

The Supreme Court - October 29, 2018

On Friday afternoon, October 26, 2018, the Supreme Court of the United States granted certiorari in three cases:

Return Mail, Inc. v. USPS, No. 17-1594: Whether the government is a "person" who may petition to institute review proceedings under the Leahy-Smith America Invents Act.

Mission Product Holdings, Inc. v. Tempnology, LLC, No. 17-1657: Whether, under §365 of the Bankruptcy Code, a debtor-licensor's "rejection" of a license agreement which "constitutes a breach of such contract," 11 U.S.C. §365(g) – terminates rights of the licensee that would survive the licensor's breach under applicable non-bankruptcy law.

United States v. Haymond, No. 17-1672: Whether the court of appeals erred in holding "unconstitutional and unenforceable" the portions of 18 U.S.C. §3583(k) that required the district court to revoke respondent's ten-year term of supervised release, and to impose five years of reimprisonment, following its finding by a preponderance of the evidence that respondent violated the conditions of his release by knowingly possessing child pornography.

Related Capabilities

- Appellate
- Intellectual Property Litigation
- Bankruptcy & Financial Restructuring