



## **INSIDE THE MIND OF A LAWYER**



**CISLO & THOMAS LLP**  
**INTELLECTUAL PROPERTY LAW**  
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# What is the role of a lawyer?

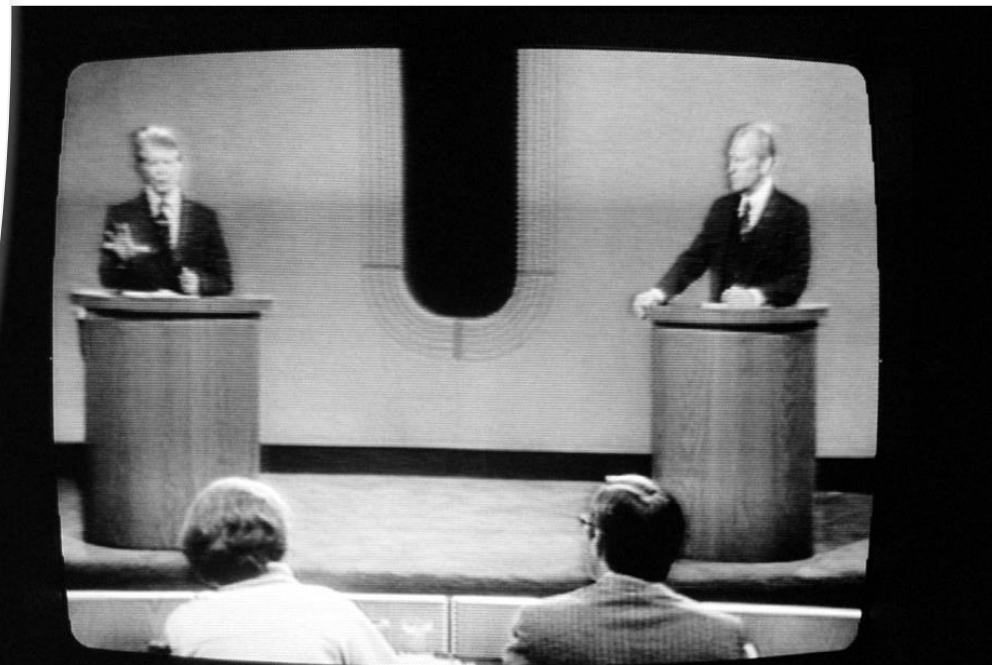
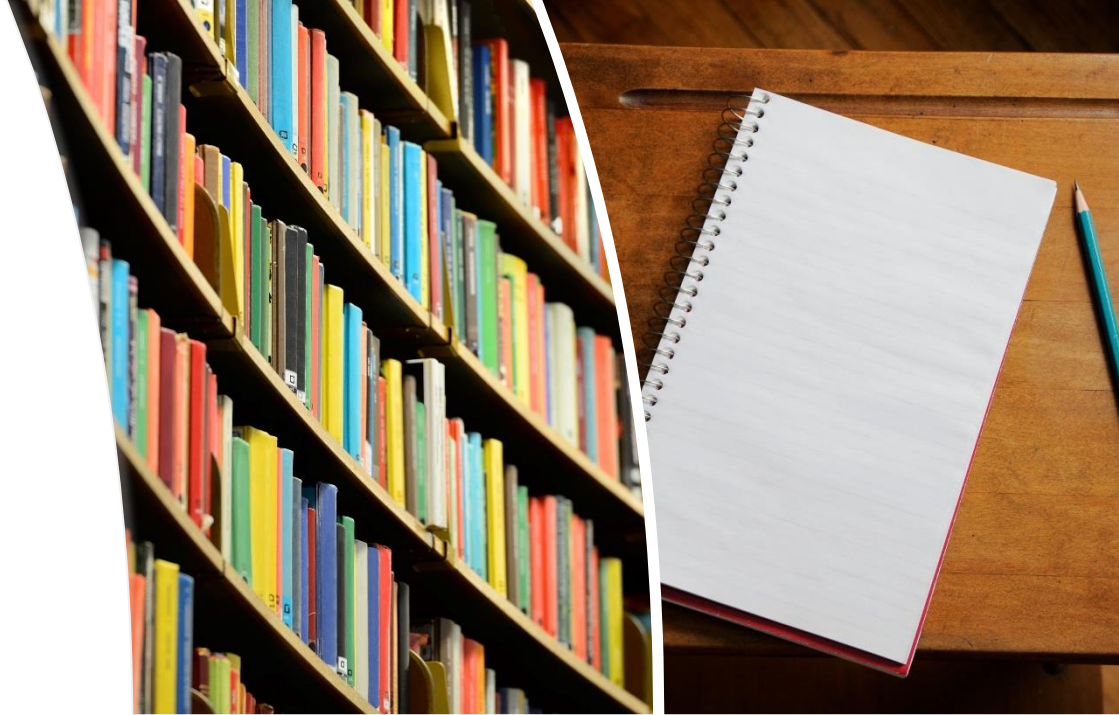


