

Subject Matter Eligibility Court Decisions (Formerly Appendix 3)

Case Name	Decision Type	Citation	Decision Date	Patent(s) or App. No(s).	Title or General Subject Matter	Claim Type	Exception Type	Judicial Conclusion	Classification (USPC & CPC)	Where Discussed
<i>Return Mail, Inc. v. United States Postal Service</i>	Precedential	__ F.3d __ (Fed Cir. 2017) CAFC Appeal No. 16-1502	8/28/2017	6,826,548	Processing of undeliverable mail items	Method	Abstract Idea	<b>Ineligible</b>	705/401 G07B 17/0008	
<i>Visual Memory LLC v. Nvidia Corp.</i>	Precedential	__ F.3d __ (Fed Cir. 2017) CAFC Appeal No. 16-2254	8/15/2017	5,953,740	Computer memory with programmable characteristics based on processor	System	Abstract Idea	<b>Eligible</b>	711/118 G06F 12/0802	
<i>Audatex North America Inc. v. M</i>	Non-precedential with opinion	__ Fed. Appx. __ (Fed Cir. 2017) CAFC Appeal No. 16-1914	7/27/2017	8,468,038 7,912,740	Entering data associated with an insurance claim for damaged vehicles	Method, system, CRM	Abstract Idea	Ineligible	705/4 G06 40/08	
<i>Prism Techs. v. T-Mobile</i>	Non-precedential with opinion	__ Fed. Appx. __ (Fed Cir. 2017) CAFC Appeal No. 16-2031	6/23/2017	8,127,345 8,387,155	Method and system for managing access to protected computer resources	Method, System	Abstract Idea	<b>Ineligible</b> '345: claims 1, 77 and 87 '155: claims 11, 37 and 56	726/7 G06F 21/335  726/29 G06F 21/335	
<i>Cleveland Clinic Foundation v. True Health Diagnostics, LLC</i>	Precedential	__ F.3d __, __ U.S.P.Q.2d __ (Fed Cir. 2017) CAFC Appeal No. 16-1766	6/16/2017	8,349,581 7,459,286 7,223,552	Assessing the risk of a major adverse cardiac event in patients with chest pain using enzyme levels	Methods	Law of Nature	<b>Ineligible</b>	435/28 C12Q 1/28  435/7.24 C12Q 1/28	
<i>Credit Acceptance Corp. v. Westlake Services</i>	Precedential	__ F.3d __, __ U.S.P.Q.2d __ (Fed Cir. 2017) CAFC Appeal No. 16-2001	6/9/2017	6,950,807	System and Method for providing financing	Method, system	Abstract Idea	<b>Ineligible</b> Claims 10-12 and 14-33	705/38 G06Q 40/025	
<i>Easyweb Innovations LLC v. Twitter, Inc.</i>	Non-precedential with opinion	__ Fed. Appx. __ (Fed Cir. 2017) CAFC Appeal No. 16-2066	5/12/2017	7,698,372 7,689,658 7,685,247 7,596,606 7,032,030	Publishing a message on the Internet	Method, system	Abstract Idea	<b>Ineligible</b> '372: 1, 2 and 10 '658: 1, 2, 13, 16, 18, 24, and 28 '247: 1, 2, 4, 7, 9, 18, 23, 28, 30-33, 39-40, and 43 '606: 1 and 18 '030: 1, 17 and 36	709/206 G06Q 10/107  709/246 H04L 29/06	
<i>RecogniCorp LLC v. Nintendo Co.</i>	Precedential	855 F.3d 1322, 122 U.S.P.Q.2d 1377 (Fed Cir. 2017)	4/28/2017	8,005,303	Encoding and decoding image data	Method, system and product	Abstract Idea	<b>Ineligible</b>	382/232	

