battle over Patent Quality, UTAH IP Summit (February 2016)
* Invited Comments on Patent Office Cohorts at the 10th Annual Conference on Empirical Legal Studies at Washington University in St. Louis School of Law (October 2015).
* Seeking Clarity in Patent Claims, Iowa Intellectual Property Law Association Annual Conference (October 2015)
* Eligibility of Electronic Commerce Patents, ABA Webinar (June 2015).
* Academic Perspective on IP Law, Inventor of the Year Awards hosted by the Bar Association of Metropolitan St. Louis. (June 2015).
* Seeking Clarity in Patent Claims, Iowa Intellectual Property Law Association Annual Conference (October 2015).
* Patent Year in Review, Los Angeles Intellectual Property Law Association Annual Spring Seminar (May 2015).
* Claim Construction at the PTO, Stanford Law School conference on the PTO and the Courts (April 2015) (academic day).
* The Growth of Administrative Revocation Systems, Stanford Law School conference on the PTO and the Courts (April 2015)(practical day).
* Patent Quality, Invited Plenary Speaker at USPTO Patent Quality Summit (March 2015) (Washington DC).
* Patent Clarity, University of Missouri Intellectual Property Symposium (March 2015) (Keynote).
* Basics of Intellectual Property, University of Missouri “Lets Talk” Series (February 2015).
* Patent Law, Intellectual Property Program of the National CLE Conference (January 2015) (Vail, Colorado).
* Evidence Based Patent Law: Trends and Statistics, and What They Mean for Your Practice and Your Patent Portfolio, Advanced Patent Law Institute (November 2014) (Austin, Texas).
* Incentives for Patent Clarity, Houston-IPIL Annual Fall Keynote Lecture (Sponsored by the Katz Foundation) (November 2014).
* Patent Law Developments, Door County Intellectual Property Academy (July 2014).
* Impact of Recent Supreme Court Patent Decisions, Plenary Session at IPO Annual Meeting (September 2014) (Vancouver)
* Indefiniteness after Nautilus and In re Packard, IPO Webinar (June 2014) (Online).
* Patent Reform in the Courts, Congress and the Administration, 2014 Midwest Intellectual Property Institute (May 2014)
* Functional Claiming, IPO Webinar (February 2014)(online)
* Discussion Leader on Indefiniteness at the Midwinter Patent Experts Conference (February 2014)(Naples, Florida)
* Indefiniteness at the Supreme Court, Presentation to the Association of Corporate Patent Counsel (ACPC) (January 2014)
* The Problem of Patent Trolls and State Attorneys General can do About it, Presentation to the Annual Meeting of the National Association of Attorneys General (December 2013) (New Orleans, LA)
* The Historic Cycles of Functional Patent Claims, Keynote Presentation at the 51st Annual Conference on Intellectual Property at the Center for American and International Law (November 2013) (Plano, Texas)
* The Historic Cycles of Functional Patent Claims, Presentation to Armstrong Teasdale attorneys (November 2013) (St. Louis)
* A Concise Guide to Internet Law, MU School of Business Presentation (October 2013)
* A Top Ten List of Important Property Law Issues, Presentation to the Boone County Bar Association (October 2013)
* An Introduction to Design Patent Practice, Stanford-Samsung Design Patent Conference (April 2013)
* Overlapping Claims, Presentation at Stanford Law School (April 2013)
* Overlapping Design and Trademark Rights, International Trademark Association (INTA) Annual Meeting (April 2013)
* Patent Litigation: Its Problems and Fixes, Presentation to the Association of Corporate Patent Counsel (February 2013) (Orlando)
* Design Patent Law in Context, Presentation to the 23rd Annual Conference on USPTO Law and Practice (December 2012) (Washington DC).
* Implementation of the New Patent Rules, Association of University Technology Managers (AUTM) Central Region Meeting (Oklahoma City) (Fall 2012)
* Patent Case Law Update, Presentation to the Intellectual Property Owners Annual Meeting (September 2012) (San Antonio).
* Recent Patent Cases and Their Impact on Biotechnology, Presentation to the Monsanto Annual Corporate Retreat (September 2012).
