

Board May Invalidate Substitute Claims on New Theories

APRIL 9, 2020

Nike, Inc. v. Adidas AG, 19-1262 (Fed. Cir. April 9, 2020)

Federal Circuit held that PTAB may invalidate substitute claims on invalidity theories not brought forward by the petitioner, but it must first provide notice and an opportunity for the parties to respond.

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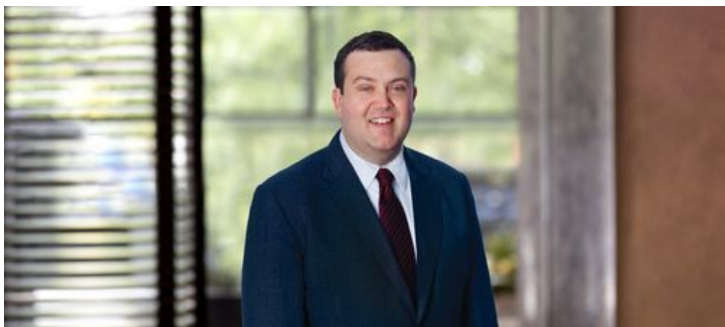
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