Intellectual Property Law Research

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Finding intellectual property materials in LEAGLE

Search the following subject headings:

- Competition, Unfair
- Copyright
- Intellectual Property
- Marks of origin
- Patents
- Trade Secrets
- Trademarks
- Trademark infringement

Note: Use any of the above, narrowed by the following: --jurisdiction and —law and legislation

Statutes

**Copyright**

17 USC 101-801

Consolidated copyright laws: [http://www.copyright.gov/title17/](http://www.copyright.gov/title17/)

LexisNexis: 17 USCS; Westlaw: FIP-USCA

**Trademarks**

15 USC Ch 22


LexisNexis: 15 USCS; Westlaw: FIP-USCA

**Patents**

35 USC §1 et seq;

Trade secrets

Trade secrets law occurs at the state level. Research state statutes pertaining to trade secrets and then federal laws pertaining to criminal sanctions for the misappropriation of trade secrets.

Westlaw: TRDSECRT

Popular Names of Selected Major Statutes

Note: United States Code citations included where laws appear together in sequential sections.

Copyright

Emergency Copyright Act of 1941, 55 Stat. 732
Copyright Renewal Act of 1992, 106 Stat. 264
Copyright Revision Act of 1976, 90 Stat. 2540
Copyright Remedy Clarification Act 1990, 104 Stat. 2749
Judicial Improvements Act of 1990, 104 Stat. 5089
Copyright Amendments Act of 1992 106 Stat. 264
Copyright Royalty Tribunal Reform Act of 1993, 107 Stat. 2304
Uruguay Round Agreements Act, 108 Stat. 4809
Sonny Bono Copyright Term Extension Act, 112 Stat. 2827, 17 USC 302-04
Fairness in Music Licensing Act of 1998 112 Stat. 2827
Digital Millennium Copyright Act 112 Stat. 2860, 17 USC 512, 1201-05, 1301-22; 28 USC 4001
Supplementary Provisions Copyright Amendments of the Intellectual Property and Communications Digital Theft, 113 Stat. 1501
Deterrence and Copyright Damages Improvement Act of 1999, 113 Stat. 1774
Work Made For Hire and Copyright Corrections Act of 2000, 114 Stat. 1444


**Patents**


National Technology Transfer and Advancement Act of 1995, 110 Stat. 775, 15 USC 272

**Trademarks**

Trademark Act of 1946 (Lanham Act), July 5, 1946, ch. 540, 60 Stat. 427

Trademark Clarification Act of 1984, 98 Stat. 3335

Trademark Counterfeiting Act of 1984, 98 Stat. 2178

Trademark Law Revision Act of 1988, 102 Stat. 3935

Trademark Remedy Clarification Act, 106 Stat. 3567

Trademark Law Treaty Implementation Act, 112 Stat. 3064

Trademark Amendments Act of 1999, 113 Stat. 218
Trade Secrets

Economic Espionage Act of 1996, 110 Stat. 3488, 18 USC 1831


See also an exhaustive, chronological list of statutes by popular name at http://www.law.stanford.edu/program/centers/ttlf/law/us/ip/ (last visited March 17, 2010).

Legislative Histories

Legislative History of the 1909 Copyright Act. Print: KF 2989.54 .A15 1976
HeinOnline Legislative History Library

HeinOnline Legislative History Library

Copyright Act of 1976: Omnibus Copyright Revision Legislative History. HeinOnline Legislative History Library

Federal Copyright Law: The Legislative Histories of the Major Enactments of the 105th Congress (Digital Millennium Copyright Act, No Electronic Theft Act, Copyright Term Extension Act). HeinOnline Legislative History Library


See also

Exhaustive pre-1995 list (not full-text) of legislative history titles at Franklin Pierce Law Center IP Mall, http://ipmall.info/about/user12.asp (last visited March 17, 2010).

