

List of Works Cited

Cases:

Samsung Electronics v. Apple Inc., No. 15-777 (S. Ct. Dec. 6, 2016)

Apple Inc. v. Samsung Electronics, No. 15-1171 (Fed. Cir. Feb. 26, 2016)

Apple Corporation v. Samsung Electronics. Ltd, No. 5:2012cv 00630 (N.D. Cal. Feb. 8, 2012)

Apple Corporation v. Samsung Electronics. Ltd, No. 5:2011cv 01846 (N.D. Cal. Apr. 15, 2011)

Constitutions:

U.S. Const. art. I, § 8, cl. 8

Statutes:

35 U.S.C. § 100-103

Leahy-Smith America Invents Act of 2011, Pub. L. No. 112-29, § 125, Stat. 284 (2011)

U.S. Patent Act of 1836, 5 Stat. 117 (1836) taken from EDWARD C. WALTERSCHEID, TO PROMOTE THE PROGRESS OF USEFUL ARTS at 497-509

U.S. Patent Act of 1793, 1 Stat. 318 (1793) taken from EDWARD C. WALTERSCHEID, TO PROMOTE THE PROGRESS OF USEFUL ARTS at 479-483

U.S. Patent Act of 1790 1 Stat. 109 (1790) taken from EDWARD C. WALTERSCHEID, TO PROMOTE THE PROGRESS OF USEFUL ARTS at 463-468

Legislative Materials:

Intellectual Property: Patent Office Should Define Quality, Reassess Incentives, and Improve Clarity, GOVERNMENT ACCOUNTABILITY OFFICE, GAO-16-490, Report to Chairman, Committee on Judiciary, House of Representatives (June 2016)

Patent Quality Improvement: Hearing Before the Subcomm. on Courts, the Internet, and Intellectual Property, 108th Cong. (2004)

Machlup, Fritz, *An Economic Review of the Patent System: Hearing Before the Subcomm. on Patents, Trademarks, and Copyrights*, 85 Cong. 2 (1958)

H.R. 10, 1st Cong. (1789) taken from EDWARD C. WALTERSCHEID, TO PROMOTE THE PROGRESS OF USEFUL ARTS at 433-439

Books:

O'REGAN, G., *PILLARS OF COMPUTING: A COMPENDIUM OF SELECT, PIVOTAL*

List of Works Cited

TECHNOLOGY FIRMS (2015)

- BOTTOMLEY, SEAN, THE BRITISH SYSTEM DURING THE INDUSTRIAL REVOLUTION 1700-1852, 28 CAMBRIDGE IP AND INFORMATION LAW 53 (2014)
- Goldstone, Lawrence, Birdmen: The Wright Brothers', Glenn Curtiss, and the Battle to Control the Skies (2014)
- Bessen, James & Meurer, Michael J., Patent Failure: How Judges, Bureaucrats, and Lawyers Put Innovators at Risk (2008)
- BOLDRIN, MICHELE & LEVINE, DAVID K., AGAINST INTELLECTUAL MONOPOLY, (dklevine.com 2004)
- Walterscheid, Edward C., To Promote the Progress of Useful Arts: American Patent Law and Administration, 1798-1836 (1998)
- Dobyns, Kenneth W., The Patent Office Pony: A History of the Early Patent Office (1997)
- GORDON, THOMAS T. et al., PATENT FUNDAMENTALS FOR SCIENTISTS AND ENGINEERS, 7 (3d ed. 1995), <https://books.google.de>

Periodicals:

- Yelderman, Stephen, *Do Patent Challenges Increase Competition?*, 83 4, THE UNIVERSITY OF CHICAGO LAW REVIEW pg. (2016)
- Diamond, Arthur M., Seeking the Patent Truth: Patents Can Provide Justice and Funding for Inventors, 19 N.3 The Independent Review 325, (2015)
- Graham, Stuart & Vishnubhakat, Saurabh, *Of Smart Phone Wars and Software*, 27, AMERICAN ECONOMIC ASSOCIATION 67, (Winter 2013)
- Chia, Thomas H., *Fighting the Smartphone Patent War with RAND-Encumbered Patents*, 27 BERKELEY TECHNOLOGY LAW JOURNAL 209, (2012)
- Worrel, Rodney K., *The Wrights Brothers' Pioneer Patent*, 65 AMERICAN BAR ASSOCIATION JOURNAL 1513, 15XX (1979)

Articles:

- Eichenwald, Kurt, *The Great Smartphone War*, VANITY FAIR (May 2014), <https://www.vanityfair.com/news/business/2014/06/apple-samsung-smartphone-patent-war> (Aug 29, 2017)
- Crum, Rex, *Supreme Court throws out Apple's \$399M win in Samsung patent fight*, MERCURY NEWS (Dec. 2016), <http://www.mercurynews.com/2016/12/06/supreme-court-throws-out-apples-399m-win-in-samsung-patent-fight/>
- Whittemore, Lauren E., *U.S. Government Accountability Office Releases Two Reports on the United States Patent and Trademark Office and a Survey of USPTO Examiners*, FENWICK AND WEST LLP (Aug 2016), <http://www.lexology.com/library/detail.aspx?g=b49734c2-6e59-4970-8354-8b3ff5e0d853>
- Davis, Ryan, *GAO Says Time Pressure At USPTO Leading To Poor Patents*, LAW360 (July 2016) <https://www.law360.com/articles/819570>