**FREE  
ADVICE**  
**WORTH EVERY CENT!**





HOW?



Lawyer's  
livelihood  
depends  
on...





# Rule # 1: Be Clear

Find a Job | Buy a House | Real Estate | Thursday, February 27, 2015, 11:56 AM

**THE HILL**

THE HILL - Donald Trump | Hillary Clinton | Barack Obama

NEWS POLICY REGULATION BLOGS BUSINESS CAMPAIGN OPINION CONTRIBUTOR

DEFENSE INTERNATIONAL IN THE KNOW CYBERSECURITY

Russia to withdraw forces from Syria  
Iran missile tests reject sanctions fight  
'Scandalizing Slavery' Trump one of the biggest...  
Jesse reflects on encryption con...

HOME | BLOGS | BALLOT BOX  
February 27, 2015, 11:56 AM

## Wife of Redskins owner donated to Trump

By Rachel Noddy

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COMMENTS 43



A man's western...  
Joseph V. Loughrey, 40, was found with the body of a 10-year-old boy, Craig Allen Loughrey, in the chest, according to state police.

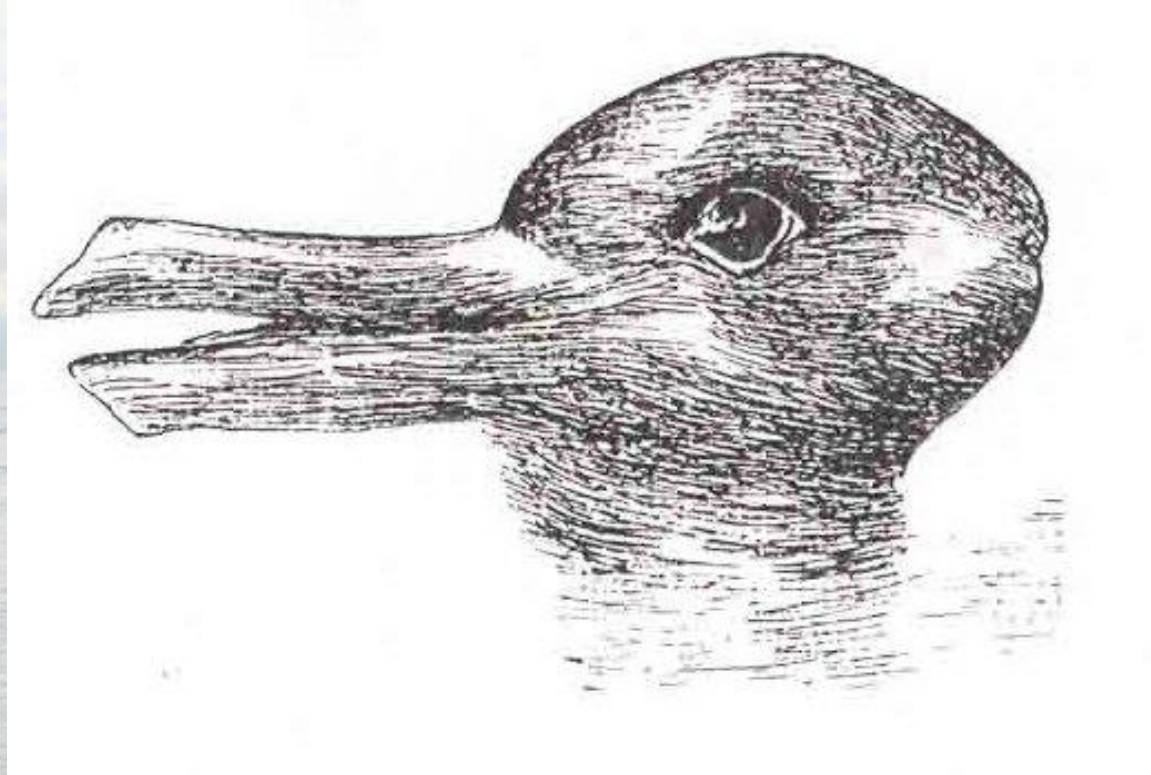
CLARITY and PRECISION AVOIDS MISUNDERSTANDING

