

**PATENTING SOLID FORMS:
A REVIEW OF US CASE LAW
INVOLVING DR. JOEL BERNSTEIN**

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A review of U.S. patent law on patenting of solid forms based on U.S. Court decisions in which the late Dr. Joel Bernstein acted as an expert witness.

General principles of patent law particularly relevant to claiming crystalline forms in the United States will be discussed, including inventive step, sufficiency of description and enablement of claimed forms, and the recent US case of *Grunenthal GMBH et al v. Alkem Laboratories Ltd. et al*, decided by the US Federal Circuit on March 28, 2019.