Regulations

Copyright: 37 CFR 201-360
Patents: 37 CFR Ch. 1
Trademarks: 37 CFR Ch. 1, 4,5
LexisNexis: CFR Title 37 (Patent, Trademark & Copyright)
Westlaw: FIP-CFR

Selected Treaties

Berne Convention, 25 UST 1341
Print: KZ 235.3.U55
LLMC Digital
HeinOnline Treaties and Agreements Library
LexisNexis: U.S. Treaties

Universal Copyright Convention, 25 UST 1341
Print: KZ 235.3.U55
HeinOnline Treaties and Agreements Library

Convention for the Protection of Producers of Phonograms, 25 UST 309
Print: KZ 235.3.U55
HeinOnline Treaties and Agreements Library

International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations, 496 UNTS 43.
Print: KZ 172.T74
HeinOnline United Nations Law Collection
General Agreement on Tariffs and Trade (including Agreement on Trade Related Aspects of Intellectual Property), 33 ILM 81.

Case Law

US Supreme Court

U.S. Reports. Supreme Court Reporter; U.S. Reports, Lawyers’ Edition

Print: 1st Floor, Federal
LexisNexis: Copyright Cases, Federal
Westlaw: FIP-SCT; FIP-CS

US Court of Appeals for the Federal Circuit

Hears intellectual property appeals arising from the Board of Patent Appeals and Interferences, the Trademark Trial and Appeal Board, U.S. Court of Federal Claims, as well as US district court cases relating to patents. According to the Court’s website intellectual property cases comprise 31% of its caseload.

Federal Reporter Print: 1st Floor, Federal
Court’s website (2004-present), http://www.cafc.uscourts.gov/
LexisNexis: Copyright Cases, Federal
Westlaw: FIP-CTA, FIP-CS


Heard appeals from the US Patent Office and those which theretofore had been heard in US Court of Appeals for the District of Columbia Circuit. Under the Federal Courts Improvement Act of 1982 the US Court of Customs and Patent Appeals and the appellate division of the United States Court of Claims were merged and their jurisdictions, dockets, and judges were transferred to the US Court of Appeals for the Federal Circuit. See http://www.fjc.gov/history/home.nsf/page/patent_bdy.

Westlaw: FIP-CTA; FIP-CS
LexisNexis: GENFED/CCPA; MEGA/CCPA; PATENT/CCPA; TRDMRK/CCPA
US District Courts

Have “original jurisdiction of any civil action arising under any Act of Congress relating to patents…copyrights and trademarks.” 28 USC 1338

Federal Supplement 1st Floor, Federal Westlaw: FIP-DCT
LexisNexis: Copyright Cases, Federal

US Court of Federal Claims (1982-present)

Has jurisdiction over claims for patent and copyright infringement against the United States.

Westlaw: FIP-FEDCL, FIP-CS

United States Claims Court Digest KF 125.C51 U49
United States Federal Claims Digest KF 125.C51 U49


Agency Courts

Commissioner of Patents and Trademarks

LexisNexis: USPTO Commissioner of Patents and Trademark Decisions
Westlaw: FIP-PTO

U.S. Patent and Trademark Office, combined administrative decisions

LexisNexis: USPTO Decisions, Combined
Westlaw: FIP-PTO
Board of Patent Appeals and Interferences

“The Board of Patent Appeals and Interferences shall, on written appeal of an applicant, review adverse decisions of examiners upon applications for patents and shall determine priority and patentability of invention in interferences ... [35 U.S.C. § 6(b)].”

Trademark Trial and Appeals Board

The Trademark Trial and Appeal Board is an administrative tribunal of the United States Patent and Trademark Office within the Office of General Counsel. The Board is empowered to determine only the right to register. The Board has jurisdiction over four types of inter partes proceedings, namely, oppositions, cancellations, interferences, and concurrent use proceedings.


Topical Reporters

CCH Copyright Law Reporter

Full text of federal laws, precedent-setting court decisions, annotated explanations, Copyright Office forms, official circulars and reference materials. Recent decisions are filed behind the "Copyright Law Decisions" card in volume 2 and later moved to separate volumes entitled Copyright Law Decisions.

