



The American Antitrust Institute

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NOTABLE IP COMPETITION ADVOCACY FILINGS

Amicus Briefs

Standard-Setting Abuse

Brief of Amicus Curiae American Antitrust Institute and National Consumers League in Support of Appellants, *SD3 v. Black & Decker (U.S.) Inc.*, 801 F.3d 412 (4th Cir. 2015), http://www.antitrustinstitute.org/sites/default/files/14-1746_AAI_NCL_Amicus_Brief.pdf.

Brief of Amici Curiae American Antitrust Institute et al. in Support of Petition for Writ of Certiorari, *Fed. Trade Comm'n v. Rambus Inc.*, 555 U.S. 1171 (2009), http://www.antitrustinstitute.org/files/AAI_Rambus_Amicus.12.29.08_123020081711.pdf.

Brief of the American Antitrust Institute & Consumer Federation of America in Support of Neither Party, *Broadcom Corp. v. Qualcomm Inc.*, 501 F.3d 297 (3d Cir. 2007), <http://www.antitrustinstitute.org/files/564.pdf>.

Patent Misuse by Exclusive Package Licensing

Brief of Amicus Curiae American Antitrust Institute on Rehearing En Banc, *Princo Corp. v. Int'l Trade Comm'n*, 616 F.3d 1318 (Fed. Cir. 2010), http://www.antitrustinstitute.org/sites/default/files/AAI_Princo_Amicus_Brief_012720101312.pdf.

Walker Process Claims

Brief for American Antitrust Institute et al. as Amici Curiae Supporting Plaintiff-Appellee, *Ritz Camera & Image, LLC v. Sandisk Corp.*, 700 F.3d 503 (Fed. Cir. 2012), http://www.antitrustinstitute.org/sites/default/files/BRIEF_0.pdf.

Reverse Payments and Product Hopping

Brief for the American Antitrust Institute as Amicus Curiae in Support of Plaintiff-Appellant, *Mylan Pharms., Inc. v. Warner Chilcott Pub. Ltd. Co.*, 838 F.3d 421 (3d Cir. 2016), http://www.antitrustinstitute.org/sites/default/files/Doryx_Case_AAI_Amicus_Brief.pdf.

Brief Amici Curiae of 118 Law, Economics, and Business Professors, and the American Antitrust Institute, *FTC v. Actavis*, 133 S. Ct. 2223 (2013), http://www.antitrustinstitute.org/sites/default/files/SC_Watson_academic_AAI_brief.pdf.

Exhaustion Doctrine

Brief of Amici Curiae Intellectual Property Professors and American Antitrust Institute in Support of Petitioner, *Impression Products, Inc. v. Lexmark Int'l, Inc.*, No. 15-1189 (Sup. Ct. filed Jan. 24, 2017), http://www.antitrustinstitute.org/sites/default/files/15-1189_tsac_IntellectualPropertyProfessors.pdf.

Brief of Amici Curiae American Antitrust Institute et al. in Support of Petitioner, *Bowman v. Monsanto Co.*, 133 S.Ct. 1761 (2013), http://www.antitrustinstitute.org/sites/default/files/11-796_tsac_American_Antitrust_Institute_et_al.-1.pdf.

Brief for Amicus Curiae American Antitrust Institute in Support of Petitioners, *Quanta Computer, Inc. v. LG Electronics, Inc.*, 553 U.S. 617 (2008), http://www.antitrustinstitute.org/files/06-937tsacAmericanAntitrustInstitute_111320071343.pdf.

Patentability

Brief for Amicus Curiae American Antitrust Institute in Support of Respondents, *Alice Corp. Pty., Ltd. v. CLS Bank Int'l*, 134 S. Ct. 2347 (2014), [http://www.antitrustinstitute.org/sites/default/files/13-298 bsac American Antitrust Institute.pdf](http://www.antitrustinstitute.org/sites/default/files/13-298%20bsac%20American%20Antitrust%20Institute.pdf).

