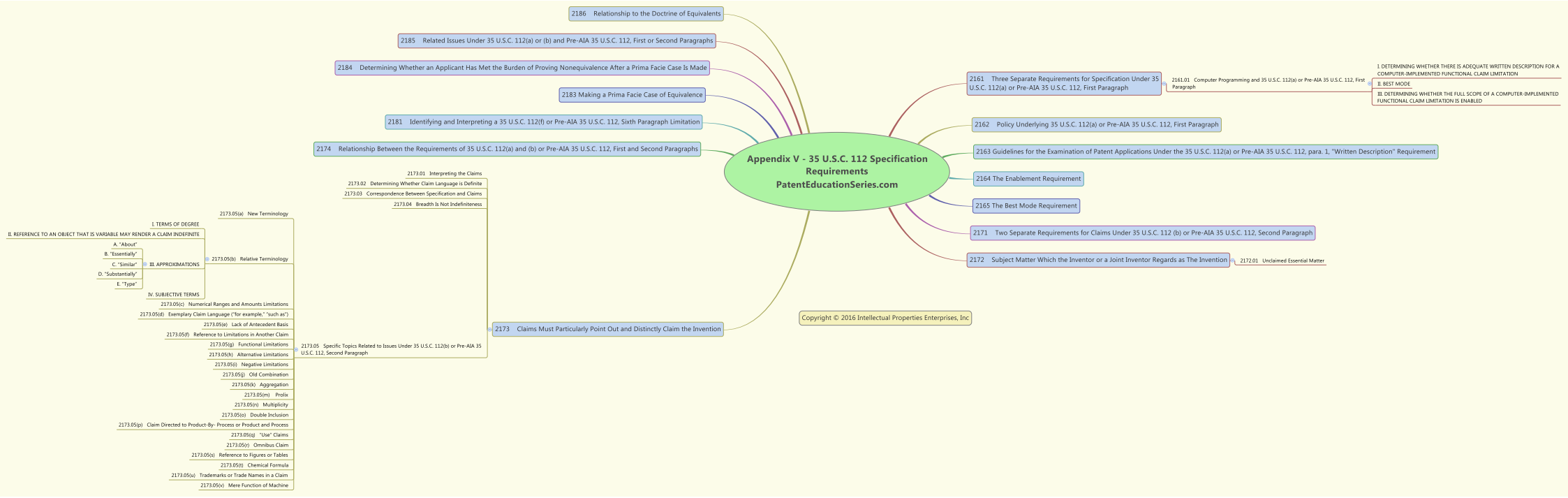
Appendix V - 35 U.S.C. 112 Specification Requirements
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2186 Relationship to the Doctrine of Equivalents
2185 Related Issues Under 35 U.S.C. 112(a) or (b) and Pre-AIA 35 U.S.C. 112, First or Second Paragraphs
2184 Determining Whether an Applicant Has Met the Burden of Proving Nonequivalence After a Prima Facie Case Is Made
2183 Making a Prima Facie Case of Equivalence
2181 Identifying and Interpreting a 35 U.S.C. 112(f) or Pre-AIA 35 U.S.C. 112, Sixth Paragraph Limitation
2174 Relationship Between the Requirements of 35 U.S.C. 112(a) and (b) or Pre-AIA 35 U.S.C. 112, First and Second Paragraphs
2173 Claims Must Particularly Point Out and Distinctly Claim the Invention
2173.01 Interpreting the Claims
2173.02 Determining Whether Claim Language is Definite
2173.03 Correspondence Between Specification and Claims
2173.04 Breadth Is Not Indefiniteness
2173.05 Specific Topics Related to Issues Under 35 U.S.C. 112(b) or Pre-AIA 35 U.S.C. 112, Second Paragraph
2173.05(a) New Terminology
2173.05(b) Relative Terminology
I. TERMS OF DEGREE
II. REFERENCE TO AN OBJECT THAT IS VARIABLE MAY RENDER A CLAIM INDEFINITE
III. APPROXIMATIONS
A. "About"
B. "Essentially"
C. "Similar"
D. "Substantially"
E. "Type"
IV. SUBJECTIVE TERMS
2173.05(c) Numerical Ranges and Amounts Limitations
2173.05(d) Exemplary Claim Language ("for example," "such as")
2173.05(e) Lack of Antecedent Basis
2173.05(f) Reference to Limitations in Another Claim
2173.05(g) Functional Limitations
2173.05(h) Alternative Limitations
2173.05(i) Negative Limitations
2173.05(j) Old Combination
2173.05(k) Aggregation
2173.05(m) Prolix
2173.05(n) Multiplicity
2173.05(o) Double Inclusion
2173.05(p) Claim Directed to Product-By- Process or Product and Process
2173.05(q) "Use" Claims
2173.05(r) Omnibus Claim
2173.05(s) Reference to Figures or Tables
2173.05(t) Chemical Formula
2173.05(u) Trademarks or Trade Names in a Claim
2173.05(v) Mere Function of Machine
2161 Three Separate Requirements for Specification Under 35 U.S.C. 112(a) or Pre-AIA 35 U.S.C. 112, First Paragraph
2161.01 Computer Programming and 35 U.S.C. 112(a) or Pre-AIA 35 U.S.C. 112, First Paragraph
I. DETERMINING WHETHER THERE IS ADEQUATE WRITTEN DESCRIPTION FOR A COMPUTER-IMPLEMENTED FUNCTIONAL CLAIM LIMITATION
II. BEST MODE
III. DETERMINING WHETHER THE FULL SCOPE OF A COMPUTER-IMPLEMENTED FUNCTIONAL CLAIM LIMITATION IS ENABLED
2162 Policy Underlying 35 U.S.C. 112(a) or Pre-AIA 35 U.S.C. 112, First Paragraph
2163 Guidelines for the Examination of Patent Applications Under the 35 U.S.C. 112(a) or Pre-AIA 35 U.S.C. 112, para. 1, "Written Description" Requirement
2164 The Enablement Requirement
2165 The Best Mode Requirement
2171 Two Separate Requirements for Claims Under 35 U.S.C. 112 (b) or Pre-AIA 35 U.S.C. 112, Second Paragraph
2172 Subject Matter Which the Inventor or a Joint Inventor Regards as The Invention
2172.01 Unclaimed Essential Matter
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