

Limin Zheng  
Box 650  
limin@boalhall.berkeley.edu

**PATHFINDER:**  
***Purdue Pharma L.P. v. Faulding Inc.*, 230 F.3d 1320 (2000)**

**LAW JOURNAL AND OTHER PERIODIC MATERIALS**

1. Margaret Sampson, *The Evolution of the Enablement and Written Description Requirements Under 35 U.S.C. § 112 in the Area of Biotechnology*, 15 Berkeley Tech. L.J. 1233 (2000).
2. S. Peter Ludwig & Samuel S. Woodley, *Life After Eli Lilly: Planning for Compliance with the Written Description Requirement*, 666 P.L.I./PAT 51 (2001).
3. Harris A. Pitlick, *The Mutation on the Description Requirement Gene*, 80 J. Pat. & Trademark Off. Soc'y 209 (1998).
4. Arti K. Rai, *Fostering Cumulative Innovation in the Biopharmaceutical Industry: The Role of Patents and Antitrust*, 16 Berkeley Tech. L.J. 813 (2001).
5. Michael A. Heller & Rebecca S. Eisenberg, *Can Patents Deter Innovation? The Anticommons in Biomedical Research*, 280 Science 698 (1998).
6. Stephen G. Kunin, *Written Description Guidelines and Utility Guidelines*, 82 J. Pat. & Trademark Off. Soc'y 77 (2000).
7. Janice M. Mueller, *The Evolving Application of the Written Description Requirement to Biotechnological Inventions*, 13 BERKELEY TECH. L.J. 615 (1998).
8. Laurence H. Pretty, *The Recline and Fall of Mechanical Genus Claim Scope Under "Written Description" in the Sofa Case*, 80 J. Pat. & Trademark Off. Soc'y 469 (1998).
9. Mark J. Stewart, *The Written Description Requirement of 35 U.S.C. § 112(1): The Standard After Regents of the University of California v. Eli Lilly & Co.*, 32 Ind. L. Rev. 537 (1999).
10. Michael Delmas Plimier, *Genentech, Inc. v. Novo Nordisk & University of California v. Eli Lilly & Co.*, 13 Berkeley Tech. L.J. 149 (1998).
11. Cynthia M. Lambert, *Gentry Gallery and the Written Description Requirement*, 7 B.U.J. Sci. & Tech. L. 109 (2001).
12. Lisa A. Karczewski, *Biotechnological Gene Patent Applications: The Implications of the USPTO Written Description Requirement Guidelines on the Biotechnology Industry*, 31 McGeorge L. Rev. 1043 (2000).

**BOOKS AND OTHER NONPERIODIC MATERIALS**

1. WESLEY COHEN ET AL., *PROTECTING THEIR INTELLECTUAL ASSETS: APPROPRIABILITY CONDITIONS AND WHY U.S. MANUFACTURING FIRMS PATENT (OR NOT)* (Nat'l Bureau of Econ. Research, Working Paper No. 7552, 2000).
2. ROBERT P. MERGES ET AL., *INTELLECTUAL PROPERTY IN THE NEW TECHNOLOGICAL AGE* (Aspen Law & Business 2d ed. 2000) (1997).
3. 3 DONALD S. CHISUM, *CHISUM ON PATENTS § 7.04* (Lexis Publishing, 2000).

**CASES**

1. *Amgen, Inc. v. Chugai Pharmaceutical, Co.*, 927 F.2d 1200 (Fed. Cir. 1991).
2. *Application of Barker*, 559 F.2d 588 (C.C.P.A. 1977).

3. *Application of DiLeone*, 436 F.2d 1404 (C.C.P.A. 1971).
4. *Application of Ruschig*, 379 F.2d 990 (C.C.P.A. 1967).
5. *Evans v. Eaton*, 20 U.S. (7 Wheat.) 356 (1822).
6. *Fiers v. Revel*, 984 F.2d 1164 (Fed. Cir. 1993).
7. *Gentry Gallery, Inc. v. Berklinc Corp.*, 134 F.3d 1473 (Fed. Cir. 1998).
8. *Hybritech, Inc. v. Monoclonal Antibodies, Inc.*, 802 F.2d 1367 (Fed. Cir. 1986).
9. *In re Fisher*, 427 F.2d 833 (C.C.P.A. 1970).
10. *In re Hayes Microcomputer Products Inc. Patent Litigation*, 982 F.2d 1527 (Fed. Cir. 1992).
11. *In re Gay*, 309 F.2d 769 (C.C.P.A. 1962).
12. *In re Robertson*, 169 F.3d 743 (Fed. Cir. 1999).
13. *In re Wands*, 858 F.2d 731 (Fed. Cir. 1988).
14. *In re Wright*, 999 F.2d 1557 (Fed. Cir. 1993).
15. *Kennecott Corp. v. Kyocera International, Inc.*, 835 F.2d 1419 (Fed. Cir. 1987).
16. *Kingsdown Medical Consultants v. Holister, Inc.*, 863 F.2d 867 (Fed. Cir. 1988).
17. *Lockwood v. American Airlines, Inc.*, 107 F.3d 1565 (Fed. Cir. 1997).
18. *Pfaff v. Wells Electronics, Inc.*, 525 U.S. 55 (1998).
19. *Purdue Pharma L.P. v. Faulding Inc.*, 230 F.3d 1320 (Fed. Cir. 2000).
20. *Purdue Pharma, L.P. v. F.H. Faulding & Co.*, 48 F. Supp. 2d 420 (D. Del 1999).
21. *Regents of the University of California v. Eli Lilly & Co.*, 119 F.3d 1559 (Fed. Cir. 1997).
22. *Vas-Cath, Inc. v. Mahurkar*, 935 F.2d 1555 (Fed. Cir. 1991).

## **STATUTES**

1. U.S. CONST. art. I, § 8, cl. 8.
2. Patent Act of 1952, 35 U.S.C. §§ 1-376 (1994 & Supp. II 1996).

## **PATENTS**

1. U.S. Patent No. 5,478,577 (issued Dec. 26, 1995).
2. U.S. Patent No. 5,672,360 (issued Sept. 30, 1997).