* US Patent Law Controversies, Presentation to the IP Business Congress (July 2012) (Portugal).
* US Patent Law, UCL College of Laws (June-July 2012).
* IP Law and Practice As Seen From the Digital Beach, Presentation to the 10th Annual Rocky Mountain Intellectual Property & Technology Institute (May 2012).
* Toward an International Intellectual Property System, Presentation to the 2012 Intellectual Property Law Spring Seminar hosted by the Intellectual Property Law Section of the State Bar of Michigan (March 2012).
* How the “America Invents Act” Affects Innovation and Research, Panel member at the Symposium on Engineering Connections between Politics and Science for the 21st Century (March 2012) (University of Missouri).
* The Avoidance Doctrine Applied to Patent Eligibility Questions, Presentation to the Suffolk Law School Symposium on Critical Changes in Patent Law and Practice (February 2012).
* Harmonization of the Patent Laws, Presentation to the University of Iowa School of Law (February 2012).
* Compulsory Harmonization under the AIA, Presentation at the Works-in-Progress in Intellectual Property Workshop (February 2012) (University of Houston).
* Harmonization of the Patent Laws, Presentation at the Santa Clara University School of Law Symposium (January 2012).
* Invited Roundtable Participant, Kauffman Roundtable on Patent Reform & Innovation (November 2011) (Yale Law School).
* Prosecution Pathways and Timing, Presentation to the 27th Annual Institute on Intellectual Property Law (October 2011) (Galveston, Texas).
* Patent Prosecution Pathways, Presentation to the Marcus Evans IP Law Summit (September 2011) (Las Vegas).
* Inequitable Conduct Findings, Presentation to the 2011 Federal Circuit Bar Association Bench & Bar Conference (June 2011).
* The Role of Patent Applicant Incentives in Building a Better Patent System, Presentation to the Harvard Business School Science-Based Business Initiative (April 2011).
* Conference Organizer and Moderator, Annual Symposium of the Missouri Law Review, Evolving the Court of Appeals for the Federal Circuit and its Patent Law Jurisprudence (February 2011).
* Operating Efficiently Post-Bilski by Ordering Patent Doctrine Decision-Making, Workshop on Intellectual Property Moderated by Professors John Duffy and Margo Bagley (November 2010) (University of Virginia School of Law).
* The Role of Blogs for Lawyers and Legal Academics, American Intellectual Property Law Association (AIPLA) Annual Meeting (October 2010).
* Invited commentary, Peer Review Prior Art Roundtable (October 2010) (Geneva, Switzerland).
* Invited commentary, Launching the United States Patent and Trademark Office (USPTO) Economics Research Agenda (September 2010) (Berkeley, California).
* Influence and Stature at the Federal Circuit, Intellectual Property Scholars Conference (August 2010) (Berkeley, California).
* Applicant Incentives and the Patent Office Backlog, AIPLA/FICPI Workshop on Patent Office Backlogs (June 2010) (Edinburgh, Scotland).
* Patent Reform in the Courts, Kansas City Metropolitan Bar Ass’n (April 2010) (Kansas City, MO) (invited speech).
* Patent Reform Inertia, Corporate IP Counsel Summit (Apr. 2010) (New York) (*Keynote address*).
* Fearing Reexaminations, IP Law Summit (Mar. 2010) (Miami, FL) (*Keynote address*).
* A Normative Justification for Design Patent Policy, Washington University School of Law Intellectual Property Speaker Series (March 2010) (St. Louis).
* The Role of Applicant Incentives in Patent Office Reform, Stanford Technology Law Review Symposium on PTO Reform (Feb. 2010) (Stanford)
* The Trademark Role of Design Patent Protection, 11th Annual Intellectual Property Symposium of the Texas Intellectual Property Law Journal (Feb. 2010) (Austin).
* Chronicling the Irrelevance of the Invention Date in U.S. Patent Law, Intellectual Property Scholars Conference (Oct. 2009) (Seton Hall University Law School, Newark, NJ).
* Chronicling the Irrelevance of the Invention Date in U.S. Patent Law, George Washington University Law School IP Series (Oct. 2009) (Washington DC).
