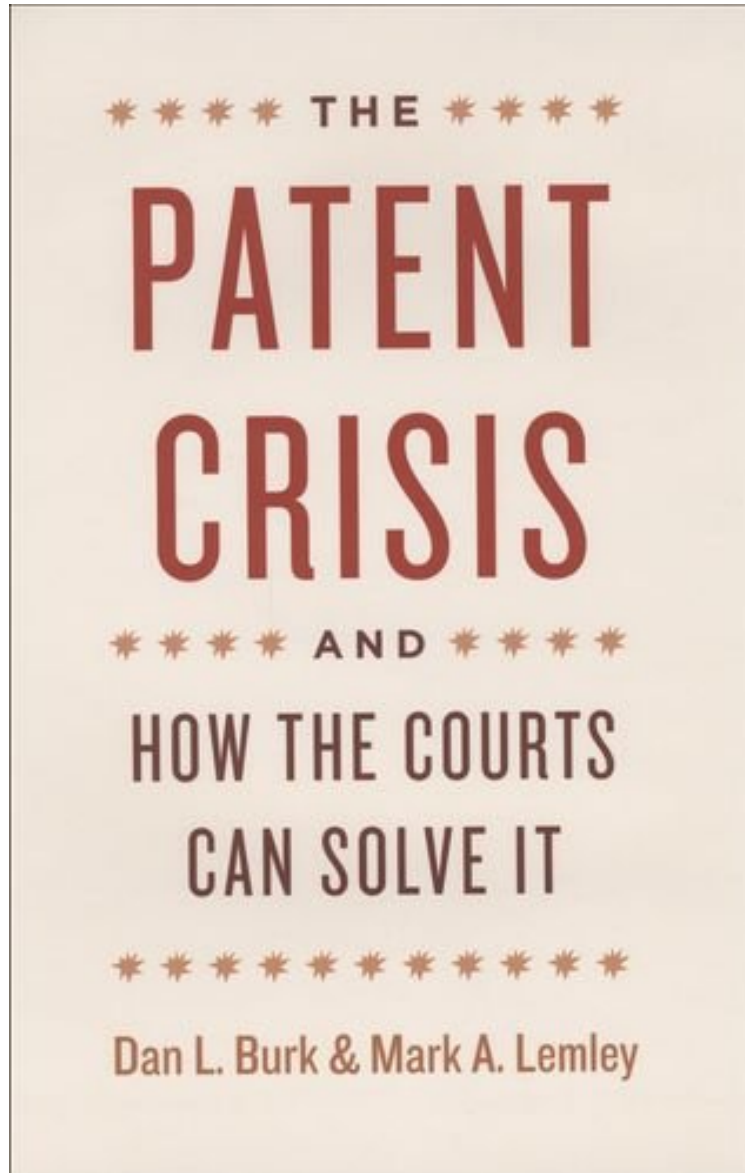


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## The Patent Crisis and How the Courts Can Solve It

*Dan L. Burk, Mark A. Lemley*

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**Dan L. Burk, Mark A. Lemley : The Patent Crisis and How the Courts Can Solve It** before purchasing it in order to gage whether or not it would be worth my time, and all praised The Patent Crisis and How the Courts Can Solve It:

4 of 5 people found the following review helpful. MarvellousBy Jukka KempainenConsidering the authors it is not really a surprise that this slim volume seems to be best overview on what to do to patents. Almost everybody, FeC of Appeals included, seems to agree that the situation is very unsatisfactory. Here is an analysis on the causes and

suggestions for remedies. I very much agree that the system suffers of overreach. It really is impossible to deal with pharmaceutical inventions and electronics using the same criteria. Professor Lemley is regarded as one of the best experts, and here the Americans and Europeans agree. I got the book first as Kindle (PC) and then on print in order to show it to my students. Marvellous! Dr. Jukka Kemppinen, Finland (40 years experience on IPR first as a lawyer, then as a judge, then as a professor)

Patent law is crucial to encourage technological innovation. But as the patent system currently stands, diverse industries from pharmaceuticals to software to semiconductors are all governed by the same rules even though they innovate very differently. The result is a crisis in the patent system, where patents calibrated to the needs of prescription drugs wreak havoc on information technologies and vice versa. According to Dan L. Burk and Mark A. Lemley in *The Patent Crisis and How the Courts Can Solve It*, courts should use the tools the patent system already gives them to treat patents in different industries differently. Industry tailoring is the only way to provide an appropriate level of incentive for each industry. Burk and Lemley illustrate the barriers to innovation created by the catch-all standards in the current system. Legal tools already present in the patent statute, they contend, offer a solution: courts can tailor patent law, through interpretations and applications, to suit the needs of various types of businesses. *The Patent Crisis and How the Courts Can Solve It* will be essential reading for those seeking to understand the nexus of economics, business, and law in the twenty-first century.

There is no disputing that *The Patent Crisis and How the Courts Can Solve It* is a descriptive tour de force. No one else has done as comprehensive a job of summarizing today's patent theories nor done more to bring them together than Burk and Lemley. This book will certainly be a success on almost any terms.