



全新一代在线法律检索工具 ——汤森路透Westlaw Classic

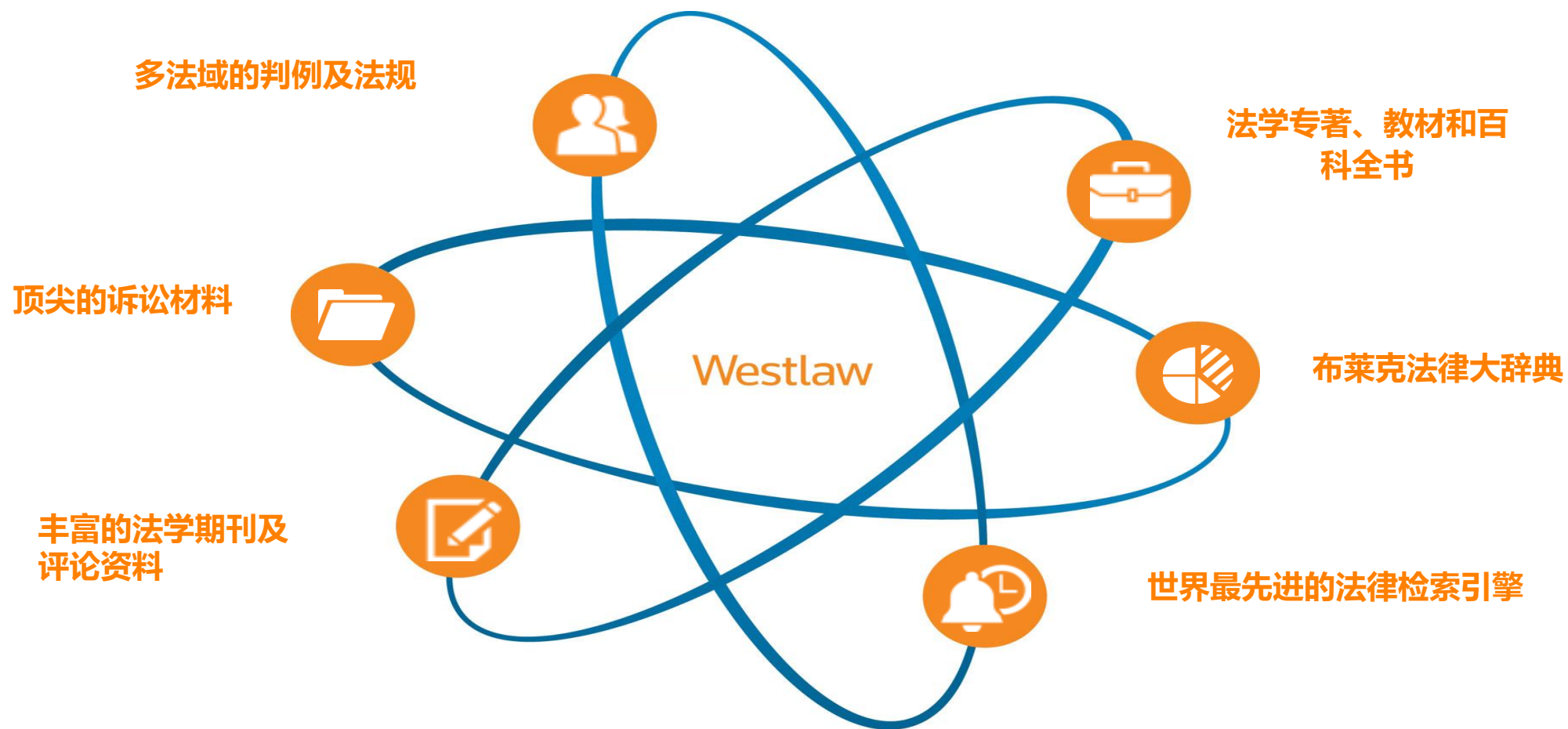
The intelligence, technology and human expertise
you need to find trusted answers.



the answer company™

THOMSON REUTERS®
THOMSON REUTERS®

Westlaw Classic



权威资料内容覆盖

判例	法规	期刊评论
<ul style="list-style-type: none">➤美国（联邦&州），自1658年起➤英国，自1865年起➤欧盟，自1952年起➤澳大利亚，自1903年起➤香港，自1905年起➤加拿大，自1825年起➤韩国	<ul style="list-style-type: none">➤美国，全文注释➤英国：自1627年起（全文整理）➤完整的欧盟法规➤香港，自1997年起➤加拿大，全文整理➤巴巴多斯➤开曼群岛➤韩国➤苏格兰	<p>近20个国家和地区</p> <p>超过1,500种带有ISSN的法学期刊与法学评论，覆盖当今80%以上英文法学核心期刊</p> <ul style="list-style-type: none">➤《哈佛法律评论》➤《欧洲竞争法评论》➤《刑法报告》➤《McGill法律评论》➤《墨尔本大学法律评论》➤《香港法律期刊》

其他内容：

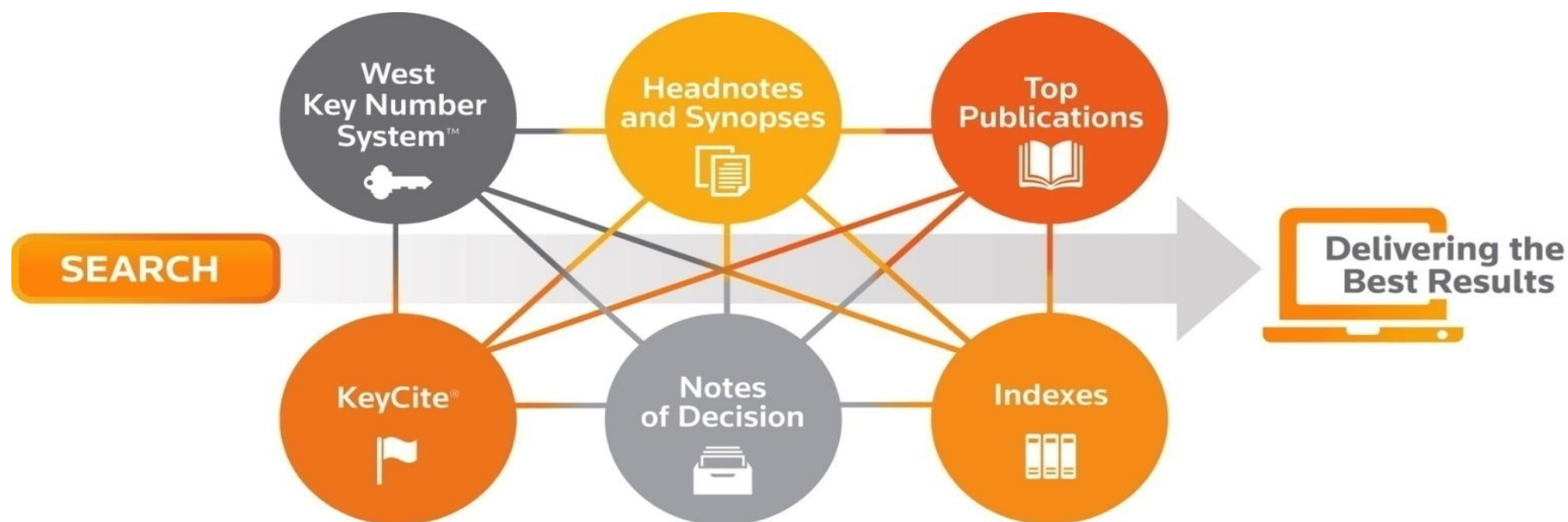
- 顶尖的诉讼资料
- 专著教材百科全书：近30个国家和地区法律实务以及学术著述
- 词典：独家完整收录布莱克法律大辞典第十一版

Key Number System-- West钥匙码系统是最令人推崇的美国法律分类系统，其将某一案例与美国所有法律中的相关内容相连接-我们核心的知识产权资产。

Headnotes – 判例摘要，我们的核心优势，眉批让您轻松理解法律争议与法律之间的联系，理解判决的法律依据。

Keycite – 关键引用，目前业界最完整最准确最的及时更新引用服务。您可以通过使用Keycite来分辨一个判例或者成文法或者行政裁决是否仍是好法。

Notes of Decisions – 法律适用最完整的最准确的解释。



❖认识Westlaw Classic平台

❖跨库检索

❖各子库检索

❖检索技巧

Westlaw Classic 专业的法律检索平台

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

▾

THOMSON REUTERS

WESTLAW CLASSIC ▾

Enter terms, citations, databases, anything ... ▾

All State & Federal

Q

Advanced

≡

Browse

All Content

Federal Materials

State Materials

Cases

Topics & Key Numbers

Trial Court Orders

Statutes & Court Rules

Regulations

Administrative Decisions & Guidance

Secondary Sources

Directories

WestSearch搜索类型	例子
引称检索法 (citation)	93 S.C.T. 1817
当事人名称检索法 (find by party name)	Citizens united v. federal election commission
关键引用 (keycite)	Keycite 93 sct 1817 or kc:93 sct 1817
出版物或者数据库	Mn-st (可以检索到明尼苏达州的法令与法庭规定)
Boolean术语与连接符	Dedicate /s “private road” “public road”
描述型词语	Can a municipality be held liable for civil rights violations by its employees

Start learning

THOMSON REUTERS

❖认识Westlaw Classic平台

❖跨库检索

❖各子库检索

❖检索技巧

Westlaw Classic为您提供相关研究领域全面而且权威的资料

TRAINING ▾ Folders ▾ History ▾ Favorites ▾ Alerts ▾

TRAINING ▾ Folders ▾ History ▾ Favorites ▾ Alerts ▾

THOMSON REUTERS
WESTLAW CLASSIC ▾

All Content patent punitive damages ▾ All State & Federal 🔍 Advanced

VIEW:

Overview 15

Cases 2,701

Key Numbers 10

Trial Court Orders 127

Statutes & Court Rules 174

Regulations 50

Administrative Decisions & Guidance 10,000

Secondary Sources 3,611

Forms 159

Briefs 2,124

Trial Court Documents 10,000

Expert Materials 1,395

Jury Verdicts & Settlements 3,878

Proposed & Enacted Legislation 4,985

Proposed & Adopted Regulations 642

Arbitration Materials 4,102

All results 43,948

Overview (15)

Set Default ▾

Select all items No items selected

Cases View all 2,701

Read Corp. v. Portec, Inc.