* Chronicling the Irrelevance of the Invention Date in U.S. Patent Law, Santa Clara University Workshop on Intellectual Property Scholarship (Sept. 2009) (Santa Clara University, CA).
* Levels of Uncertainty in Patent Law, Federal Circuit Bar Association Symposium (Sept. 2009) (Santa Clara).
* Debating the Wisdom of an Additional Layer of Post-Grant Patent Review, IPO Annual Conference (Sept. 2009) (Chicago).
* Empirical Study of Patent Applicant’s Non-Confrontational Use of First-Inventor Rights, Southeastern Association of Law Schools (SEALS) annual conference (Aug. 2009) (Palm Beach).
* Patent Information and its Role in the Global Patent System, Patent Information Users Group Annual Meeting (May 2009)(San Antonio) (*Keynote address*).
* Evidence Based Prosecution: Empirical Results from the Prosecution Files of One Million Recently Issued Patents, IP Law Summit (Mar. 2009) (Ponte Vedra, FL) (*Keynote address*).
* Federal Circuit Year-in-Review, BAMSL annual meeting (Mar. 2009) (St. Louis).
* Evidence Based Prosecution: Empirical Results from the Prosecution Files of One Million Recently Issued Patents, 10th Annual Intellectual Property Symposium of the Texas Intellectual Property Law Journal (Feb. 2009) (Austin).
* Ethics of Inequitable Conduct: The PTO’s Role in Judging Inequitable Conduct, 10th Annual Symposium of the Santa Clara Computer and High Technology Law Journal (Jan. 2009) (Santa Clara).
* Rethinking the Protection of Ornamental Designs, Faculty of the University of Georgia Law School (Jan. 2009)(Athens, GA).
* The Crisis Value of Patent Rights, Seton Hall Law Review Symposium (Preparing for a Pharmaceutical Response to Pandemic Influenza) (Oct. 2008)(Newark).
* Rethinking the Protection of Ornamental Designs, IP Scholars Conference, Stanford University Law School (Aug. 2008)(Palo Alto).
* The Benefits and Problems of Online Anonymity, “Speak Your Mind” Hickman High School (Apr. 2008) (Columbia, MO).
* Protecting Inventors while Reforming Intellectual Property, Missouri Inventor of the Year Awards (March. 2008) (St. Louis) (keynote address).
* Legal, Reputational and Generational Issues of Blogs, Association of Corporate Patent Counsel (Jan. 2008) (Santa Barbara).
* The Three Branches of Patent Reform, Ocean Tomo Pre-Auction Conference (Oct. 2007) (Chicago).
* The Struggle of District Courts Deciding Patent Cases, Federal Circuit Roundtable at Boalt Hall Law School (Sept. 2007) (Berkeley).
* The Outer Limits of Patentable Subject Matter, Harvard Law School (Mar. 2007) (Cambridge) (*keynote address*).
* Enforcing Foreign Infringement in US Courts, Duke Law School (Feb. 2007) (Durham, NC).
* Transnational Patents, Santa Clara University Law School (Jan. 2007) (Santa Clara).
* The Court’s Influence on Biotech Patents ACI Conference (Nov. 2006) (Boston) (Panel moderator).
* Software Patents, BU Law School (Nov. 2006) (Boston) (Panel moderator).
* Patent Lottery, Annual Works in Progress Intellectual Property Colloquium (Oct. 2006) (Pittsburgh).
* Blog Law (Apr. 2006) (San Francisco) (Conference co-host).
* Federal Circuit Year-in-Review, 2006 AIPLA Mid-Winter Institute (Feb. 2006) (La Quinta, CA).
* Vitiation and the Doctrine of Equivalents, presented to the Kansas City Metro Bar Association (Nov. 2005) (Kansas City).

**MU Symposia Organized:**

* AI and Government, 2024 Missouri Law Review Symposium (upcoming).
* The Future of Food, 2022 Center for Intellectual Property & Entrepreneurship Conference, in Collaboration with the Business Entrepreneurship and Tax Review (BETR) journal. (Co-organized with Prof Erika Lietzan and BETR students).
