

## INTRODUCTION TO 2025 EDITION

*Assets & Finance: Intellectual Property in Mergers and Acquisitions* helps both lawyers, finance professionals, and executives navigate intellectual property issues in business acquisitions, combinations, divestitures, and related deals. The work analyzes the IP issues accompanying M&A transactions from each perspective, including buyer/licensee and seller/licensor, offering readers vital tools to advance and defend their interests. The work identifies standard terms in M&A agreements, providing practice and drafting tips, and presenting an expansive collection of model agreements and forms. *Intellectual Property in Mergers and Acquisitions* is essential for leaders growing or selling their business

Some key items covered in the 2025 Edition include:

- A discussion of recent copyright caselaw, including the U.S. Supreme Court case *Warner Chappell Music v. Nealy* (resolving a circuit split relating to the possibility of recovering damages beyond the Copyright Act's three-year statute of limitations).
- A discussion of recent patent caselaw, including the Federal Circuit case *LKQ Corp. v. GM LLC* (changing the design patent obviousness test) and the Federal Circuit case *Collect v. Vidal* (deciding that in ODP analysis for a patent possessing a Patent Term Adjustment (PTA), the expiration date used is the date which accounts for the PTA adjustment).
- A discussion of recent trademark caselaw, including: the Supreme Court case *Vidal v. Elster* (providing the Lanham Act's restriction on trademarking a name of a living individual is valid in view of the First Amendment) and the Supreme Court case *Dewberry Engineers v. Dewberry Group* (restricting the calculation of "defendant's profits" only to the profits of the listed defendant).
- A discussion of the use of Artificial Intelligence in the Due Diligence Process.
- A discussion of possible changes to publicity law (NO FAKEs Act of 2024).

INTELLECTUAL PROPERTY IN MERGERS AND ACQUISITIONS

Thank you for subscribing to *Assets & Finance: Intellectual Property in Mergers and Acquisitions*. We hope you will find it is invaluable for your practice.

The Publisher  
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