United States Patent Quarterly (BNA—1st and 2nd series)

Full text of copyright cases from federal courts and several administrative agencies.
Secondary Sources

Getting Started


Print: KF 3114.85 .D87 2009


Print: Reserve KF 2979 .K86 2009


Print: Reserve KF 3114 .L36 2008


Print: Reserve KF 3180 .L34 2009


Print: Reserve KF 2994 .L43 2005


Print: Reserve KF 2976.4 .M38 2004


Print: Reserve KF 2980 .M42 2009


Print: Reserve KF 2980 .M52 2007


Print: Reserve KF 2979 .M94 2008


Print: Reserve KF 2979 .S335 2003
Print: Reserve KF 3114 .S34 2004

Print: KF 3114.85 .W452 2006

**Major Treatises**

Print: KF 1609 .C33 1981
Westlaw: CALLMANN

Print: Reserve KF 3114 .C47
LexisNexis: CHISUM

Print: KF2 979 .D69 2000
Westlaw: CIPDM


Print: KF 2994 .G654

Kane, Siegrun D. *Trademark Law: A Practitioner’s Guide*.
Westlaw: PLIREF-TMLAW

Print: KF 4290 .L56 3d
Westlaw: LINDEY3D

Print: KF 3180 .M3
Westlaw: MCCARTHY
Milgrim, Roger M. *Milgrim on Trade Secrets*. LexisNexis: MILGRM


Patry, William F. *Patry on Copyrights*. Westlaw: PATRYCOPY

**Selected Intellectual Property Periodicals**

*AIPLA Quarterly Journal* Westlaw: AIPLAQJ
LexisNexis: PATENT/AIPLA; COPYRT/AIPLA; E-COMM/AIPLA; TRDMRK/AIPLA

*Akron Intellectual Property Journal* HeinOnline

*Berkeley Technology Law Journal* Print: 2nd Floor Periodicals Westlaw: BERKTLJ
LexisNexis: LAWREV/BRKTLJ HeinOnline

*BNA’s Patent, Trademark & Copyright Journal* Print: KF 3091.A3 B58
LexisNexis: BNA Patent, Trademark & Copyright Journal
BNA’s Patent, Trademark & Copyright Law Daily

Westlaw: BNA-PTD
LexisNexis: BNA Patent Trademark & Copyright Daily

Buffalo Intellectual Property Law Journal

Print: Current
Westlaw: BFIPLJ
LexisNexis: LAWREV/BUFIP
HeinOnline

Boston College Intellectual Property & Technology Forum

Westlaw: BCIPTF
HeinOnline

Chicago-Kent Journal of Intellectual Property

Print: Current, 2nd Floor Periodicals, and WRLC storage
Westlaw: CHIKJIP
LexisNexis: LAWREV/JIPROP
HeinOnline

DePaul Journal of Art, Technology & Intellectual Property Law

Westlaw: DPLJATIP
LexisNexis: LAWREV/JAELAW

Fordham Intellectual Property, Media & Entertainment Law Journal

Print: 2nd Floor Periodicals
Westlaw: FDMIPMELJ
LexisNexis: LAWREV/IPMELJ
HeinOnline

Intellectual Property & Technology Law Journal

Westlaw: IPTLJ
LexisNexis: BUSFIN/ABI

Intellectual Property Journal

Westlaw: IPTLJ
via Bender Library: Gale Group and EBSCO Business Source Premier
Intellectual Property Law Bulletin

Print: Current, 2nd Floor Periodicals
HeinOnline
Westlaw: IPLB


Westlaw: JMARIIPL
LexisNexis: LAWREV/JMRIPL
HeinOnline

Journal of Intellectual Property Law

Print: 2nd Floor Periodicals
Westlaw: JIPL
LexisNexis: LAWREV/JIPL
HeinOnline

Journal of the Copyright Society of the U.S.A.

