



# SDIPLA News



## October 14, 2004 SDIPLA Lunch (MCLE 1hr) “Assessing the USPTO System for Calculating AIPA Patent Term Adjustment” By JAMES P. LONGFELLOW Director, Patent Term Online, LLC

### Special points of interest:

- SDIPLA will host a lunch meeting on November 18, 2004 featuring Gene Crew & Richard Grossman of Townsend and Townsend and Crew on The convergence of antitrust and IP law.
- SDIPLA will host a dinner meeting on December 2004 featuring a Holiday Party/Awards Presentation.

James Longfellow is a registered patent attorney and frequent lecturer on AIPA Patent Term Adjustment (PTA) at CLE seminars, intellectual property law associations, and private firms.

Mr. Longfellow has an extensive knowledge of both the theoretical and practical aspects of PTA calculation, having personally audited the USPTO-calculated PTA for hundreds of patent applications.

#### Current positions include:

- 2001 – present, Director, PatentTerm Online, LLC, an online service to assist practitioners is calculating AIPA patent term adjustment
- 2001 – present (various course dates), Lecturer, Patent Resources Group, Inc., the leading provider of CLE courses for patent professionals

- 1998 – present, Director, Ceres Legal Technologies, Inc., a firm specializing in legal education products for patent professionals

Mr. Longfellow was formerly associated with the law firm of Finnegan, Henderson, Farabow, Garrett & Dunner in Washington, DC (1992 – 1995), and served as a law clerk to the Honorable H. Robert Mayer, US Court of Appeals for the Federal Circuit (1991 – 1992).

Mr. Longfellow holds a JD from the University of Michigan Law School (1991), an MBA from the MIT Sloan School of Management (1997), and a BS, Engineering Physics, from Cornell University (1988). Mr. Longfellow is admitted to the Ohio and DC Bars, the US Patent and Trademark Office, and the US Court of Appeals for the Federal Circuit.

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### OCTOBER LUNCH MEETING: “Assessing the USPTO System for Calculating AIPA Patent Term Adjustment”

#### Date/Time/Location:

October 14, 2004  
 11:45 a.m.—1:00 p.m.  
 San Diego Marriott Del Mar  
 11966 El Camino Real  
 Del Mar, California

#### Notes:

This meeting is at the Del Mar Marriot.  
 This is a lunch meeting.  
 Speaker: James Longfellow

#### Directions:

I-5 to Del Mar Heights Road;  
 Turn right on Del Mar Heights Road;  
 Turn right on High Bluff Drive;  
 Make a right on El Camino Real  
 Stop at 11966 El Camino Real

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**Professional Profile (Continued from Page 1)**

**October 14, 2004 Dinner (MCLE 1hr)  
Intellectual Property Litigation  
and Insurance Seminar**

**Speaker:**

**James Longfellow**

Since the inception of Patent Term Adjustment (PTA) under the American Inventors Protection Act, ensuring proper term for US patents requires a complex calculation dependent upon the prosecution history events prior to issue. The initial responsibility for this calculation falls to the USPTO, with critical oversight responsibility falling to the applicant.

To determine the effectiveness of the USPTO system for calculating PTA, the presenter recently audited the USPTO-calculated PTA for a large sample of pharmaceutical patents. The results of this audit, as well as updates based on the latest regulatory changes, will be presented. Additionally, the presenter will provide a brief overview of principal PTA legal authorities, common pitfalls arising in performing calculations, as well as possible legal implications of a patentee's acquiescence in an improper PTA.

For those interested in detailed training on performing computerized PTA audit calculations, PatentTerm Online, LLC is offering free one-day

training workshops in San Diego on Friday, October 15<sup>th</sup> (the day after the SDIPLA luncheon) and also on Monday, October 18<sup>th</sup>. For further details, or to register for a workshop, please visit [www.PatentTerm.com/training](http://www.PatentTerm.com/training).

**Additional Information**

For additional information on this presentation or the PatentTerm Online service, please contact James Longfellow by phone at (703) 278-9265 or by e-mail to [jlongfellow@patentterm.com](mailto:jlongfellow@patentterm.com).

## Reservation Form for October 14, 2004 Meeting

### *“Assessing the USPTO System for Calculating AIPA Patent Term Adjustment”*

By **JAMES P. LONGFELLOW**

Thursday

October 14, 2004

San Diego Marriott Del Mar  
11966 El Camino Real, Del Mar

Registration starts at 11:45 a.m.

Lunch starts at 12:00 p.m.

Presentation starts at 12:15 p.m.

The Menu

#### Comida Mexicana Buffet

Smoked Chicken & Black Bean Soup

Create Your Own Fajitas

Smokey Chipotle Caesar Salad

Mixed Greens w/ Tomatoes, Olives, Roasted Corn,  
Cucumbers, Red & Green Peppers, & Tortilla  
Crisps (Red Wine Vinaigrette)

Crispy Tortilla Chips with Fresh Salsa &

Guacamole

Four Cheese Enchilada w/Red Chili Sauce

Refried Beans & Spanish Rice

Freshly Brewed Coffee & Select Herbal Teas

Due to the large number of attendees expected at this event, the SDIPLA is again requesting Pre-Registration and Pre-Payment.

To reserve your place, please fill out the below registration, indicate your meal choice, and send it **WITH YOUR CHECK MADE PAYABLE TO ‘SDIPLA’** to:

Thomas E. Coverstone  
SDIPLA Secretary  
c/o Townsend and Townsend and Crew  
12730 High Bluff Drive, Suite 400  
San Diego, CA 92130  
(858) 350-6100  
Fax: (858) 350-6111  
tec@townsend.com

Please include Jeanette Olivera  
(jolivera@townsend.com) on all e-mail  
reservations.