United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 1992 WL 158788

Tristrata Technology, Inc. v. ICN Pharmaceuticals, Inc.

United States District Court, D. Delaware. | April 12, 2004 | 314 F.Supp.2d 356 | 2004 WL 869670

Key Numbers - Points of Law Found in Cases View all 10

PATENTS

291-1918 Damages > Enhanced or punitive damages

291-1912 Damages > Elements, measure, and amount

291-1914 Damages > Reasonable royalty; hypothetical negotiation

291-1834 Weight and sufficiency > Profits and damages

291-1911 Damages > In general

各种类型的资料均可通过左侧目录直接筛选和浏览最相关结果，如判例，成文法，二次资源等

如何充分利用Westlaw Classic资料支持法学研究



VIEW: <<

[Overview](#) 15**Cases** 2,701[Key Numbers](#) 10[Trial Court Orders](#) 127[Statutes & Court Rules](#) 174[Regulations](#) 50[Administrative Decisions & Guidance](#) 10,000[Secondary Sources](#) 3,611[Forms](#) 159[Briefs](#) 2,124[Trial Court Documents](#) 10,000[Expert Materials](#) 1,395[Jury Verdicts & Settlements](#) 3,878[Proposed & Enacted Legislation](#) 4,985[Proposed & Adopted Regulations](#) 642[Arbitration Materials](#) 4,102

Cases (2,701)

1 - 100 ▶

Sort by: Relevance ▾

Set Default ▾

☐ Select all items | No items selected☐  **1. Read Corp. v. Portec, Inc.**
United States Court of Appeals, Federal Circuit.☐ **2. Tristrata Technology, Inc. v. ICM, Inc.**
United States District Court, D. Delaware. | April 12, 2004 | 314 F.Supp.2d 356 | 2004 WL 869670☐  **3. Milwaukee Electric Tool Corporation v. Snap-On Incorporated**
United States District Court, E.D. Wisconsin. | December 29, 2017 | 288 F.Supp.3d 872 | 2017 WL 6759410☐ **4. Barry v. Medtronic, Inc.**
United States District Court, E.D. Texas, Beaumont Division. | April 20, 2017 | 250 F.Supp.3d 107 | 2017 WL 1536492☐  **5. Jurgens v. CBK, Ltd.**
United States Court of Appeals, Federal Circuit. | April 09, 1996 | 80 F.3d 1566 | 1996 WL 164169☐  **6. In re Seagate Technology, LLC**Relevance ▾
Relevance
Date
Most Cited
Most Used
Court Level
Term Frequency

结果排序智能优化：相关度排序；时间排序；引用次数排序；点击量排序；法院层级、关键词频率。
快速定位您需要参考阅读的判例

>> RELATED DOCUMENTS

Secondary Sources

Pouenc Agrochimie S.A. v. Monsanto Co.

July 7, 1999

Andrews Intellectual Property
Litigation Reporter

...After additional deliberations, the second jury declined to add new **punitive damages** to the \$66 million in economic and **punitive damages** awarded after the first trial....

ENHANCING PATENT DAMAGES

April, 2018



Read Corp. v. Portec, Inc.

United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 23 U.S.P.Q.2d 1426 (Approx. 24 pages)

Document Filings (15) Negative Treatment (130) History (23) Citing References (4,378) ▾ Table of Authorities

Powered by KeyCite

Return to list 1 of 2,701 results Original terms ▾

Go to 🔔 🔍 AA 📄 🔗 📁 📄 🔍

Abrogation Recognized by Presidio Components, Inc. v. American Technical Ceramics Corp., | Fed.Cir.(Cal.), | November 21, 2017

Brief It



Original Image of 970 F.2d 816 (PDF)



美国法院判例报告原始扫描件

970 F.2d 816

United States Court of Appeals,
Federal Circuit.

The READ CORPORATION and F.T. Read & Sons, Inc., Plaintiffs–Appellees,

v.

PORTEC, INC., d/b/a Portec/Kolberg Division, Defendant–Appellant.

No. 91–1069.

July 10, 1992.

Rehearing Denied and Suggestion for Rehearing In Banc Declined Sept. 23, 1992.

Synopsis

In action for infringement of **patents** for portable loam screening apparatus, the United States District Court for the District of Delaware, [Jane R. Roth, J.](#), 748 F.Supp. 1078, denied defendant's motion for JNOV and held defendant liable for infringement and awarded treble damages and attorney fees. Defendant

SELECTED TOPICS

[Willful Infringement of Patent Justified Trebling of Damages](#)

[Infringement](#)

[Indicator Device Limitations of Patent Claim Owner of Patent Justified Award of Attorneys Fees](#)

Secondary Sources

[Allegation of misconduct in prosecution of **patent** application as rendering subsequent **patent** action an "exceptional" case for purposes of 35 U.S.C.A. sec. 285, providing that in exceptional cases court may award reasonable attorneys' fees to prevailing party](#)

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

THOMSON REUTERS

WESTLAW CLASSIC ▾

All Content

patent punitive damages ▾

All State & Federal

Advanced

Read Corp. v. Portec, Inc.

United States Court of Appeals, Federal Circuit

July 10, 1992

970 F.2d 816

23 U.S.P.Q.2d 1426

(Approx. 24 pages)

Document

Filings (15)

Negative Treatment (130)

History (23)

Citing References (4,378) ▾

Table of Authorities

Powered by KeyCite

Return to list

1 of 2,701 results

Original terms ▾

Go to ▾

West Headnotes (23)

Change View

1 Federal Courts

Party seeking to overturn jury verdict must establish that jury's findings of disputed material factual issues, presumed or expressed, are not supported by substantial evidence, or, if they were, that legal conclusions implied from jury's verdict cannot in law be supported by those findings.

27 Cases that cite this headnote

170B Federal Courts

170BXVII Courts of Appeals

170BXVII(K) Scope and Extent of Review

170BXVII(K)2 Standard of Review

170Bk3576 Procedural Matters

170Bk3598 Evidence

170Bk3598(9) Substantial evidence

(Formerly 170Bk846)

170B Federal Courts

170BXVII Courts of Appeals

Establishing Liability for Infringement of a Utility Patent

84 Am. Jur. Proof of Facts 3d 243 (Originally published in 2005)

...This article discusses the proof necessary to establish liability for infringement of a utility patent by a company that makes, uses, sells, or offers to sell the patent invention in the United States ...

§ 31:64. Finding infringement not willful

4 Annotated Patent Digest § 31:64

...SRI International, Inc. v. Cisco Systems, Inc., 930 F.3d 1295, 1308-10, 131 U.S.P.Q.2d (Fed. Cir. 2019) (vacating a denial of the accused infringer's motion for JMOL of no willful infringement and an ...

See More Secondary Sources

相关判例和法典内容，智能链接直接跳转

TRAINING ▾

Folders ▾

History ▾

Favorites ▾

Alerts

THOMSON REUTERS

WESTLAW CLASSIC ▾

(9) Substantial evidence ▾

Search West Key Number Headnotes ▾

Federal Circuit

☰

NARROW:

Apply FiltersCancel

Search within results

Key Number

Select

Jurisdiction

Cts. of Appeals Federal Cir.

35

Date

All ▾

Apply FiltersCancel

Search other sources:

News

Dockets

Intellectual Property

Home > West Key Number System > 170B FEDERAL COURTS > XVII. COURTS OF APPEALS, k3231-k3820 > (K) SCOPE AND EXTENT OF REVIEW, k3541-k3760 > 2. STANDARD OF REVIEW, k3561-k3660 > 3576 Procedural matters > 3598 —Evidence

(35) Substantial evidence

Add to Favorites

Copy link

Jurisdiction: Federal Circuit

Change

1 - 35

Sort by: Topic then Date ▾

Select all items

No items selected

170B FEDERAL COURTS 8,236

170BXVII Courts of Appeals 6,073

170BXVII(🔑) Scope and Extent of Review 4,586

170BXVII(🔑)2 Standard of Review 3,904

170B🔑3576 Procedural Matters 2,660

170B🔑3598 Evidence 123

170B🔑3598(9) Substantial evidence 35

1. St. Jude Medical, LLC v. Snyders Heart Valve LLC

United States Court of Appeals, Federal Circuit. | October 15, 2020 | 977 F.3d 1232


Headnote: Substantial evidence review asks whether a reasonable fact finder could have arrived at the agency's decision and requires examination of the record as a whole, taking into account evidence that both justifies and detracts from an agency's decision.