*Rule # 1: Be Clear*

**CLARITY and  
PRECISION AVOIDS  
MISUNDERSTANDING**



# Rule #2: Be Ambiguous



AMBIGUITY = ESCAPE



# Ambiguity = Trap





# Rule # 3: Be Detailed



<https://www.elitereaders.com/16-photos-spot-the-hidden-details/>



WHEN YOU SEE IT



# The Missing Dollar Paradox

- 3 lawyers go to a hotel.
- Cost of the hotel is \$30.
- Each pays \$10.
- Mistake is made and the cost is actually \$25.
- \$5 refund is given to bell hop to take back to the lawyers.
- Each lawyer takes back \$1.
- Which means each lawyer paid  $\$10 - \$1 = \$9$
- Bell hop given \$2 in tip.
- $\$9 \times 3 \text{ lawyers} = \$27 + \$2 \text{ tip} = \$29$ .
- Where's the other dollar?

# Being Detailed Avoids Being Duped





# Rule # 4: Be Broad



# Broad

- Big Picture = Context
- Boundaries





# Rule # 5: Anticipate



<https://www.youtube.com/watch?v=MWssn2ONZFo>

# Remember the Past

## Checklist for: U.S. Utility or Design Patent Application ELECTRONIC FILING ONLY!!

Title of Application \_\_\_\_\_ Docket No. \_\_\_\_\_

Date \_\_\_\_\_

ITEM	Assistant	Attorney
<b>Patent Application Transmittal Form</b>		
Identification of all inventors (first named)		
Our address (designated as correspondence address)		
Small Entity Status checked on Application Transmittal		
Application Data Sheet (Required)		
If continuing application—claim priority to earliest application		
If foreign patent cited—certified copy enclosed		
<b>Fee Transmittal</b>		
Small Entity Status box checked on Fee Transmittal		
Authorization to deduct from our account		
Additional Fees listed and calculated (if applicable)		
Confirm Fee Calculation (make sure math is accurate)		
<b>Preliminary Amendment</b> (Recommended for divisional, continuation or CIP applications claiming foreign priority, if they contain multiple dependent claims, or no State of Priority—if applicable)		
<b>Application pages</b> (including Claims and Abstract)	of	of
Titles are consistent with cover, 1st page, and all filing docs		
Statement of U.S. Priority (Must be first sentence of Application) (Check Time Matters for related patents or applications)		
Description of Drawings (ex. Fig. 1 is...)		
At least one Claim		
<b>Drawings</b>	Sheets of	of
	Figures of	of
<b>Declaration</b> (One for each Inventor)		
<b>Power of Attorney</b> (One page POA for EACH applicant)		
<b>Request Non-Publication</b>		
<b>Information Disclosure Statement and Citations</b> (if applicable)		
1) Patentability Opinion		
2) Search Associates Letter		
3) References in related application(s)		
a) Original IDS		
b) Supplemental IDS		
c) References cited by Examiner (all Office Actions) in present or related app.		
4) Hard Copies of Foreign References and Non-Patent Literature if cited.		
<b>Patent Assignment</b> (if applicable)		
1) Recordation Cover Sheet		
2) Statement Under 37 CFR 3.73(c)		
<b>Petitions</b> (Specify Type)		
<b>Final Approval</b>		