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<i>West View Research LLC v. Audi AG</i>	Non-precedential with opinion	__ Fed. Appx. __ (Fed Cir. 2017)	4/19/2017	8,065,156 8,290,778 8,296,146 8,712,777 8,719,037 8,719,038 8,781,839	Information Presentation apparatus	Product, Method	Abstract Idea	<b>Ineligible</b> '156: claims 9-11, 13-15, 17-19, 22-24, 29 and 38 '778: 1, 5, 9, 13, 20, 22, 25 and 27-30 '146: 1, 4, 6, 11, 17-19, 27, 30 and 32 '777: 1, 12, 26, 34-35, 38, 49-50, 60 and 62 '037: 1, 3-4, 6, 8, 12, 22, 37, 42, 48, 75 and 77 '038: 1, 5, 12, 16, 22, 25-26, 32, 48, 54, 63 and 66 '839: 1, 10-11, 16, 23, 28-29, 34-35, 42 and 46-47	704/275 G10L 15/265  704/270 G10L 15/22
<i>Mentor Graphics v. EVE-USA</i>	Precedential	851 F.3d 1275, 122 U.S.P.Q.2d 1120 (Fed Cir. 2017)	3/16/2017	7,069,526	Hardware debugging in a hardware description language	Computer-readable media	n/a	<b>Ineligible</b> (Step 1: no statutory category) claims 19, 24, 28, 30 and 33	716/102 G01R 31/318357
<i>Clarilogic, Inc. v. Formfree Holdings Corp.</i>	Non-Precedential with opinion	_ Fed. Appx. _ (Fed. Cir. 2017) CAFC Appeal No. 16-1781	3/15/2017	8,762,243	Electronically certifying a potential borrower's financial account data and providing a credit report	Methods	Abstract Idea	<b>Ineligible</b>	705/35 G06Q 40/00
<i>Coffelt v. Nvidia Corp.</i>	Non-Precedential with opinion	_ Fed. Appx. _ (Fed. Cir. 2017) CAFC Appeal No. 17-1119	3/15/2017	8,614,710	Deriving pixel color in a graphic image	Methods	Abstract Idea	<b>Ineligible</b>	345/426 G06T 15/50
<i>In re Salwan</i>	Non-precedential with opinion	_ Fed. Appx. _ (Fed. Cir. 2017) CAFC Appeal No. 16-2079	3/13/2017	12/587,101	Transferring patient health information in a physician to patient network	Method	Abstract Idea	<b>Ineligible</b>	705/2 G06Q 50/00
<i>Athenahealth, Inc. v. Carecloud Corp.</i>	Non-precedential (Rule 36 affirmance of PTAB CBM)	_ Fed. Appx. __ (Fed Cir. 2017) CAFC Appeal No. 16-1622	3/10/2017	7,617,116	Medical billing automation system	Methods	Abstract Idea	<b>Ineligible</b>	705/4 G06F 19/327
<i>Thales Visionix Inc. v. U.S.</i>	Precedential	850 F.3d 1343, 121 U.S.P.Q.2d 1898 (Fed Cir. 2017)	3/8/2017	6,474,159	Inertial tracking system	Method, Systems	Abstract Idea	<b>Eligible</b> Claims: 1-5, 11-13, 20, 22-26, 32-34 and 41	73/488 G01P 15/00
<i>Intellectual Ventures I LLC v. Capital One Financial Corp.</i>	Precedential	850 F.3d 1332, 121 U.S.P.Q.2d 1940 (Fed Cir. 2017)	3/7/2017	7,984,081 6,546,002	Managing multiple sets of XML data	Methods, Apparatus and Computer-readable media	Abstract Idea	<b>Ineligible</b>	707/805 G06F 17/30
<i>Intellectual Ventures I LLC v. Erie Indemnity Co.</i>	Precedential	850 F.3d 1315, 121 U.S.P.Q.2d 1928 (Fed Cir. 2017)	3/7/2017	6,546,002 6,510,434	Mobile interface for accessing remotely stored documents  Retrieving data from a database using an index of XML tags and metafiles	Methods, Systems and Apparatus	Abstract Idea	<b>Ineligible</b>	370/351 H04L 12/28  707/100 G06F 17/30