直接进入West公司的钥匙码系统

钥匙码系统是将法律概念或者法律要点与具体案例相连接，您可以快速定位到关注的法律要点以及与之最相关的判例

13

the answer company™

 THOMSON REUTERS®

NARROW:

Apply Filters

Cancel

Search within results



Key Number

Select

Jurisdiction

☒ Federal

298

Date

All ▾

Apply Filters

Cancel

Search other sources:

[News](#)[Dockets](#)[Intellectual Property](#)[Home](#) > [West Key Number System](#) > [291 PATENTS](#) > [III. PERSONS ENTITLED TO PATENTS, k851-k900](#) > [\(B\) INVENTORSHIP AND PRIORITY, k861-k890](#) > [864 Diligence](#)[866 —What constitutes diligence \(298\)](#)[Add to Favorites](#)[Copy link](#)Jurisdiction: All State & Federal [Change](#)

1 - 100



Sort by: Topic then Date ▾

☐ Select all items | No items selected[291 PATENTS](#) 323,673[291III Persons Entitled to Patents](#) 8,237[291III\(B\) Inventorship and Priority](#) 7,399[291864 Diligence](#) 741[291866 What constitutes diligence](#) 298

与此法律要点相关的判例

☐ 1. [Jiangu Smartsens Technology Co., Ltd. v. OmniVision Technologies, Inc.](#)

Patent Trial and Appeal Board. | December 18, 2020 | 2020 WL 7422468

Headnote: Challenged invention did not antedate foreign patent application relating to method of manufacturing complementary metal oxide semiconductor (CMOS) image sensors, and thus application qualified as prior art to claims in patent for CMOS image sensor with increased sensitivity; not all elements of claims were disclosed in invention disclosure form that predated subject reference, and patentee did not establish reasonable diligence in reducing its invention to practice, given that patentee's attorney provided no testimony as to whether it was his custom to generally work on patent applications in order they were received or how he prioritized work during relevant period.

Westlaw Classic提供了判例的法律状态，历史以及与此案相关的其他参考文献

TRAINING ▾

Folders ▾

History ▾

Favorites ▾

Alerts

THOMSON REUTERS

WESTLAW CLASSIC ▾


All Content

patent punitive damages ▾

All State & Federal

Q

Advanced

 **Read Corp. v. Portec, Inc.**

United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 23 U.S.P.Q.2d 1426 (Approx. 24 pages)

Document

Filings (15)

Negative Treatment (130)

History (23)

Citing References (4,378) ▾

Table of Authorities

Powered by KeyCite

Return to list


1 of 2,701 results


Original terms ▾

Go to ▾

Q ▾

AA

 Abrogation Recognized by Presidio Components, Inc. v. American Technical Ceramics Corp., | Fed Cir.(Cal.), | No

 Original Image of 970 F.2d 816 (PDF)

970 F.2d 816

United States Court of Appeals,
Federal Circuit.

The **READ CORPORATION** and F.T. Read & Sons, Inc., Plaintiffs–Appellees,
v.
PORTEC, INC., d/b/a Portec/Kolberg Division, Defendant–Appellant.

No. 91–1069.
July 10, 1992.

Rehearing Denied and Suggestion for Rehearing In Banc Declined Sept. 23, 1992.

Synopsis

In action for infringement of **patents** for portable loam screening apparatus, the United States District Court for the District of Delaware, [Jane R. Roth, J.](#), 748 F.Supp.¹⁵ 1078, denied defendant's motion for JNOV and held defendant liable for infringement and awarded treble damages and attorney fees. Defendant

History - 此案的历史判决 ;

Citing reference - 此案被哪些文献资料评论和引用 ;

Table of Authorities - 此案中讨论了哪些经典案例。

Infringement

Indicator Device Limitations of Patent Claim
Owner of Patent Justified Award of Attorneys
Fees




Secondary Sources

Allegation of misconduct in
prosecution of **patent** application as
rendering subsequent **patent** action an
"exceptional" case for purposes of 35
U.S.C.A. sec. 285, providing that in
exceptional cases court may award
reasonable attorneys' fees to
prevailing party

KeyCite®

The KeyCite citation network is integrated with the West Key Number system. This integrates KeyCite to connect documents that discuss the same legal issues with the analytical tools that explain those issues.

Once you have found a document upon which to base your legal argument, KeyCite flags negative references or events that may impact the validity of that document

-  • Cases & Administrative Decisions - some negative treatment, but not reversed or overruled
- Statutes & Regulations - proposed legislation or rule available, court decision has questioned validity, or prior version received negative treatment from a court
- Patents & Trademarks - not infringed, but did not rule on its validity, all or part valid and not infringed, held a trademark was not diluted, or held a trademark was not violated by unfair competition
-  • Cases & Administrative Decisions - no longer good for at least one point of law
- Statutes & Regulations - amended, repealed, superseded, or held unconstitutional or preempted in whole or in part
- Patents & Trademarks - all or part is invalid, invalid and not infringed, all or part of a patent is unenforceable due to the patentee's inequitable conduct, or a trademark is cancelled
-  A blue-striped flag indicates a document has been appealed to the U.S. Courts of Appeals or the U.S. Supreme Court (excluding appeals originating from agencies).

KeyCite citing references help you investigate how other authorities have interpreted that document. If your document is a court decision, KeyCite History tells you if that decision was reversed or upheld in a

Close

使用它可以立即核查一个判例、法律法规或者行政裁决是否有效，也可以找到对于该判例的价值有影响的其他案件来支持您的法律观点。

黄色旗帜：表示该判决或裁决出现过消极的判决历史记录，但未被驳回或推翻/表示有足以影响该法现行效力的草案存在

红色旗帜：表示该判例或行政裁决中至少有一个法律见解已经不是目前被接受的见解/表示该法被修正或废止

蓝白条纹旗帜：表示该判决已经被上诉，提示之后会有新的判决产生

Westlaw Classic判例为您提供历史资料

THOMSON REUTERS
WESTLAW CLASSIC ▾

All Content

Enter terms, citations, databases, anything ... ▾

All State & Federal

Q

Advanced

≡

TRAINING ▾

Folders ▾

History ▾

Favorites ▾

Alerts

▾



Read Corp. v. Portec, Inc.

United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 23 U.S.P.Q.2d 1426 (Approx. 24 pages)

Document

Filings (15)

Negative Treatment (130)

History (23)

Citing References (4,378) ▾

Table of Authorities

Powered by KeyCite

KeyCite. View: All History ▾

Graphic:

Hide

Reset

− +

No items selected



rect History (21)

Select All

A

1. LOAM SCREENING APPARATUS

US PAT 4197194, U.S. PTO Utility, Apr. 08, 1980

Ruled Infringed by

F

2. Read Corp. v. Portec, Inc.

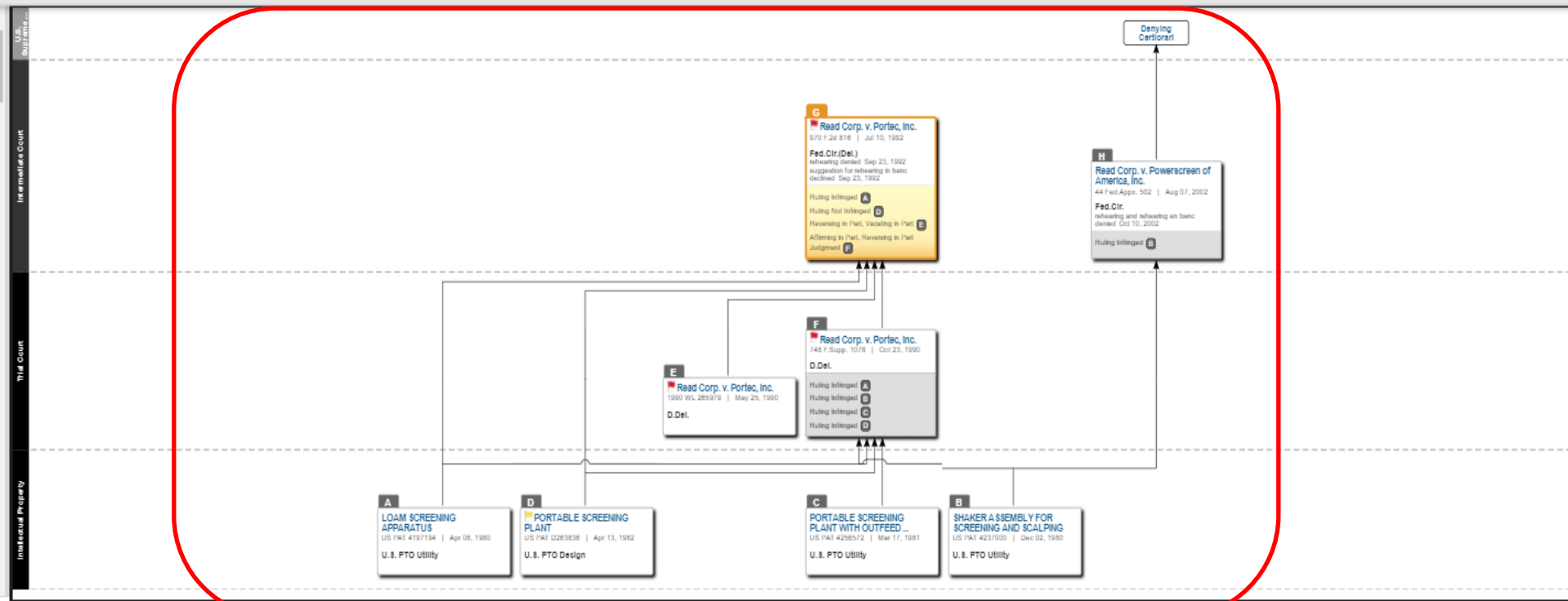
748 F.Supp. 1078, D.Del., Oct. 23, 1990

Judgment Affirmed in Part, Reversed in Part by

G

3. Read Corp. v. Portec, Inc.

970 F.2d 816, Fed.Cir.(Del.), July 10, 1992, rehearing denied (Sep 23, 1992),



Westlaw Classic判例为您提供引用参考资料

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

THOMSON REUTERS

WESTLAW CLASSIC ▾


All Content

Enter terms, citations, databases, anything ... ▾

All State & Federal

Q

Advanced

 **Read Corp. v. Portec, Inc.**

United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 23 U.S.P.Q.2d 1426 (Approx. 24 pages)