Remedies for Infringement of SEPs

As to injunctions, see Brief of Amicus Curiae The American Antitrust Institute in Support of Neither Party, *Apple, Inc. v. Motorola, Inc.*, 757 F.3d 1286 (Fed. Cir. 2014), [http://www.antitrustinstitute.org/sites/default/files/2012.12.04 AAI Amicus Brief In Support of Neither Party.pdf](http://www.antitrustinstitute.org/sites/default/files/2012.12.04%20AAI%20Amicus%20Brief%20In%20Support%20of%20Neither%20Party.pdf). As to FRAND royalties, see Brief for Amicus Curiae American Antitrust Institute Supporting Neither Party, *Ericsson, Inc. v. D-Link Systems, Inc.*, 773 F.3d 1201 (Fed. Cir. 2014), [http://www.antitrustinstitute.org/sites/default/files/Ericsson Brief 12.20.13.pdf](http://www.antitrustinstitute.org/sites/default/files/Ericsson%20Brief%2012.20.13.pdf).

Design Patents

Brief of Public Knowledge and various public interest groups, including AAI, *Samsung Elecs. v. Apple, Inc.*, 137 S.Ct. 429 (2016), [http://www.antitrustinstitute.org/sites/default/files/15-777 tsac Public Knowledge.pdf](http://www.antitrustinstitute.org/sites/default/files/15-777%20tsac%20Public%20Knowledge.pdf).

White Papers, Comments, and Other Advocacy

Standard-Setting Abuse

Follow-up Letter on Request for Enforcement Guidelines, Feb. 6, 2014, [http://www.antitrustinstitute.org/sites/default/files/AAI - Petition Requesting Guidelines on SSO Patent Policies.pdf](http://www.antitrustinstitute.org/sites/default/files/AAI%20-%20Petition%20Requesting%20Guidelines%20on%20SSO%20Patent%20Policies.pdf).

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Patent Assertion Entities (PAEs)

Conference with CCIA on Release of FTC 6(b) Study, Oct. 6, 2016.

Educational Workshop on Competition-Enforcement Scrutiny of PAEs, Dec. 10, 2014, <http://www.antitrustinstitute.org/events/scrutinizing-patent-assertion-entities-what-competition-enforceers-are-doing>.

Letter in Support Senate Bill 1720, the Patent Transparency and Improvements Act, Feb. 6, 2014, <http://www.antitrustinstitute.org/content/american-antitrust-institute-urges-speedy-action-against-abusive-patent-trolls>.

Letters to DOJ expressing concerns about the patent portfolio acquisitions by Rockstar Bidco in 2012 and Mosaid in 2011, Feb. 6, 2014, <http://www.antitrustinstitute.org/content/american-antitrust-institute-urges-speedy-action-against-abusive-patent-trolls>.

Comments on FTC's Proposed 6(b) Study, Dec. 16, 2013, [http://www.antitrustinstitute.org/sites/default/files/AAI CommentsFTC PAE.pdf](http://www.antitrustinstitute.org/sites/default/files/AAI%20CommentsFTC%20PAE.pdf).

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White Paper on Generic Competition in Transgenic Soybeans, Aug. 16, 2011, [http://www.antitrustinstitute.org/sites/default/files/AAI Paper generic comp TG seed8.16.11.pdf](http://www.antitrustinstitute.org/sites/default/files/AAI_Paper_generic_comp_TG_seed8.16.11.pdf).

Other

Comments on Proposed Update of DOJ/FTC Antitrust Guidelines for the Licensing of Intellectual Property, Sep. 26, 2016, <http://www.antitrustinstitute.org/content/aai-files-comments-proposed-update-ip-licensing-guidelines>.

2016 Presidential Transition Report chapter on Patent Law and Policy, May 5, 2016, <http://www.antitrustinstitute.org/content/aai-releases-recommendations-patent-law-and-policy>.