* Work-in-Progress in Intellectual Property (WIPIP), 2022 event co-sponsored with SLU Law School. 100+ presenters attended a two-day event in St. Louis.
* Implementing and Interpreting the Defend Trade Secrets Act, 2017 Center for Intellectual Property & Entrepreneurship Conference (March 2017), in Collaboration with the Business Entrepreneurship and Tax Review (BETR) journal.
* Patent & Trademark: Administrative Review Hearings & Symposium, 2016 Center for Intellectual Property & Entrepreneurship Conference (March 2016).
* IP and the University: Issues for Academics, Entrepreneurs and Lawyers, 2015 Center for Intellectual Property & Entrepreneurship Conference (March 2015).
* Resolving IP Disputes: Calling for an Alternative Paradigm, Journal of Dispute Resolution Symposium (October 2013).
* Evolving the Court of Appeals for the Federal Circuit and its Patent Law Jurisprudence, Missouri Law Review Symposium (February 2011).

As mentioned above, I have published over 7,000 articles on Patently-O that have been accessed many millions of times. Because of space restrictions, I cannot list them all. However, the following is a listing of about 50 recently published post from the past 10 weeks or so.

* Crouch, Two Mandamus Petitions: Transfer Granted, Improper Service Denied (02/01/2024)
* Crouch, Gogo Continues In-Flight Services as Federal Circuit Rejects SmartSky’s Preliminary Injunction Appeal (01/31/2024)
* Crouch, Race to the Finish: Timing Battles in Parallel IPR and District Court Litigation (01/29/2024)
* Crouch, Has Diehr been Overruled?; and How do you Prove Technological Advance (01/28/2024)
* Crouch, Federal Circuit on TM Law’s Information Matter Doctrine (01/26/2024)
* Crouch, USPTO Granted Remand in Important Antibody Written Description Case (01/23/2024)
* Crouch, Vanda Seeks Supreme Court Review on Lower Standard for Obviousness (01/23/2024)
* Crouch, En Banc Denied in In re Cellect: Double Patenting and Patent Term Adjustment (01/22/2024)
* Crouch, A present assignment of future continuation applications (01/19/2024)
* Crouch, Federal Circuit Upholds PTAB’s Obviousness Finding and Joinder Decision in CyWee v. ZTE Smartphone Patent Case (01/18/2024)
* Crouch, Federal Circuit Rejects Another PTAB-Bias Appeal (01/18/2024)
* Crouch, Apple Watch Stays on US Market, But Pulse-Ox Disabled Pending Appeal (01/17/2024)
* Crouch, The Carrot and Stick Approach to Innovation (01/16/2024)
* Crouch, Ethical Infantilism in the Age of Technological Advancement (01/14/2024)
* Crouch, Improving Efficiency to Increase Competition Act: Burdens of Bayh-Dole (01/13/2024)
* Crouch, ITC: Apple is an “Adjudicated Infringer” Improperly Seeking “Permission to Continue Infringing” (01/12/2024)
* Crouch, USPTO Guidelines: Amgen is a Nothingburger (01/11/2024)
* Crouch, Claim Construction and its Role in Eligibility (01/10/2024)
* Crouch, Yes, a “single biomolecule” means one biomolecule (01/10/2024)
* Crouch, A publication “by others” under pre-AIA Section 102 (01/09/2024)
* Crouch, Federal Funded Innovation and March-In Rights (01/05/2024)
* Crouch, Plagiarism Police come for Winston & Strawn (01/04/2024)
* Crouch, Federal Circuit Affirms Invalidity of Genus Claims to Stevia Production Method Lacking Written Description and Narrower Claims as Combining Natural Phenomena with an Abstract Idea (01/04/2024)
* Crouch, The First Precedential Patent Decision of 2024: Dexcom v. Abbott Diabetes Care (01/03/2024)
* Crouch, Patent Law Exam 2023: Are you Smarter than a Law Student? (01/03/2024)
* Crouch, Patent Grant Total 2023 (12/29/2023)