Document

Filings (15)

Negative Treatment (130)

History (23)

Citing References (4,378) ▾

Table of Authorities

Powered by KeyCite

KeyCite

Citing References (4,378)

1-100

Sort By: Depth: Highest First ▾

No items selected

VIEW: <<

Cases725

Administrative Decisions & Guidance8

Administrative Filings23

Secondary Sources599

Appellate Court Documents881

Trial Court Documents2,141

Arbitration Awards1

All Results4,378

NARROW

Apply Filters

Cancel

Search within results

Q ▾

<input type="checkbox"/>	Treatment	Title	Date ▴ ▾	Type	Depth ▾	Headnote(s)
<input type="checkbox"/>	Overruling Recognized by NEGATIVE	1. Centripetal Networks, Inc. v. Cisco Systems, Inc. ” 2020 WL 5887916, *66+, E.D.Va. PATENTS — Computers and Electronics. Patent holder's claims describing encapsulation, copying, and forwarding of voice data packets over internet were not infringed.	Oct. 05, 2020	Case	■■■■	12 14 900 F.2d
<input type="checkbox"/>	Overruling Recognized by NEGATIVE	2. Green Mountain Glass LLC v. Saint>>>Gobain Containers, Inc. ” 300 F.Supp.3d 610, 628+, D.Del. PATENTS — Design. Sufficient evidence supported jury's finding that competitor willfully infringed patent related to method of recycling glass.	Mar. 08, 2018	Case	■■■■	12 13 900 F.2d
<input type="checkbox"/>	Implied Overruling Recognized by NEGATIVE	3. Ericsson Inc. v. TCL Communication Technology Holdings, Ltd. ” 2018 WL 2149736, *10+, E.D.Tex. After a four-day trial, the jury unanimously found that TCL willfully infringed	May 10, 2018	Case	■■■■	13 900 F.2d

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

THOMSON REUTERS

WESTLAW CLASSIC ▾


All Content

Enter terms, citations, databases, anything ... ▾

All State & Federal

Q

Advanced

 **Read Corp. v. Portec, Inc.**

United States Court of Appeals, Federal Circuit. | July 10, 1992 | 970 F.2d 816 | 23 U.S.P.Q.2d 1426 (Approx. 24 pages)

Document

Filings (15)

Negative Treatment (130)

History (23)

Citing References (4,378) ▾

Table of Authorities

Powered by KeyCite

KeyCite. Table of Authorities (59) 1-59

Sort By: Alphabetically by Title ▾



No items selected

NARROW

Search within results

Table of Authorities is a listing of the cases relied upon as authority by the document you are viewing. You can use this list to quickly verify the validity of relied upon authority. Yellow or red KeyCite flags associated with a reference indicate that a cautionary approach to a point of law supported by that reference is advised.

☐ Don't show this message again

<input type="checkbox"/>	Treatment	Referenced Title ▴	Type	Depth ▴ ▾	Quoted ▴ ▾	Page Number
<input type="checkbox"/>	Cited	<div><div></div><div>1. American Safety Table Co. v. Schreiber 415 F.2d 373, 2nd Cir.(N.Y.), 1969 Action seeking damages for patent infringement and unfair competition. The United States District Court for the Southern District of New York, Sidney Sugarman, Chief Judge,...</div></div>	Case	<div><div></div><div></div><div></div><div></div></div>	<div>”</div>	827
<input type="checkbox"/>	Cited	<div><div></div><div>2. Avia Group Intern., Inc. v. L.A. Gear California, Inc. 853 F.2d 1557, Fed.Cir.(Cal.), 1988 Action was brought for patent infringement. The United States District Court for the</div></div>	Case	<div><div></div><div></div><div></div><div></div></div>		825

如何充分利用Westlaw Classic资料支持法学研究



立法层面 – 美国法典的原文

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

THOMSON REUTERS

WESTLAW CLASSIC ▾

All Content

patent punitive damages ▾

All State & Federal

Advanced

§ 284. Damages

35 USCA § 284 | United States Code Annotated | Title 35. Patents | Effective: September 16, 2012 (Approx. 11 pages)

Document

Notes of Decisions (1,852)

History (176) ▾

Citing References (61,675) ▾

Context & Analysis (200) ▾

Powered by KeyCite

Return to list

1 of 174 results

Original terms ▾

§

Table of Contents

AA

United States Code Annotated

Title 35. **Patents** (Refs & Annos)

Part III. **Patents** and Protection of **Patent** Rights

Chapter 29. Remedies for Infringement of **Patent**, and Other Actions (Refs & Annos)

Effective: September 16, 2012

35 U.S.C.A. § 284

§ 284. Damages

Currentness

这部分到底讲了什么内容？到底哪些条款是拜杜法案的体现？

NOTES OF DECISIONS (1852)

GENERALLY

DAMAGES

ROYALTIES

INCREASED DAMAGES

COSTS

Upon finding for the claimant the court shall award the claimant damages adequate to compensate for the infringement, but in no event less than a reasonable royalty for the use made of the invention by the infringer, together with interest and costs as fixed by the court.

When the damages are not found by a jury, the court shall assess them. In either event the court may increase the damages up to three times the amount found

Note of Decision提供了法庭对法案条款适用的准确解释以及快速定位您需要关注的该条款涉及的最重要判例

§ 284. Damages

35 USCA § 284 | United States Code Annotated | Title 35. Patents | Effective: September 16, 2012 (Approx. 11 pages)

Document

Notes of Decisions (1,852)

History (176)

Citing References (61,675)

Context & Analysis (200)

Powered by KeyCite

Notes of Decisions (1,852)

Search Notes of Decisions

Search

Hierarchical View

List View

GENERALLY

DAMAGES

ROYALTIES

INCREASED DAMAGES

COSTS

COSTS

Persons liable

Accounting fees, items of costs

Additional costs

Appellate costs, items of costs

Apportionment or division

Collection

Litigation expenses, items of costs

Models, items of costs

Nominal damage awards

Persons entitled to recover

Persons liable

Patentee who obtained has patent without full disclosure to the Patent Office [now Patent and Trademark Office] and who used upon the invalid patent was the wrongdoer and was properly ordered to pay defendants' taxable costs, regardless of the fact that the manufacturer of the allegedly infringing device was footing defendants' litigation and thus was paying their costs. [Pickering v. Holman, C.A.9 \(Cal.\) 1972, 459 F.2d 403, 173 U.S.P.Q. 583. Patents 🔑 2003](#)

District court in allowing plaintiff, in patent infringement suit, which had filed disclaimers as to certain of claims sued on, to recover only one-half of its costs, and in taxing defendant \$5 for each of its overruled exceptions to the master's report, did not abuse its discretion. [General Tire & Rubber Co. v. Fisk Rubber Corp., C.C.A.6 \(Ohio\) 1939, 104 F.2d 740, certiorari denied 60 S.Ct. 101, 308 U.S. 581, 84 L.Ed. 487. Costs 🔑 13; Patents 🔑 1983](#)

Defendant, appealing from decree in patent infringement suit, was liable for costs up to time of appeal where defendant, by its answer to plaintiffs' interrogatories requiring a drawing of devices manufactured by defendant, presented a drawing and plan wholly different from that actually used, even though presentation was the result of a mistake. [Shull Perforating Co. v. Cavins, C.C.A.9 \(Cal.\) 1938, 94 F.2d 357. Patents 🔑 1938](#)

法律要点细分，让您更加快速的~~理解~~法律条款适用以及定位与此相关最重要判例

立法层面 - 立法进程

美国任何一部法律的产生程序是：首先由美国国会议员提出法案，当这个法案获得国会通过后，将被提交给美国总统给予批准，一旦该法案被总统批准（有可能被否决）就成为法律（Act）。当一部法律通过后，国会众议院就把法律的内容公布在《美国法典》上。

§ 202. Disposition of rights

United States Code Annotated | Title 35. Patents (Approx. 4 pages)

Document

Notes of Decisions (11)

History (679)

Citing References (1,024)

Context & Analysis (44)

Return to list

1 of 60 results

Original terms

United States Code Annotated

Title 35. Patents (Refs & Annos)

Part II. Patentability of Inventions and Grant of Patents (Refs & Annos)

Chapter 18. Patent Rights in Inventions Made with Federal Assistance

35 U.S.C.A. § 202

§ 202. Disposition of rights

Currentness

(a) Each nonprofit organization or small business firm may, within a reasonable time after disclosure as required by paragraph (c)(1) of this section, elect to retain title to any subject invention: *Provided, however,* That a funding agreement may provide otherwise (i) when the contractor is not located in the United States or does not have a place of business located in the United States or is subject to the control of a foreign government, (ii) in exceptional circumstances when it is determined by the agency that restriction or elimination of the right to retain title to any subject invention will better promote the policy and objectives of this chapter (iii) when it is determined by a Government authority which is authorized by statute or Executive order to conduct foreign intelligence or counter-intelligence activities that the restriction or elimination of the right to retain title to any subject invention is necessary to protect the security of such activities or, (iv) when the funding agreement includes the operation of a Government-owned, contractor-operated facility of the Department of Energy primarily dedicated to that Department's naval nuclear propulsion or weapons related programs and all funding agreement limitations under this subparagraph on the contractor's right to elect title to a subject invention are limited to inventions occurring under the above two programs of the Department of Energy. The rights of the nonprofit organization or small business firm shall be subject to the provisions of paragraph (c) of this section and the other provisions of this chapter.