Print: 2nd Floor Periodicals
Westlaw: JCPS

Journal of the Patent and Trademark Office Society

Print: Current, 2nd Floor Periodicals, and WRLC storage
Westlaw: JPTOS
LexisNexis: LAWREV/JPTOS; PATENT/JPTOS
HeinOnline

Marquette Intellectual Property Law Review

Current, 2nd Floor Periodicals, and WRLC storage
Westlaw: MARQIPLR
LexisNexis: LAWREV/MIPLR

Minnesota Journal of Law, Science & Technology

Print: Current, 2nd Floor Periodicals
Westlaw: MNJLST
LexisNexis: LAWREV/MNIPR
HeinOnline

Northwestern Journal of Technology & Intellectual Property

Westlaw: NWJTIP
LexisNexis: LAWREV/NJAIP
HeinOnline
LexisNexis Academic
Texas Intellectual Property Journal

Westlaw: TXIPLJ
Lexis: LAWREV/TXIPLJ
HeinOnline
LexisNexis Academic

The Trademark Reporter

Current, 2nd Floor Periodicals, and WRLC storage
Westlaw: TMARKR
LexisNexis: TRDMRK/TMR
HeinOnline

Tulane Journal of Technology and Intellectual Property

Print: Current, 2nd Floor Periodicals
Westlaw: TLNJITIP
LexisNexis: LAWREV/TJTIP
HeinOnline

University of Baltimore Intellectual Property Law Journal

Westlaw: UBAIPLJ
LexisNexis: LAWREV/UBIPJ
LexisNexis Academic

Wake Forest Intellectual Property Law Journal

Westlaw: WFIPLJ
Lexis: LAWREV/WAKFIP
HeinOnline

Practice Materials

Copyright Office, Compendium II: Compendium of Copyright Office Practices
http://www.copyright.gov/compendium/
Westlaw: fip-cpyprc


LexisNexis: CAFCPP


Krugman, Gary D. *Trademark Trial and Appeal Board Practice and Procedure*. Westlaw: TTABPP


http://www.uspto.gov/patents/law/index.jsp


http://www.uspto.gov/web/offices/pac/mpep/mpep.htm Westlaw: fip-mpep8d

LexisNexis: patent;mppep


  http://www.uspto.gov/web/offices/pac/mpep/index.htm
  http://tess2.uspto.gov/tmdb/tmep/
  Westlaw: fip-tmep4th

  Print: KF 3193 .U64 1995
  http://www.uspto.gov/trademarks/process/appeal/
  Trade-
  mark_Trial_and_Appeal_Board_Man-
  ual_of_Procedure_(TBMP).htm

**Blogs and Websites**

43(B)log
http://tushnet.blogspot.com/

Anything under the Sun Made by Man Blog
http://www.krajec.com/index.php?/weblog/index

Copyfight: The Politics of IP
http://copyfight.corante.com/

Current Patent Legal Literature (University of Texas at Austin)
http://tarlton.webhost.utexas.edu/patent/

Franklin Pierce Law Center IP Mall
http://www.ipmall.fplc.edu/

Harvard’s Berkman Center for Internet & Society
http://cyber.law.harvard.edu/

IP Litigation Blog
http://www.iplitigationblog.com/

Likelihood of Confusion
http://www.likelihoodofconfusion.com/
Patently-O: Patent Law Blog  
http://patentlaw.typepad.com/

Berkeley Intellectual Property Weblog  
http://journalism.berkeley.edu/projects/biplog/

Promote the Progress  
http://www.promotetheprogress.com/

The Invent Blog  
http://inventblog.com/

The Patry Copyright Blog  
http://williampatry.blogspot.com/

The Trademark Blog  
http://www.schwimmerlegal.com/

The TTABlog  
http://thettablog.blogspot.com/

WCL’s Program on Information Justice and Intellectual Property, links to other IP sources  
http://www.wcl.american.edu/pijip/go/research-and-advocacy/links-to-other-ip-resources

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