

**NEWS**

## Wilson Reviews the "Burden" of Patent Infringement

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Charlotte Intellectual Property Member Mark Wilson authored an article that was published in Bloomberg BNA's *Patent, Trademark & Copyright Journal* on April 25. In his article, "The 'Burden' of Patent Infringement: Supreme Court Holds That Burden of Proof Remains with Patentee Even in Declaratory Judgment Actions Filed by Licensee," Wilson reviews the recent Supreme Court *Medtronic* decision, and suggests a shift in the balance in favor of patent licensees and against patent owners.

"...the Supreme Court recently ruled in *Medtronic v. Mirowski Family Ventures* that the burden of proof in a patent infringement case remains with the patentee, including in a declaratory judgment suit brought by a licensee."