(b)(1) The rights of the Government under subsection (a) shall not be exercised by a Federal agency unless it first determines that at least one of the conditions identified in clauses (i) through (iv) of subsection (a) exists. Except in the case of subsection (a)(iii), the agency shall file with the Secretary of Commerce, within thirty days after the award of the applicable funding agreement, a copy of such determination. In the

Assignment
Disclosure of invention
Licensing
Right of action
Sharing of royalties
State regulation and control
Summary judgment

§ 284. Damages

35 USCA § 284 | United States Code Annotated | Title 35. Patents | Effective: September 16, 2012 (Approx. 11 pages)

Document

Notes of Decisions (1,852)

History (176) ▾

Citing References (61,675) ▾

Context & Analysis (200) ▾

Powered by KeyCite

KeyCite History



Graphical Statute

The graphical statute map includes references to prior texts, presidential messages, congressional records, reports and proposed legislation you may want to review.



Versions (3)

Read the text as it appeared on a particular effective date.



Bill Drafts (2)

Determine legislative intent by reviewing drafts of former bills introduced before a statute section was enacted into law.



Versions: 法律的历史版本快速获取

Review legislative changes affecting a statute section as detailed by West attorney editors or state revisors' offices.



Legislative History Materials (162)

Access legislative history materials relevant to a statute section such as committee reports, floor testimony, and executive messages.

Graphical Statutes: 直观的生动展现过去，现在和将来法律的内容以及相关的重要文件，法律草案等

Westlaw Classic评论文章中快速定位与中国相关的文献

THOMSON REUTERS

SIC

All Content

patent punitive damages

All State & Federal

Advanced

TRAINING

Folders

History

Favorites

Alerts

Search within results

Q-

输入cost

Jurisdiction

☐ National 3,053

☐ Federal 231

☐ State 179

☐ International 46

Date

All

Publication Type

☐ ALR 114

☐ 50 State Surveys: Regulations 3

☐ 50 State Surveys: Statutes 13

☐ CLE & Seminar Materials 112

☐ Law Reviews & Journals 1,505

☐ Legal Newspapers 3

☐ Legal Newspapers & Newsletters 526

Secondary Sources (3,611)

1 - 100

Sort by: Relevance

Relevance

Date

Most Cited

☐ Select all items | No items selected

☐ 1. RHONE-POULENC WINS 2ND ROUND IN PATENT SUIT OVER ALTERED CORN Rhone-Poulenc Agrochimie S.A. v. Monsanto Co. Andrews Intellectual Property Litigation Reporter | July 7, 1999

☐ 2. ENHANCING PATENT DAMAGES U.C. Davis Law Review | April, 2018

☐ 3. PLAINTIFF TO GET \$520 IN COMPENSATORY DAMAGES, \$20 MILLION IN PUNITIVES Tronzo v. Biomet Inc. Andrews Product Liability Litigation Reporter | January 2002

☐ 4. IF IT AIN'T BROKE, DON'T FIX IT: THE PITFALLS OF MAJOR REFORM OF THE DOCTRINE OF WILLFUL PATENT INFRINGEMENT IN THE WAKE OF KNORR-BREMSE University of Baltimore Intellectual Property Law Journal | Fall, 2006

Set Default

RELATED DOCUMENTS

...); Enterprise Mfg. Co. v. Shakespeare Co., 141 F.2d 916, 921 (6th Cir. 1944) (infringers "should not be made to smart in punitive damages" if they were "honestly mistaken as to a reasonably debatable question of validity"); Rockwood, 37 F.2d at 66 (reversing award of punitive damages because "[t]he validity of the patent and its infringement was open to honest

法学期刊和评论中有提到cost的有哪些?

the answer company™

THOMSON REUTERS®



VIEW:

Overview	15
Cases	2,701
Key Numbers	10
Trial Court Orders	127
Statutes & Court Rules	174
Regulations	50
Administrative Decisions & Guidance	10,000
Secondary Sources	1,316
Forms	159
Briefs	2,124
Trial Court Documents	10,000
Expert Materials	1,395
Jury Verdicts & Settlements	3,878
Proposed & Enacted Legislation	4,986
Proposed & Adopted Regulations	642
Arbitration Materials	4,102
All results	41,654

NARROW:

Secondary Sources (1,316)

1 - 100

Sort by: Relevance ▾

Set Default ▾

☐ Select all items | No items selected

☐ 1. ENHANCING PATENT DAMAGES

U.C. Davis Law Review | April, 2018 | 51 U.C. Davis L. Rev. 1427

Many policymakers, judges, and scholars justify **patent** law on economic-utilitarian grounds. It is therefore unsettling that when it comes to **damages** for **patent** infringement in excess of the compensatory baseline, courts have followed an approach that reflects primarily moral, rather than economic, considerations. In order to obtain enhanced **damages**...

...current doctrine's perverse effect of discouraging reading of **patents**, promote **cost**-effective **patent** searches, and take account of significant differences in...

...and Jury 1529 IV. Objections 1535 A. Litigation and Adjudication **Costs** 1535 B. Overdeterrence 1536 C. Harm from **Patent** Infringement 1538...

☐ 2. IF IT AIN'T BROKE, DON'T FIX IT: THE PITFALLS OF MAJOR REFORM OF THE DOCTRINE OF WILLFUL PATENT INFRINGEMENT IN THE WAKE OF KNORR-BREMSE

University of Baltimore Intellectual Property Law Journal | Fall, 2006 | 15 U. Balt. Intell. Prop. L.J. 37

Frankly, I don't know why I'm so excited about trying to bring this **patent** suit to closure. It goes to the Federal Circuit afterwards. You know, it's hard to deal with things that are ultimately resolved by people wearing propeller hats. But we'll just have to see what happens when we give it to them. I could say that with impunity because...

...the perceived benefits of the reform proposals, concluding that the **costs** associated with diminished deterrence outweigh the expected efficiency gains under...

RELATED DOCUMENTS

Briefs

Brief of Amicus Curiae Askeladden LLC in Support of Neither Party

Halo Electronics, Inc. v. Pulse Electronics, Inc.

Supreme Court of the United States.
December 16, 2015

...); Enterprise Mfg. Co. v. Shakespeare Co., 141 F.2d 916, 921 (6th Cir. 1944) (infringers "should not be made to smart in **punitive damages**" if they were "honestly mistaken as to a reasonably debatable question of validity"); Rockwood, 37 F.2d at 66 (reversing award of **punitive damages** because "[t]he validity of the **patent** and its infringement was open to honest doubt")....

Brief Of Amicus Curiae Huawei Technologies Co., Ltd. Supporting Respondents

the answer company™



D. Halo and Its Aftermath

1. Halo

The Supreme Court eventually overturned the *Seagate* framework. The writing was on the wall when, in two unanimous companion opinions issued in 2014, the

The Supreme Court eventually overturned the *Seagate* framework. The writing was on the wall when, in two unanimous companion opinions issued in 2014, the Court rejected an analogous approach the Federal Circuit adopted for awarding attorney's fees in patent cases. This provides an opportunity for course-correction of its approach. In *Halo*, the Court took the opportunity to take the air of § 284 cases and, again, unanimously vacated the Federal Circuit's judgments, putting an end to *Seagate*.