* Crouch, Artificial Intelligence and Copyright in China: Lessons from a Recent Court Case (12/28/2023)
* Crouch, Federal Circuit Appellate court Grants Emergency Stay of Apple Watch Ban (12/27/2023)
* Crouch, Fed Cir affirms PTAB decision Invalidating 1996 Patent on Mobile Base Stations (12/27/2023)
* Crouch, Emergency Appeal of the Apple Watch Ban (12/26/2023)
* Crouch, No Patent for Robot Inventions: UK Supreme Court Rules on AI Inventorship in Thaler v. Comptroller-General (12/20/2023)
* Crouch, Dismissal but no Vacatur: Federal Circuit Declines to Disturb PTAB’s Upholding of Dafni’s Hair Brush Patent (12/19/2023)
* Crouch, Serving Foreign Defendants: Navigating the Hague and Texas Substituted Service (12/18/2023)
* Crouch, The Battle Over Domicile Disclosure by Trademark Applicants (12/18/2023)
* Crouch, Bolstered by 5th Circuit, Federal Circuit Again Rejects WTDX Judge Albright’s Venue Analysis (12/17/2023)
* Crouch, Federal Circuit Affirms PTAB’s Finding that Tayloe Teaches Claimed “Storage Element” (12/15/2023)
* Crouch, USPTO Stands Firm that Patent Term Adjustment Creates Double Patenting Risk (12/15/2023)
* Crouch, Acadia: Easy Tricks to Skirt Double Patenting Challenges (12/14/2023)
* Crouch, Federal Circuit Continues to Apply Strict Obviousness-Type Double Patenting Analysis (12/13/2023)
* Crouch, Federal Circuit Decision Causes Confusion on Trademark Cancellation (12/12/2023)
* Crouch, The FTC’s Misguided Comments on Copyright Office Generative AI Questions (12/11/2023)
* Crouch, Drafting Functional Claims Still Risky Post-Alice (12/10/2023)
* Crouch, Sonos v. Google: Late Claiming Estoppel (12/08/2023)
* Crouch, Skinny Label Avoids Infringement (12/07/2023)
* Crouch, USPTO again Asks for Remand in Xencor to reconsider its Decisions. (12/07/2023)
* Crouch, Inferring Secondary Meaning from Product Design Copying (12/07/2023)
* Crouch, Will AI lead to dramatic changes in patent prosecution over the next 5 years?  (12/06/2023)
* Crouch, Brushed Aside? Dafni Tries to Keep its PTAB Win against Ontel (12/06/2023)
* Crouch, VLSI’s $2.2b Infringement Verdict Rejected by Federal Circuit (12/04/2023)
* Crouch, Permissible Repair versus Impermissible Reconstruction (12/04/2023)
* Crouch, No Mandamus Relief in Privilege Ruling (12/04/2023)
* Crouch, Jepson Formats and Means Limitations Under More Fire (11/29/2023)
* Crouch, Supreme Court on Patent Law: November 2023 (11/29/2023)
* Crouch, Sermon from the Bench: TTAB May Not “Altar” Course in Silence (11/28/2023)
* Crouch, Prior Art as of the Effective Filing Date (11/28/2023)
* Crouch, The Fate of Patent Term Adjustment: In re Cellect Seeks Rehearing on Double Patenting (11/27/2023)
* Crouch, The MPF Resurrection: Still Waiting for a Miracle? (11/22/2023)
* Crouch, Failures to Function and Likelihood of Confusion: Takeaways from Two Recent Federal Circuit Trademark Decisions (11/17/2023)
* Crouch, 14,000 Words to Win It: Why Medtronic’s Appeal Strategy Backfired (11/17/2023)
1. This study was limited only to citations in academic law journals. [↑](#footnote-ref-1)
2. My five-year citation count exceeds that of top the top-five faculty members (median) at every top law school nationwide except for Yale. See Gregory Sisk, et al., *Scholarly Impact of Law School Faculties in 2015: Applying Leiter Scores to Rank the Top Third*, 12 University of St. Thomas L.J. 100 (2015) (“Sisk Report”). [↑](#footnote-ref-2)
3. The citation count for Patently-O exceeds that of top the top-five faculty members (median) at every top law school nationwide. See Sisk Report. [↑](#footnote-ref-3)