# In Summary

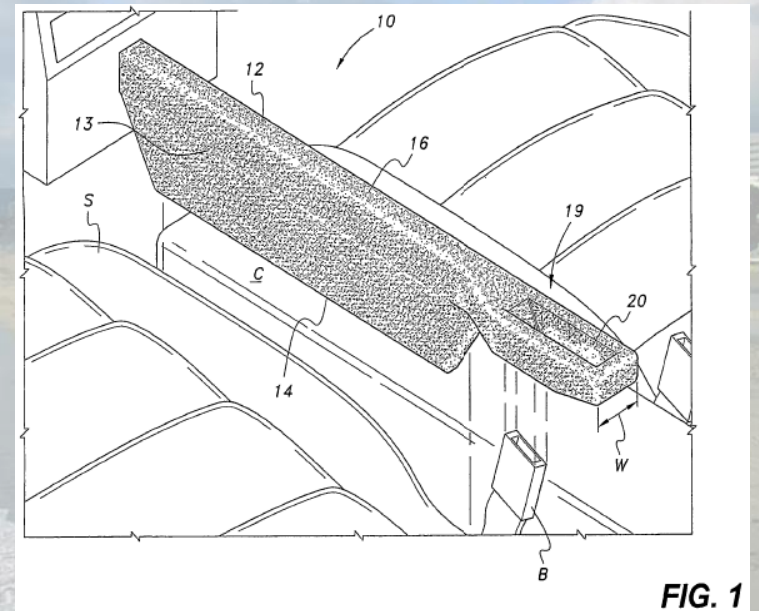
**Start Broadly: Provide Clear Context  
and Boundaries**

*Anticipate: Based on  
History*

Details: account  
for ambiguity

**DECISION**

# REAL EXAMPLES



**FIG. 1**



# BROAD V. DETAILED

1. An apparatus for obstructing gaps positioned proximate a car seat in an automobile comprising:
  - a. an elongated member having a casing and a core, the core being enclosed within the casing, the core having a pliable character; and
  - b. a slot provided toward an end region, the slot having a longitudinal length, the slot extending through the elongated member and being encircled by the core and casing of the elongated member, and wherein the slot provides engagement to a safety belt receiving component when properly positioned adjacent the car seat to permit the elongated member to slide along a central console during longitudinal motion of the car seat, wherein the end region is longer than the longitudinal length of the slot.

# CLEAR V. AMBIGUOUS

8. An apparatus adapted to be disposed in an automotive vehicle between a seat and a central console of the automotive vehicle, comprising:
- a. an elongated member including a casing having a top, a bottom, and a pair of opposed first and second sides, the casing enclosing a core, the first side adapted to abut the seat and the second side adapted to abut the central console, the elongated member configured to slide along the central console during longitudinal motion of the seat; and
  - b. a slot encircled by the casing and the core, and extending between the bottom and top of the elongated member in a generally vertical attitude normal to both the bottom and the top and aligned longitudinally when placed in the vehicle and adapted to receive a seatbelt component having one end anchored to a side of the seat, wherein the slot provides engagement to the seatbelt component when properly positioned adjacent the car seat to permit the elongated member to slide along the central console during longitudinal motion of the seat, wherein the slot is generally oval in shape when engaged with the seatbelt component.



# ANTICIPATION

14. An apparatus for use in an automotive vehicle having a central console extending alongside a seat, comprising:

- a. an elongated member including a casing of a first material enclosing a core of a second material having a first portion adapted to be pressed against the central console positioned adjacent to the seat, and a second portion adapted to be pressed against the seat when the elongated member is positioned in a gap defined between the central console and the seat; and
- b. a slot extending through the casing and the core of the elongated member, and adapted to receive a safety belt receiving component having a first end coupled to the seat and a second free end, wherein the slot is configured to allow the free end of the safety belt receiving component to pass through the slot and wherein the slot is conformable around the safety belt receiving component, and wherein the slot provides engagement to the safety belt receiving component when properly positioned adjacent to the seat, wherein the slot has an open configuration when engaged with the safety belt receiving component and a partially closed configuration when disengaged from the safety belt receiving component.

# Conclusion



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# *Digging DEAP<sup>TM</sup>*

*Defend, Enforce, Advise, and Protect Intellectual Property Rights*

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*Cislo & Thomas LLP*