粘贴在word文件中，自动生成脚注，为您节省了很多查询文献出处的时间！

Dmitry Karshedt, Enhancing Patent Damages, 51 U.C. Davis L. Rev. 1427, 1462 (2018)

Many policymakers, judges, and scholars justify patent law on economic-utilitarian grounds. It is therefore unsettling that when it comes to damages for infringement in excess of the compensatory baseline, courts have followed an approach that reflects primarily moral, rather than economic, considerations. To obtain enhanced damages, the prevailing plaintiff must show--among other things--that the defendant actually knew of the existence of the patent-in-suit. This subjective standard stems from pre-industrial tort actions designed to punish egregious interpersonal behaviors such as assault, piracy, libel, and seduction, and to preserve the public order. But as the law developed to cover "depersonalized" torts committed by corporate defendants and expanded from its moral

• 下载打印发送邮件以及
Kindle

❖ 认识Westlaw Classic平台

❖ 跨库检索

❖ 各子库检索

❖ 检索技巧

美国法学期刊(首页 - Secondary Sources - Law Reviews & Journals)

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

▾

THOMSON REUTERS

WESTLAW CLASSIC

Filtered Secondary S... ▾

Search Filtered Secondary Sources ▾



Advanced



Favorite Publications



NARROW PUBLICATIONS BY: <<

Undo Filters

Apply Filters

Cancel

Apply Favorites ▾

Search by title

Q

Publication Series

- ☐ American Bankruptcy Institute
- ☐ American Bar Association
- ☐ The Hill
- ☐ Warren Gorham & Lamont (WG&L)

Topic

- ☐ Administrative Law
- ☐ Admiralty & Maritime
- ☐ Alternative Dispute Resolution
- ☐ Antitrust
- ☐ Art, Entertainment & Sports Law

Home > Secondary Sources

Secondary Sources (1,043)



Add Filtered View to Favorites



Copy link

Click Scope icon for coverage information. ⓘ

Filtered Publications

Law Reviews & Journals

1 - 50



0-9

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

☐ Select all items | No items selected

☐ ABA Environment, Energy & Resources Law: The Year in Review ⓘ

☐ ABA Journal ⓘ

☐ ABA Journal eReport ⓘ

☐ ABA Journal of Labor & Employment Law ⓘ

☐ ABA SciTech Lawyer ⓘ

☐ ABA Trends ⓘ

☐ ACC Docket ⓘ

☐ Accord, A Legal Journal for Practitioners ⓘ

☐ ACTEC Law Journal ⓘ

☐ Administrative & Regulatory Law News ⓘ

☐ Administrative Law Journal of the American University ⓘ

☐ Administrative Law Review ⓘ

☐ Advocate ⓘ

TOOLS & RESOURCES

[Black's Law Dictionary](#)
[Current Index to Legal Periodicals](#)
[International Materials](#)
[Law Reviews & Journals Index](#)
[Legal Resource Index](#)
[Rise of American Law](#)
[Secondary Sources Index](#)
[Westlaw Bulletins & Topical Highlights](#)
[Words & Phrases](#)
[World Journals](#)
[More Secondary Sources Resources](#)

美国之外其他法域的期刊库(首页 - International Materials - Journals)

TRAINING ▾

Folders ▾

History ▾

Favorites ▾

Alerts

▾

THOMSON REUTERS
WESTLAW CLASSIC

International Journals ▾

Search International Journals ▾

Advanced

☰

Home > International Materials

International Journals

★ Add to Favorites

🔗 Copy link

Search all International Journals above or navigate to specific content below.

Australia

Austria

Canada

European Union

France

Germany

Hong Kong

Ireland

Israel

Korea

Mexico

Multi-National

Netherlands

New Zealand

Poland

Singapore

Taiwan

United Kingdom

共有17个国家或地区以及一个跨法域的期刊列表

TOOLS & RESOURCES


World Journals

⚙️ Preferences

🔗 Training & Support

👤 Sign Off

Westlaw. © 2020 Thomson Reuters | [Privacy Statement](#) | [Accessibility](#) | [Supplier Terms](#) | [Contact Us](#) | 1-800-REF-ATTY (1-800-733-2889) | [Improve Westlaw](#)

 THOMSON REUTERS

美国法学专著、教材(首页 - Secondary Sources - Texts & Treatises)

TRAINING ▾ Folders ▾ History ▾ Favorites ▾ Alerts ▾

THOMSON REUTERS
WESTLAW CLASSIC

Filtered Secondary S... ▾ Search Filtered Secondary Sources ▾

Advanced

Favorite Publications

NARROW PUBLICATIONS BY: <<

Undo Filters

Apply Filters Cancel

Apply Favorites ▾

Search by title

Publication Series

☐ Alabama Practice Series

☐ American Bankruptcy Institute

☐ American Bar Association

☐ Arizona Practice Series

☐ Arkansas Practice Series

More Publication Series

Topic

☐ Administrative Law

☐ Admiralty & Maritime

☐ Alternative Dispute Resolution

☐ Antitrust

Home > Secondary Sources

Secondary Sources (2,530) ★ Add Filtered View to Favorites Copy link

Click Scope icon for coverage information. ⓘ

Filtered Publications Texts & Treatises

1 - 50 0-9 A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

☐ Select all items | No items selected

☐ The 401(k) Handbook ⓘ

☐ 50 State Construction Lien & Bond Law ⓘ

☐ ABA Annotated Model Rules of Professional Conduct ⓘ

☐ ABA Ethics Opinions ⓘ

☐ ABA Model Rules for Lawyer Disciplinary Enforcement ⓘ

☐ ABA Model Rules for Lawyers' Funds for Client Protection ⓘ

☐ ABA Model Rules of Professional Conduct (Unannotated) ⓘ

☐ ABA Standards for Criminal Justice ⓘ

☐ ABA Standards for Imposing Lawyer Sanctions ⓘ

☐ ABA Survey on Lawyer Discipline Systems ⓘ

☐ ABI Guide To Bankruptcy Mediation ⓘ

☐ ABI Health Care Insolvency Manual ⓘ

☐ ABI's Bankruptcy Appeals Manual ⓘ

TOOLS & RESOURCES

Black's Law Dictionary

Current Index to Legal Periodicals

International Materials

Law Reviews & Journals Index

Legal Resource Index

Rise of American Law

Secondary Sources Index

Westlaw Bulletins & Topical Highlights

Words & Phrases

World Journals

More Secondary Sources Resources

美国之外其他法域的法学专著、教材(首页 - International Materials - Treatises)

TRAINING ▾

Folders ▾

History ▾

Favorites ▾

Alerts

▾

THOMSON REUTERS

WESTLAW CLASSIC

International Treatises ▾

Search International Treatises ▾

Advanced

▾

Home > International Materials

International Treatises

★ Add to Favorites

🔗 Copy link

Search all International Treatises above or navigate to specific content below.

Multi-National

Australia

Canada

China

European Union

France

Hong Kong

South Africa

Switzerland

United Kingdom

共有10个国家或地区以及一个跨法域的专著、教材列表

Preferences

Training & Support

Sign Off

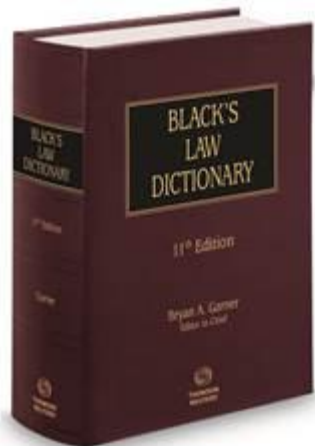
Westlaw. © 2020 Thomson Reuters | Privacy Statement | Accessibility | Supplier Terms | Contact Us | 1-800-REF-ATTY (1-800-733-2889) | Improve Westlaw

THOMSON REUTERS

布莱克法律大辞典第十一版独家完整收录！主编Bryan A. Garner传承了《布莱克法律大词典》128年作为美国最重要法律词典的传统，新版主要特点为：

- 55,000余条术语——包含最早用法、发音指导、拉丁格言、1000多个参考文献来源，6000多个引用等
- 第11版新收录超过3,500条术语，包含预期自我防卫、网络力量、伊斯兰法、犹太法、法律道德主义、道德平等、维和、叛逆权、远程遥控战争和保护伞条款等
- 新增900多个拉丁格言，最新翻译和索引

依托汤森路透旗下28家全球知名法律出版社，独家完整收录众多法律专著，为用户提供最权威的法律文献查询服务！



布莱克法律大辞典第十一版(首页-Secondary Sources/Cases/Statutes-Black's Law Dictionary)

TRAINING ▾

📁 Folders ▾

🕒 History ▾

★ Favorites ▾

🔔 Alerts



THOMSON REUTERS

WESTLAW CLASSIC

Black's Law Dictionary ▾

advanced: ▾



[Home](#) > [Secondary Sources](#) > [Black's Law Dictionary](#)

Black's Law Dictionary



[Add to Favorites](#)



[Copy link](#)

Current through the 11th edition (2019). [i](#)

Use at least one field to create a Boolean Terms & Connectors query.

