

2024 Delaware Regional Program Draft Agenda (Revised August 21, 2024)

Chase Center on the Riverfront | Wilmington, DE
September 20, 2024

Overview:

Registration: 7:30 AM | Breakfast: 8:00 AM – 9:00 AM

CLE Program (Morning Session): 9:00 AM – 12:00 PM

Lunch: 12:45 PM – 1:45 PM

CLE Program (Afternoon Session): 2:00 PM – 4:15 PM

9:00 AM – 10:00 AM Panel I: The State Where Patent Litigation Happens: Patent Filings, Case Management, Litigation Funding

- Summary: The District of Delaware has consistently ranked as one of the top jurisdictions for patent infringement cases, but has only four authorized district judgeships (and now four full-time magistrate judges and one senior district judge). This has resulted in the Court having one of the highest weighted caseloads per judge amongst all U.S. District Courts. This panel features a conversation with, and insight from, those District of Delaware judges regarding the handling of their voluminous and time-consuming patent dockets, the utilization of the District of Delaware's experienced and adept magistrate judges, and the judges' views on new and complex patent-law issues that often find their first impression in Delaware.

Co-Moderators:

- Tara D. Elliott, Partner, Latham & Watkins LLP [CONFIRMED]
- Jeffrey Lyons, Associate, Baker Hostetler [CONFIRMED]

Panelists:

- The Honorable Christopher J. Burke, Magistrate Judge, United States District Court for the District of Delaware [CONFIRMED]
- The Honorable Colm Connolly, Chief Judge, United States District Court for the District of Delaware [CONFIRMED]
- The Honorable Laura D. Hatcher, Magistrate Judge, United States District Court for the District of Delaware [CONFIRMED]
- The Honorable Gregory B. Williams, District Judge, United States District Court for the District of Delaware [CONFIRMED]

10:15 AM – 11:15 AM Panel II: ANDA Litigation: A View from the Bench

- Summary: ANDA litigation is unique from other patent litigation because it involves a hypothetical injury, it requires a bench trial before the 30-month stay expires, there are often multiple co-defendants who are not aligned (because they are competitors with each other), and defendants behave like plaintiffs. The vast majority of ANDA cases in Delaware (65% of all pending ANDA cases in 2023, 57% of newly filed ANDA cases in 2023). The 5 busiest judges for ANDA cases are all Delaware judges.

Co-Moderators:

- Karen E. Keller, Partner, Shaw Keller LLP [CONFIRMED]
- Jennifer H. Wu, Partner, Groombridge, Wu, Baughman & Stone LLP [CONFIRMED]

Panelists:

- The Honorable Richard G. Andrews, District Judge, United States District Court for the District of Delaware [CONFIRMED]
- The Honorable Renée Marie Bumb, Chief District Judge, United States District Court for the District of New Jersey [CONFIRMED]
- The Honorable Mitchell S. Goldberg, Chief District Judge, United States District Court for the Eastern District of Pennsylvania [CONFIRMED]
- The Honorable Maryellen Noreika, District Judge, United States District Court for the District of Delaware [CONFIRMED]

11:15 AM – 11:30 AM: Networking Break

11:30 AM – 12:30 PM Fireside Chat with The Honorable Timothy B. Dyk [CONFIRMED]

12:30 PM – 12:45 PM: Networking Break

12:45 PM – 1:45 PM Lunch

1:45 PM – 2:00 PM: Networking Break

2:00 PM – 3:00 PM Panel III: The District Court Perspective on Patent Litigation in Delaware

Co-Moderators:

- Brian P. Egan, Partner, Morris, Nichols, Arsht & Tunnell LLP [CONFIRMED]
- Kelly E. Farnan, Director, Richards, Layton & Finger, PA [CONFIRMED]

Panelists:

- The Honorable Jennifer Choe-Groves, Judge, United States Court of International Trade [CONFIRMED]
- The Honorable Sherry R. Fallon, Magistrate Judge, United States District Court for the District of Delaware [CONFIRMED]
- The Honorable Eleanor G. Tennyson Magistrate Judge, United States District Court for the District of Delaware [CONFIRMED]
- The Honorable Joshua D. Wolson, District Judge, United States District Court for the Eastern District of Pennsylvania [CONFIRMED]

3:00 PM – 3:15 PM: Networking Break

3:15 PM – 4:15 PM Panel IV: The Appellate Perspective

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Co-Moderators:

- Jeff Castellano, Of Counsel, DLA Piper [CONFIRMED]
- Melanie K. Sharp, Partner, Young Conaway Stargatt & Taylor, LLP [CONFIRMED]

Panelists:

- The Honorable Timothy B. Dyk, Circuit Judge,
United States Court of Appeals for the Federal Circuit [CONFIRMED]
- The Honorable Todd M. Hughes, Circuit Judge,
United States Court of Appeals for the Federal Circuit [CONFIRMED]
- The Honorable Leonard P. Stark, Circuit Judge,
United States Court of Appeals for the Federal Circuit [CONFIRMED]
- The Honorable Kent A. Jordan, Judge,
United States Court of Appeals for the Third Circuit [CONFIRMED]