

# Intellectual Property Update: September 2016

September 21, 2016 | Client Update

## Notable Developments

- Federal Circuit Rules that District Courts May Consider New Claim Construction in a Motion for Reconsideration
- Second Circuit Rules DMCA Safe Harbors Protect Pre-1972 Sound Recordings
- European Court of Justice Allows Enforcement of Royalty Payments for Invalid Patents
- Preparing for Compliance with the General Data Protection Regulation

## Supreme Court Preview – Patent Cases Scheduled to be Argued During the 2016-2017 Term

- Samsung Electronics Co., Ltd. v. Apple, Inc.
- Life Technologies Corporation v. Promega Corporation
- SCA Hygiene Products Aktiebolag v. First Quality Baby Products, LLC

If you have any questions regarding the matters covered in this publication, please reach out to any of the lawyers listed below or your usual Davis Polk contact.

**Frank Azzopardi**

+1 212 450 6277  
frank.azzopardi@davispolk.com

**Matthew J. Bacal**

+1 212 450 4790  
matthew.bacal@davispolk.com

**David R. Bauer**

+1 212 450 4995  
david.bauer@davispolk.com

**Pritesh P. Shah**

+1 212 450 4147  
pritesh.shah@davispolk.com

---

*This communication, which we believe may be of interest to our clients and friends of the firm, is for general information only. It is not a full analysis of the matters presented and should not be relied upon as legal advice. This may be considered attorney advertising in some jurisdictions. Please refer to the firm's privacy notice for further details.*

## **Related materials**

[davis\\_polk\\_intellectual\\_property\\_update\\_september\\_2016.pdf](#)