Document Fields (Boolean Terms & Connectors Only)

Dictionary term (for single letter term, please use quotes: "A")

Definition text

Exclude Documents With These Terms

Excluded terms

Connectors and Expanders

&	AND
/s	In same sentence
or	OR
+s	Preceding within sentence
/p	In same paragraph
""	Phrase
+p	Preceding within paragraph
%	But not
/n	Within n terms of
!	Root expander
+n	Preceding within n terms of
*	Universal character
#	Prefix to turn off plurals and equivalents

[Preferences](#) | [Training & Support](#) | [Sign Off](#)

美国法律百科全书(首页 - Secondary Sources - Jurisprudence & Encyclopedias)

TRAINING ▾

📁 Folders ▾

🕒 History ▾

★ Favorites ▾

🔔 Alerts

👤 ▾

THOMSON REUTERS

WESTLAW CLASSIC

Filtered Secondary S... ▾

Search Filtered Secondary Sources ▾



Advanced



Favorite Publications



NARROW PUBLICATIONS BY: ⏪

↶ Undo Filters

Apply Filters

Cancel

Apply Favorites ▾

Search by title



Publication Series

- ☐ Mississippi Practice Series
- ☐ Witkin

Topic

- ☐ Administrative Law
- ☐ Admiralty & Maritime
- ☐ Alternative Dispute Resolution
- ☐ Antitrust
- ☐ Art, Entertainment & Sports Law

[More Topics](#)

35

[Home](#) > [Secondary Sources](#)

Secondary Sources (32)



[Add Filtered View to Favorites](#)



[Copy link](#)

Click Scope icon for coverage information. ⓘ

Filtered Publications

Jurisprudence & Encyclopedias

1 - 32

☐ Select all items | No items selected

- ☐ [American Jurisprudence 2d](#) ⓘ
- ☐ [American Jurisprudence Legal Forms 2d](#) ⓘ
- ☐ [American Jurisprudence Legal Forms 2d - Federal Tax Guide to Legal Forms](#) ⓘ
- ☐ [American Jurisprudence Pleading & Practice Forms Annotated](#) ⓘ
- ☐ [American Jurisprudence Proof of Facts](#) ⓘ
- ☐ [American Jurisprudence Trials](#) ⓘ
- ☐ [California Jurisprudence 3d](#) ⓘ
- ☐ [Causes of Action](#) ⓘ
- ☐ [Corpus Juris Secundum](#) ⓘ
- ☐ [Cyclopedia of Federal Procedure](#) ⓘ
- ☐ [Encyclopedia of Mississippi Law-Mississippi Practice Series](#) ⓘ
- ☐ [Federal Procedure, Lawyer's Edition](#) ⓘ
- ☐ [Florida Jurisprudence 2d](#) ⓘ

TOOLS & RESOURCES

[Black's Law Dictionary](#)
[Current Index to Legal Periodicals](#)
[International Materials](#)
[Law Reviews & Journals Index](#)
[Legal Resource Index](#)
[Rise of American Law](#)
[Secondary Sources Index](#)
[Westlaw Bulletins & Topical Highlights](#)
[Words & Phrases](#)
[World Journals](#)
[More Secondary Sources Resources](#)

er company™

SON REUTERS®

[Home](#)

Cases



[Add to Favorites](#)



[Copy link](#)

See specific court for coverage information. Search all Cases content above or navigate to specific content below. [i](#)

[All Federal Cases](#)

[All State Cases](#)

Federal Cases by Court

[U.S. Supreme Court](#)

[U.S. Courts of Appeals](#)

[Federal District Courts](#)

[Federal Bankruptcy Courts](#)

[U.S. Tax Court](#)

[U.S. Court of Federal Claims](#)

[U.S. Court of International Trade](#)

[U.S. Court of Appeals for Veterans Claims](#)

[Military Courts](#)

[Judicial Panel on Multidistrict Litigation \(JPML\)](#)

Federal Cases by Circuit

[1st Circuit](#)

[2nd Circuit](#)

[3rd Circuit](#)

[4th Circuit](#)

[5th Circuit](#)

[6th Circuit](#)

[7th Circuit](#)

[8th Circuit](#)

[9th Circuit](#)

[10th Circuit](#)

[11th Circuit](#)

[D.C. Circuit](#)

[Federal Circuit](#)

Cases by State

[Alabama](#)

[Alaska](#)

[Arizona](#)

[Arkansas](#)

[California](#)

[Colorado](#)

36 [Connecticut](#)

[Delaware](#)

[Kentucky](#)

[Louisiana](#)

[Maine](#)

[Maryland](#)

[Massachusetts](#)

[Michigan](#)

[Minnesota](#)

[Mississippi](#)

[North Dakota](#)

[Ohio](#)

[Oklahoma](#)

[Oregon](#)

[Pennsylvania](#)

[Rhode Island](#)

[South Carolina](#)

[South Dakota](#)

TOOLS & RESOURCES

[American Federal Tax Reporter](#)

[Black's Law Dictionary](#)

[Daubert Citator](#)

[Dockets](#)

[Find & Print](#)

[UCC Cases](#)

[West Key Number System](#)

[Words & Phrases](#)

[In Memoriam Justice Ruth Bader](#)

[Ginsburg](#)

NEW

美国之外其他法域的判例库(首页-International Materials-Cases)

TRAINING ▾

Folders ▾

History ▾

★ Favorites ▾

Alerts

▾

THOMSON REUTERS

WESTLAW CLASSIC

International Cases ▾

Search International Cases ▾

Advanced

☰

Home > International Materials

International Cases

★ Add to Favorites

🔗 Copy link

Search all International Cases above or navigate to specific content below.

Australia

Canada

European Union

Hong Kong

Korea

United Kingdom

共有6个国家或地区的判例

Preferences

Training & Support

Sign Off

Westlaw. © 2020 Thomson Reuters | Privacy Statement | Accessibility | Supplier Terms | Contact Us | 1-800-REF-ATTY (1-800-733-2889) | Improve Westlaw

THOMSON REUTERS

[Home](#)

Statutes & Court Rules



Add to Favorites



Copy link

Search all Statutes & Court Rules content above or navigate to specific content below. [i](#)

Federal

[United States Code Annotated \(USCA\)](#)

[U.S. Constitution](#)

[Federal Rules of Appellate Procedure](#)

[Federal Rules of Civil Procedure](#)

[Federal Rules of Criminal Procedure](#)

[Federal Rules of Evidence](#)

State

[Alabama](#)

[Alaska](#)

[Arizona](#)

[Arkansas](#)

[California](#)

[Colorado](#)

[Connecticut](#)

[Delaware](#)

[District of Columbia](#)

[Florida](#)

[Georgia](#)

[Hawaii](#)

[Idaho](#)

[Kentucky](#)

[Louisiana](#)

[Maine](#)

[Maryland](#)

[Massachusetts](#)

[Michigan](#)

[Minnesota](#)

[Mississippi](#)

[Missouri](#)

[Montana](#)

[Nebraska](#)

[Nevada](#)

[New Hampshire](#)

[North Dakota](#)

[Ohio](#)

[Oklahoma](#)

[Oregon](#)

[Pennsylvania](#)

[Rhode Island](#)

[South Carolina](#)

[South Dakota](#)

[Tennessee](#)

[Texas](#)

[Utah](#)

[Vermont](#)

[Virginia](#)

TOOLS & RESOURCES

[50 State Statutory Surveys](#)

[Bill Tracking](#)

[Black's Law Dictionary](#)

[COVID-19 Municipal Departmental Orders](#)

[Federal Court Rules](#)

[Find & Print](#)

[Historical Statutes](#)

[Legislative History](#)

[Rules Update Orders](#)

[Unannotated Statutes](#)

[Uniform Laws Annotated \(ULA\)](#)



美国之外其他法域的法规库(首页-International Materials-Legislation)

TRAINING ▾

Folders ▾

History ▾

Favorites ▾

Alerts

▾

THOMSON REUTERS

WESTLAW CLASSIC

International Legislation ▾

Search International Legislation ▾

QAdvanced

≡

Home > International Materials

International Legislation

★Add to Favorites

🔗

Copy link

Search all International Legislation above or navigate to specific content below.

Barbados

Canada

Cayman Islands

European Union

Hong Kong

Korea

United Kingdom

Scotland

共有个8国家或地区的法规

⚙️

Preferences

?

Training & Support

🚪

Sign Off

Westlaw. © 2020 Thomson Reuters

Privacy Statement

Accessibility

Supplier Terms

Contact Us

1-800-REF-ATTY (1-800-733-2889)

Improve Westlaw

THOMSON REUTERS

❖ 认识Westlaw Classic平台

❖ 跨库检索

❖ 各子库检索

❖ 检索技巧

如何查找除美国外其他法域的内容

首页的检索框默认的法域是美国，检索其他法域的内容有两种方式：

- A. 首页 - International Materials
- B. 首页搜索框中输入某个法域名称，如“Canada”，下拉菜单Looking for this中可以直接点击该法域名称，即可进入该法域子库

快速进入某一具体子库的方式

如知道某本具体期刊、书籍、报纸、杂志或其他子库的名称，在首页搜索框中直接输入该名称（如：European Competition Law Review），下拉菜单中会出现Looking for this的提示，直接点击进入。

The screenshot displays the Thomson Reuters Westlaw Classic homepage. At the top, a dark blue navigation bar contains links for TRAINING, Folders, History, Favorites, Alerts, and a user profile icon. Below this, the 'THOMSON REUTERS WESTLAW CLASSIC' logo is visible on the left. A search bar in the center contains the text 'European Competition Law Review'. To the right of the search bar, there are tabs for 'All State & Federal' and 'Advanced', along with a magnifying glass icon and a checkmark icon. A dropdown menu is open below the search bar, showing the text 'Looking for this?' and 'European Competition Law Review'. On the left side, there is a 'Browse' section with a grid of categories: All Content, Federal Materials, State Materials, Practice Areas, and Tools. Below these categories, a list of specific legal topics is provided, including Cases, Topics & Key Numbers, Trial Court Orders, Statutes & Court Rules, Regulations, Administrative Decisions & Guidance, Secondary Sources, Forms, Briefs, Trial Court Documents, Expert Materials, Jury Verdicts & Settlements, Proposed & Enacted Legislation, Proposed & Adopted Regulations, Arbitration Materials, Civil Rights Legal Materials & News, COVID-19 Legal Materials & News, Dockets, News, Business Law Center, Company Investigator, Sample Agreements, Legislative History, Trial Transcripts & Oral Arguments, Intellectual Property, and International Materials. On the right side, there is a 'Westlaw Edge' section with the tagline 'The most intelligent legal research service ever'. This section lists several features: New Warnings for Risk of Invalid Law, Intelligent Document Analysis, Next-Generation Search, Integrated Litigation Analytics, and Analysis of Statutory & Regulatory Changes. A button labeled 'Learn more about Westlaw Edge' is located below this list. At the bottom right, there is a 'Discover Westlaw' section with the text 'features designed to help you research more efficiently.' and an image of a tablet displaying the Westlaw interface.