- Rein, Lisa, *Patent Lawsuits Swell and Watchdog Says the Government is to Blame*, WASHINGTON POST, (July 2016), https://www.washingtonpost.com/news/powerpost/wp/2016/07/20/patent-officetktk/?utm_term=.be6d9769eecb
- Broussard, Mitchel, *Apple Loses Appeal in Samsung Case: Two Patents Ruled Invalid, \$120 Million Verdict Overturned*, MACRUMORS (Feb. 2016), <https://www.macrumors.com/2016/02/26/apple-samsung-appeal/>
- Mullin, Joe *Apple's \$120M jury verdict against Samsung destroyed on appeal*, ARSTECHNICA (Feb. 2016), <https://arstechnica.com/tech-policy/2016/02/appeals-court-reverses-apple-v-samsung-ii-strips-away-apples-120m-jury-verdict/>
- Trainor, Sean *The Wright Brothers: Pioneers of Patent Trolling*, TIME (Dec. 2015), <http://time.com/4143574/wright-brothers-patent-trolling/>
- Oatman-Stanford, Hunter, *Let There Be Light Bulbs: How Incandescents Became the Icons of Innovation*, COLLECTOR'S WEEKLY (July 2015) <https://www.collectorsweekly.com/articles/let-there-be-light-bulbs/>
- Matt Levy, *Yes, The Aviation Industry Was Nearly Derailed by the Wright Brothers' Patent*, PATENT PROGRESS (Jan 2015), <https://www.patentprogress.org/2015/01/12/yes-aviation-industry-nearly-derailed-wright-brothers-patent/>
- Nocera, Joe *Greed and the Wright Brothers*, NY TIMES (Aug 2014), https://www.nytimes.com/2014/04/19/opinion/nocera-greed-and-the-wright-brothers.html?_r=2
- Tibken, Shara *Apple v. Samsung patent trial recap: How it all turned out*, CNET (2014), <https://www.cnet.com/news/apple-v-samsung-patent-trial-recap-how-it-all-turned-out-faq/>
- Von Florian Mueller, *Eingestellt , Apple, Samsung provide final list of patents and accused products for California spring trial*, FOSS PATENTS (Feb. 2014), <http://www.fo SSPATENTS.COM/2014/02/apple-samsung-provide-final-list-of.html>
- Hendricks, Drew, *7 Simple Ways You Can Protect Your Idea From Theft*, FORBES (Nov. 2013), <https://www.forbes.com/sites/drewhendricks/2013/11/18/7-simple-ways-you-can-protect-your-idea-from-theft/#7af8b02b1f86>
- Mauro, Charles *Apple v. Samsung: Impact and Implications for Product Design, User Interface Design (UX), Software Development and the Future of High-Technology Consumer Products*, PULSEUX BLOG (Dec 2012), <http://www.mauronewmedia.com/blog/apple-v-samsung-implications-for-product-design-user-interface-ux-design-software-development-and-the-future-of-high-technology-consumer-products/>
- Grosse Ruse-Khan, Henning, *Options Within the IP System to Promote Minor Innovations*, WIPO Regional Seminar (Sep 2012), MAX PLANCK INSTITUTE FOR INTELLECTUAL PROPERTY AND COMPETITION LAW, http://www.wipo.int/edocs/mdocs/aspac/en/wipo_ip_kul_12/wipo_ip_kul_12_ref_t4b.pdf
- Kravets, David *Who Cheated Whom? Apple v. Samsung Patent Showdown Explained*, WIRED (July 2012), <https://www.wired.com/2012/07/apple-v-samsung-explained/>
- Posner, Richard A. *Why There Are Too Many Patents in America*, THE ATLANTIC (July 2012), <https://www.theatlantic.com/business/archive/2012/07/why-there-are-too-many-patents-in-america/259725/>
- History.com staff, *The Continental Congress*, (2010) HISTORY.COM, <http://www.history.com/topics/american-revolution/the-continental-congress>

List of Works Cited

- Quinn, Gene, *An Old Patent Examiner Explains Poor Patent Quality*, IPWATCHDOG (Aug 2009), <http://www.ipwatchdog.com/2009/04/17/an-old-patent-examiner-explains-poor-patent-quality/id=2651/>
- Lichtman, Doug and Lemley, Mark A., *Rethinking Patent Law's Presumption of Validity*, STANFORD LAW REVIEW (Aug 2007), https://www.researchgate.net/profile/Mark_Lemley/publication/228188392_Rethinking_Patent_Law's_Presumption_of_Validity/links/02e7e51caa79346c23000000.pdf
- Hise, Phaedra, *How the Wright Brothers Blew It*, FORBES (Nov 2003), <https://www.forbes.com/2003/11/19/1119aviation.html>
- Price, Jr., William, *Reasons Behind the Revolutionary War*, Tar Heel Junior Historian Association, NC Museum of History (1992) taken from NCMEDIA, <http://www.ncpedia.org/history/usrevolution/reasons>
- LIBRARY OF CONGRESS, *Wilbur and Orville Wright Papers at the Library of Congress*, 1901 to 1910, <https://www.loc.gov/collections/wilbur-and-orville-wright-papers/articles-and-essays/the-wilbur-and-orville-wright-timeline-1846-to-1948/1901-to-1910/>
- Cornell Law School, https://www.law.cornell.edu/wex/intellectual_property_clause