

# AMERICAN UNIVERSITY LAW REVIEW



A REVIEW OF RECENT DECISIONS OF  
THE UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

## FOREWORD

### ALWAYS AT THE MARGIN:

INEQUITABLE CONDUCT IN FLUX ..... *The Honorable Randall R. Rader*

## LECTURE

### WHAT THE FEDERAL CIRCUIT CAN LEARN

FROM THE SUPREME COURT—AND VICE VERSA ..... *Rochelle Cooper Dreyfuss*

## AREA SUMMARIES

2009 PATENT LAW DECISIONS OF THE FEDERAL CIRCUIT ..... *Donald R. Dunner*

*Bryan C. Diner*

*Esther H. Lim*

*Troy E. Grabow*

*Tina E. Hulse*

*Joyce Craig*

2009 GOVERNMENT CONTRACT LAW DECISIONS OF THE FEDERAL CIRCUIT . . . . *Daniel P. Graham*

*Jon Burd*

*Tracye Winfrey Howard*

*Brian Walsh*

*W. Barron A. Avery*

2009 INTERNATIONAL TRADE LAW DECISIONS OF THE FEDERAL CIRCUIT . . . . . *Patrick A. Fitch*

2009 TRADEMARK LAW DECISIONS OF THE FEDERAL CIRCUIT . . . . . *Rebecca Gan*

### TEN FEDERAL CIRCUIT CASES FROM 2009

THAT VETERANS BENEFITS ATTORNEYS SHOULD KNOW ..... *Miguel F. Eaton*

*Sumon Dantiki*

*Paul R. Gugliuzza*

## AFTERWORD

### PAST, PRESENT, AND FUTURE IN THE LIFE OF

THE U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT . . . . . *The Honorable Paul R. Michel*

VOLUME 59

NUMBER 4

# AMERICAN UNIVERSITY LAW REVIEW

---

---

VOLUME 59

APRIL 2010

NUMBER 4

---

---

## A REVIEW OF RECENT DECISIONS OF THE UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

### FOREWORD

ALWAYS AT THE MARGIN:

INEQUITABLE CONDUCT

IN FLUX..... *The Honorable Randall R. Rader* 777

### LECTURE

WHAT THE FEDERAL CIRCUIT CAN LEARN

FROM THE SUPREME COURT—

AND VICE VERSA..... *Rochelle Cooper Dreyfuss* 787

### AREA SUMMARIES

2009 PATENT LAW

DECISIONS OF THE FEDERAL CIRCUIT ..... *Donald R. Dunner* 809  
*Bryan C. Diner*  
*Esther H. Lim*  
*Troy E. Grabow*  
*Tina E. Hulse*  
*Joyce Craig*

2009 GOVERNMENT CONTRACT LAW

DECISIONS OF THE FEDERAL CIRCUIT ..... *Daniel P. Graham* 991  
*Jon Burd*  
*Tracye Winfrey Howard*  
*Brian Walsh*  
*W. Barron A. Avery*

2009 INTERNATIONAL TRADE LAW

DECISIONS OF THE FEDERAL CIRCUIT ..... *Patrick A. Fitch* 1077