**Please fill out a separate form  
for each attendee.**

## REMINDERS

- Please mail, fax, or e-mail your reservation to Thomas Coverstone at the address, fax, or e-mail address indicated for receipt no later than Wednesday, October 13, 2004.
- The reservation deadline is dictated by the hotel and not by the SDIPLA.
- This program has been approved for MCLE credit by the State Bar of California in the amount of one (1.0) unit.

### NOTE MEAL PRICES

**\$40.00 SDIPLA Member**

**\$45.00 Non-Member**

## Registration

Name: \_\_\_\_\_ E-Mail Address: \_\_\_\_\_

Firm/Employer: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Member of SDIPLA? (circle one) YES NO

## INTELLECTUAL PROPERTY LITIGATION AND INSURANCE SEMINAR—*Trial Tactics, Trends and Coverage for IP Assets*

**October 28-29, 2004  
Hotel Del Coronado  
San Diego, California**

Copyright, trademark and patent cases continue to be filed in record numbers. IP litigation frequently reaches the front pages of legal and trade journals and the popular press. In this unique program, a superb panel of corporate counsel from nationally recognized companies as well as litigation attorneys, insurance underwriters and agents will review the latest IP cases, trial strategies, and risk management issues of concern to industries nationwide. This innovative program combines IP litigation with a discussion and analysis of recent changes in advertising injury liability coverage and infringement insurance, all of which are critically important to the companies and the attorneys who represent them. DRI is pleased to present this one-of-a-kind seminar which combines IP litigation and insurance issues. Join DRI's Commercial Litigation Committee at the beautiful Hotel del Coronado in San Diego this October!

### Questions?

Phone: (312) 795-1101

Website: [www.dri.org](http://www.dri.org)

E-mail: [seminars@dri.org](mailto:seminars@dri.org)

**SDIPLA COMMITTEES:** SDIPLA has Amicus, Awards Editorial, Events, and Sponsorship committees. Please contact an officer if you are interested in joining a committee. Go to the SDIPLA website at [www.sdipla.org](http://www.sdipla.org) for more information about these committees and SDIPLA.

### Applications for SDIPLA Membership

The following individuals have applied for SDIPLA membership. Active Members may oppose membership status to these individuals by lodging a formal notice of opposition. The opposition must include relevant grounds for disqualification and should be submitted to the Secretary on or before before October 28, 2004.

Ann Andrews

Jennifer Lynn Best

Malgorzata (Gosia) Kulczycka

Jeff Lotspeich

Manpreet Mutneja Ph.D

Richa Nand

Nicholas Pauley

Hani Z. Sayed

Hunter Walker

**ARTICLES:** If you have an article for the newsletter, please send it to Tom Coverstone.

**DUES:** To pay or renew your membership dues: Please use the form on the web page, and send form via mail or fax to Tom Coverstone.

**SPONSORSHIP:** If your firm or company is interested in sponsoring a meeting, please contact Tom Coverstone.

ATTORNEY



Townsend and Townsend and Crew LLP, one of the premiere Intellectual Property law firms, is looking for candidates with an electrical engineering background and 2-5 years of patent prosecution experience to join our San Diego, California office.

Candidates should have:

- prosecution experience in the telecommunications industry
- excellent writing and communication skills
- prior admission to the California bar

Salary is highly competitive.

Please send resume and cover letter to:  
 Lindy Van der Reis, Esq.  
 Manager of Recruitment and Professional Development  
 Townsend and Townsend and Crew LLP  
 Two Embarcadero Center, Eighth Floor  
 San Francisco, CA 94111  
 mhv@townsend.com

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**Announcements**

This Announcements section is designed to better serve the needs of the membership. This page may be used to advertise for positions offered or desired, as well as to provide a forum for announcements of interest to the San Diego IP community. Please contact Tom Coverstone if you would like to place an ad or announcement.



**Patent Agent**

Ambrx is a biopharmaceutical company with a mission to deliver breakthrough protein therapeutics. Our technology permits us to engineer biosynthetic proteins for optimal performance using new amino acid building blocks beyond the common twenty to create proteins with improved physical, chemical and pharmacological properties. By combining the versatility of medicinal chemistry with modern biotechnology, Ambrx is creating the next generation of protein-based medicines.

Ambrx is seeking a Patent Agent to be a member of a dynamic organization. This position is responsible for assisting in-house counsel with a full range of intellectual property related activities, including preparation and prosecution of patent applications, freedom to operate analyses, opinions of counsel, and educational presentations to scientists and administrative staff on intellectual property issues. The successful candidate will have 5+ years experience in the biotech industry as patent agent (some of that experience may be as scientist); BS in biology, biochemistry or related field and must be registered to practice before the USPTO. The candidate must have experience with docketing software to managing a rapidly growing patent portfolio and with database searching for scientific journals and patent pubs.

Based in San Diego, Ambrx offers a competitive compensation and benefits package. For more information, visit [www.ambrx.com](http://www.ambrx.com). Ambrx is an Equal Opportunity Employer.

Send resumes to:  
 Ambrx, Inc., Employment Dept. **22041-04A**  
 10410 Science Center Drive,  
 San Diego, CA 92121  
 Or email to [careers@ambrx.com](mailto:careers@ambrx.com)

Date	Event	Speaker/Topic
October 14, 2004	SDIPLA lunch meeting	James Longfellow/Registered Patent Attorney
November 18, 2004	SDIPLA meeting	Gene Crew and Richard Grossman/The Convergence of Antitrust and IP Law
December 2004	SDIPLA dinner meeting	Holiday Party/Awards Presentation