

PTAB Strategies and Insights

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The PTAB Strategies and Insights newsletter provides timely updates and insights into how best to handle proceedings at the USPTO. It is designed to increase return on investment for all stakeholders looking at the entire patent life cycle in a global portfolio.

We welcome feedback and suggestions about this newsletter to ensure we are meeting the needs and expectations of our readers. So if you have topics you wish to see explored within an issue of the newsletter, please reach out to me.

Kind Regards,

[Jason D. Eisenberg](#)
Editor

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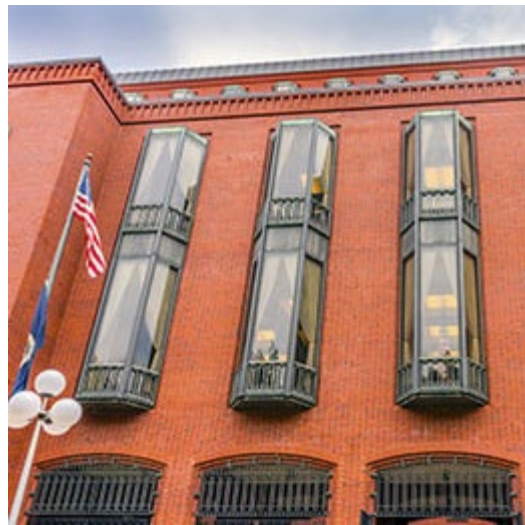
Broad Motion To Amend Scope Available in AIA Proceedings So Long as Directed to Patentability

By: [Jason D. Eisenberg](#) and [Peyton Gilliatt](#)

The Federal Circuit recently held that clarifying and §112-based amendments

are allowed in addition to narrowing amendments used to overcome prior art teachings in Motions to Amend during PTAB proceedings.

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Disclaimers Cannot Be Used Intra Proceeding for Claim Construction, Only in Subsequent Proceedings

By: [Jason D. Eisenberg](#) and [Jady Xiong](#)

The Federal Circuit recently held that a Patent Owner could not use disclaimers argued in an IPR proceeding for claim construction within the same IPR proceeding.

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"LEAP to Chambers" Program: Associate Perspectives

By: [John D. Higgins](#) and [Rebekah Holtz](#)

On November 9, 2022, the USPTO's Legal Experience and Advancement Program (LEAP) hosted "LEAP to Chambers," a new LEAP initiative to provide LEAP-eligible practitioners with an inside perspective on practicing before PTAB. Participants visited the Alexandria, Virginia office for a Patent Trial and Appeals Board (PTAB) judge-guided tour of PTAB's facilities and learned oral and written advocacy tips from the PTAB judges.



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