

**Identifying Information**

Name:	Laser, Christa
School:	WilmerHale

**Paper Information**

Title:	Certiorari in Patent Cases at the Supreme Court
Abstract:	<p>In the decade from 2009 to 2018, the Supreme Court has decided more patent cases than in the prior three decades combined. From all appearances, we live in an age of renewed interest in patent law. However, what truly drives the Supreme Court to review patent cases? What other factors have played a role in the increased rate of certiorari of patent cases? In this Article, the authors explore the history and empirics of Supreme Court review of patent cases, the impact of recent patent legislation including the AIA and BPCIA, and the Federal Circuit's reliance on and sometimes deviance from Supreme Court precedent as factors in the Supreme Court's increased rate of review of patent cases in recent years. The authors then conduct and report on anonymized interviews with those most familiar with Supreme Court certiorari decisions to provide a qualitative assessment of the key factors that have influenced Supreme Court review of patent cases and provide analysis of how these considerations might be used in patent cases in the decade to come.</p>