如何查找 “World Journals” ？

有两种方式：

- A. 点击首页-International Materials -Journals后，在页面右侧有一个World Journals 的链接
- B. 首页搜索框中输入某个法域名称，如 “World Journals” ， 下拉菜单looking for this 中可以直接点击 “World Journals” 即可进入

高级查询

在首页中点击“Advanced”即可进入高级查询页面，在各个子库中点击“Advanced”即可进入各个子库的高级查询页面。前4个字段在各个高级查询页面均相同，其他字段，根据各个子库的特点，有所不同。

THOMSON REUTERS
WESTLAW

[Home](#)

Advanced Search

Use at least one field to create a Boolean Terms & Connectors query.

Find documents that have

All of these terms

e.g., construction defect (searched as construction & defect)

Term frequency

Any of these terms

e.g., physician surgeon (searched as physician OR surgeon)

Term frequency

This exact phrase

e.g., medical malpractice (searched as "medical malpractice")

Term frequency

"Exclude documents" requires at least one additional field.

These terms

Document Fields (Boolean Terms & Connectors Only)

Date

All

Citation

Name / Title

THOMSON REUTERS

WESTLAW

Cases

advanced:

All State & Federal

Q

Advanced

TRAINING

Folders

History

Favorites

Alerts

[Home > Cases](#)

Advanced Search: Cases

Use at least one field to create a Boolean Terms & Connectors query.

Find documents that have

All of these terms

e.g., construction defect (searched as construction & defect)

Term frequency

Any of these terms

e.g., physician surgeon (searched as physician OR surgeon)

Term frequency

This exact phrase

e.g., medical malpractice (searched as "medical malpractice")

Term frequency

"Exclude documents" requires at least one additional field.

These terms

Document Fields (Boolean Terms & Connectors Only)

Date

All

Party Name

Citation

Synopsis



Connectors and Expanders

&	AND
/s	In same sentence
or	OR
+s	Preceding within sentence
/p	In same paragraph
""	Phrase
+p	Preceding within paragraph
%	But not
/n	Within n terms of
!	Root expander
+n	Preceding within n terms of
*	Universal character
#	Prefix to turn off plurals and equivalents

布尔连接符的使用技巧

Westlaw支持使用Boolean术语与连接符的检索方式。您可以就相关的问题，输入问题中的术语，并采用连接符表达术语之间的特定关联。比如，您可以要求两个术语出现在同一句话或者同一段内容中。

- 为了使搜索结果更为精确，建议在输入搜索问题之前先选择司法辖区或者进入相关内容板块。
- 当没有与其他连接符和字段一同使用时，引号、连接号（&）、空格都视为是描述性术语的一部分。如果希望针对某一特定语句进行搜索，请使用高级检索(Advanced Search)功能，或者仅使用AND或者OR连接词（无其他连接符、扩展符或文件字段）。

符号写法	作用	示例
&	两个词须在同一个文件中	merger & acquisition
/s	两个词须在同一个句子中	breach /s fundamentally
or	其中一个词在文件中出现	landlord or landowner
+s	两个词在同一个句子中，且第一个词出现在第二个之前	disclos! +s interest
/p	两个词须在同一段中	china /p anti-dump
“”	引号中的词被作为词组处理，不可分	“comparative negligence”
+p	两个词在同一段中，且第一个词出现在第二个之前	violate +p regulation
%	文件中不包括该符号后面的词，如有其它连接符，须在检索指令的最后使用该符号，以免排除掉相关文件	conspiracy % crim!
/n	两个词之前最多出入不超过n个词，n的个数值（1到255）	physical /3 injury
!	用在检索词尾部，检索不同结尾的词	negligen!，可以检索出negligence、negligent、negligently
+n	两个词之间做多插入不超过n个词，且第一个词先出现	freedom +2 speech
*	用在检索词的中间或尾部，代替单个字母	wom*n,可以检索出woman、women
#	用在单数形式的检索词前，使检索结果限制为单数，不包括复数	#damage,只检索damage,不包括damages

Westlaw Answers

- ✓ 对某些常见类型的法律问题的具体答案
- ✓ 包括与权威法院判决的链接
- ✓ 提示问题会出现在检索提示的上方
- ✓ 回答会出现在检索结果的上方

The screenshot displays the Westlaw Answers interface. At the top, the Thomson Reuters Westlaw logo is visible. A search bar contains the text "elements of fraud". Below the search bar, a dropdown menu shows search results for "elements of fraud" in Massachusetts. The results are categorized into "Westlaw Answers", "Statutes & Court Rules", and "Secondary Sources". The "Westlaw Answers" section lists three questions: "What are the elements of fraudulent misrepresentation?", "What are the elements of fraudulent inducement?", and "What are the elements of fraud?". The "Statutes & Court Rules" section lists three items: "Uji 14-4302. Fraudulent Practices; Sale Of Securities; Essential Elements", "S 13a-8-140. Elements Of Offense Of Theft By Fraudulent Leasing Or Rental.", and "Uji 14-1683. Fraudulent Transfer Of A Credit Card; Essential Elements". The "Secondary Sources" section lists one item: "155. --elements Of Fraud In General".

On the right side of the interface, there are two promotional banners: "PRACTICAL LAW" and "PRACTICE POINT". The "PRACTICAL LAW" banner states: "Thousands of practical, up-to-date resources across major practice areas." and includes a "VIEW PRACTICAL LAW" button. The "PRACTICE POINT" banner states: "Practical guidance and legal research, organized for the way you work." and includes a "VIEW PRACTICE POINT" button.

At the bottom of the interface, there is a section titled "News and Insight from REUTERS". It features a news article with the headline "Lead objector to \$4.5 bln JPMorgan mortgage settlement withdraws" dated 1/26/2016. The article text states: "Bond insurer Ambac Assurance Corporation on Tuesday withdrew its objections to JPMorgan Chase & Co's proposed \$4.5 billion settlement with investors in soured residential mortgage backed securities, paving the way for court approval of the deal."

查找某一法案的全文：如查询bayh dole act:

首页输入 “bayh dole act” ，查询结果页面右侧点击进入

The screenshot shows the Westlaw search results for "bayh dole act". The search bar at the top contains "bayh dole act" and the results are filtered to "All State & Federal". The left sidebar shows a list of categories with counts: Overview (15), Cases (90), Key Numbers (10), Trial Court Orders (20), Statutes (58), Regulations (59), Administrative Decisions & Guidance (37), Secondary Sources (1,740), Forms (10), Briefs (245), Trial Court Documents (304), Expert Materials (10,000), and Jury Verdicts & Settlements (3,010). The main content area displays the "Overview (15)" section, which includes a list of cases. The first case listed is "Board of Trustees of Leland Stanford Junior University v. Roche Molecular Systems, Inc.", which is highlighted. The case details show it was decided by the United States Court of Appeals, Federal Circuit, on September 30, 2009, with citation 583 F.3d 832. The summary of the case states: "PATENTS - Assignments and Licensing. University was not a bona fide purchaser of inventor's assignment under patent law. ...Critically, the University then formally elected title under the Bayh - Dole Act..."

首页 - Statutes & Court Rules - United States Code Annotated (USCA) , 右侧 “TOOLS & RESOURCES” 中点击 “United States Code Annotated Popular Name Table” , 法案按字母顺序排列, 可按字母顺序查找或关键词搜索

进入bayh dole act后, 点击该法案的Public law number即 Pub.L. 96-517, 即可看全文。

→ [Bayh-Dole Act (Bayh-Dole University and Small Business Patent Procedures Act) | United States Code Annotated Popular Name Table for Acts of Congress

→ [Bayh-Dole Act (Bayh-Dole University and Small Business Patent Procedures Act) Pub.L. 96-517, § 6(a), Dec. 12, 1980, 94 Stat. 3019 Short title, see 35 USCA § 200 note

Current USCA classifications:

Section of Pub.L. 96-517

	USCA Classification
6(a).....	35 USCA § 200
.....	35 USCA § 201

售后服务 & 培训资源

(国内) 客户支持邮箱 : westlawchina.support@thomsonreuters.com ;

电话 : 010-56692000/56692013

官方网站 :

<https://legal.thomsonreuters.com/en/support/westlaw>

<https://support.thomsonreuters.com.hk/>

网盘地址 :

Westlaw Classic (Westlaw Next): <http://pan.baidu.com/s/1kVeDpcz>

或者 https://pan.baidu.com/s/14XrJ090ovoKt3o_aVO1Bcw 提取码: 8vjc



Thank You !

The intelligence, technology and human expertise
you need to find trusted answers.



the answer company™

THOMSON REUTERS®
the answer company
THOMSON REUTERS®