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<i>Smartflash, LLC v. Apple Inc.</i>	Non-precedential with opinion	_ Fed. Appx. _ (Fed Cir. 2017) CAFC Appeal No. 16-1059	3/1/2017	8,336,772 8,118,221 7,334,720	Validating payment to provide access to media	System	Abstract Idea	<b>Ineligible</b> '772: claims 26 and 32 '221: claim 32 '720: claim 13	235/380 G06K 5/00	
<i>In re Alsbah</i>	Non-precedential (Rule 36 affirmance from PTAB)	_ Fed. Appx. _ (Fed. Cir. 2017) CAFC Appeal No. 16-1788	2/27/2017	11/186,798	Teaching Arabic to the blind	Methods and Apparatus	Abstract Idea	<b>Ineligible</b>	434/156 G09B 21/003	
<i>Evolutionary Intelligence, LLC v. Sprint Nextel Corp.</i>	Non-precedential with opinion	_ Fed. Appx. _ (Fed. Cir. 2017) CAFC Appeal No. 16-1188	2/17/2017	7,702,536 7,010,536	Tailoring content based upon time of day and location	Methods, Apparatus and Computer-readable media	Abstract Idea	<b>Ineligible</b>	705/14.16 G06Q 30/00 707/100 G06F 17/30	
<i>Trading Technologies Int'l v. CQG Inc.</i>	Non-precedential with opinion	_ Fed. Appx. _ (Fed Cir. 2017) CAFC Appeal No. 16-1616	1/18/2017	6,766,304 6,772,132	Electronic trading of stocks, bonds, futures, and options	Methods, Systems	n/a	<b>Eligible</b>	705/37 G06F 17/60	
<i>America's Collectibles Network v. The Jewelry Channel, Inc.</i>	Non-precedential (Rule 36 affirmance from PTAB CBM)	_ Fed. Appx. _ (Fed Cir. 2017) CAFC Appeal No. 16-1521	1/11/2017	8,370,211	Telephone/Internet based reverse auction	Methods & Systems	Abstract Idea	<b>Ineligible</b>	705/26.3 G06Q 30/08	
<i>Apple v. Ameranth</i>	Precedential	842 F.3d 1229, 120 U.S.P.Q.2d 1844 (Fed. Cir. 2016)	11/29/2016	6,982,733 6,871,325 6,384,850	Generating and transmitting menus	Methods & systems	Abstract Idea	<b>Ineligible</b> '733 claims 1-16 '325 claims 1-10 '850 claims 1-11	715/810 G06F 17/30905	
<i>Tranxition v. Lenovo (United States) Inc.</i>	Non-precedential with opinion	664 Fed. Appx. 968 (Fed. Cir. 2016)	11/16/2016	7,346,766 6,728,877	Automatic transitioning of configuration settings among computer systems	Methods, systems, computer readable media	Abstract Idea	<b>Ineligible</b>	713/100 G06F 9/4451	
<i>Amdocs (Israel) Ltd. v. Openet Telecom, Inc.</i>	Precedential	841 F.3d 1288, 120 U.S.P.Q.2d 1288 (Fed. Cir. 2016)	11/1/2016	7,631,065 7,412,510 6,947,984 6,836,797	Distributed network-based filtering and aggregating platform; reporting on collection of usage information in distributed network	Methods, Systems & Computer-readable media	Abstract Idea	<b>Eligible</b> '065 claims 1, 4, 7, 13 & 17 '510 claims 16, 17 & 19 '984 claims 1, 2, 7, 8 & 13 '797 claims 1, 2, 7, 8 & 19	709/224 H04M 15/31 709/223 G06Q 30/02	
<i>Synopsys v. Mentor Graphics Corp.</i>	Precedential	839 F.3d 1138, 120 U.S.P.Q.2d 1473 (Fed. Cir. 2016)	10/17/2016	5,748,488 5,680,318 5,530,841	Generating a logic circuit/network from a hardware independent description	Methods	Abstract Idea	<b>Ineligible</b> '488: claims 1, 2, 8 & 9 '318: claims 32, 35 & 36 '841: claim 1	716/104 G06F 17/5045	
<i>DataTreasury Corp. v. Fidelity National Information Services</i>	Non-Precedential (Rule 36 affirmance of PTAB CBM)	669 Fed. Appx. 572 (Fed. Cir. 2016) CAFC Appeal No. 16-1046	10/13/2016	5,910,988 6,032,137	Remote image capture with centralized processing and storage	Methods & Systems	Abstract Idea	<b>Ineligible</b>	705/75 G06K 9/00973	

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<i>In re Villena</i>	Non-Precedential (Rule 36 affirmance of PTAB)	669 Fed. Appx. 573 (Fed. Cir. 2016) CAFC Appeal No. 16-1062	10/13/2016	10/536,692	Property Information Development, Distribution & Display	Methods & Systems	Abstract Idea	<b>Ineligible</b>	705/001 G06F 17/30241	
<i>FairWarning IP, LLC v. Iatric Systems</i>	Precedential	839 F.3d 1089, 120 U.S.P.Q.2d 1293 (Fed. Cir. 2016)	10/11/2016	8,578,500	Fraud and misuse detection	Methods, Systems, and Computer-Readable Media	Abstract Idea	<b>Ineligible</b>	726/26 G06F 21/55	
<i>Intellectual Ventures I v. Symantec Corp.</i>	Precedential	838 F.3d 1307, 120 U.S.P.Q.2d 1353 (Fed. Cir. 2016)	9/30/2016	6,460,050 6,073,142 5,987,610	Screening emails and other data files for unwanted content Routing email messages based on specific criteria (rules) Computer virus screening in a telephone network	Methods & product (post office)	Abstract Idea	<b>Ineligible</b> '050: claims 9, 13, 16, 22 & 24 '142: 1, 7, 17, 22, 24 & 26 '610: claim 7	707/999.01 G06F 17/30067 715/205 G06F 17/24 726/24 H04L 63/1416	
<i>Affinity Labs of Texas, LLC v. Amazon.com</i>	Precedential	838 F.3d 1266, 120 U.S.P.Q.2d 1210 (Fed. Cir. 2016)	9/23/2016	8,688,085	Communicating targeted information	Methods & systems	Abstract Idea	<b>Ineligible</b>	455/414.1 H04L 29/08108	
<i>Affinity Labs of Texas, LLC v. DirectTV, LLC</i>	Precedential	838 F.3d 1253, 120 U.S.P.Q.2d 1201 (Fed. Cir. 2016)	9/23/2016	7,970,379	Streaming regional broadcast signals to cellular telephones located outside the region served by the regional broadcaster	Methods & systems	Abstract Idea	<b>Ineligible</b>	455/410 H04W 12/12	
<i>McRO, Inc. v. Bandai Namco Games America Inc.</i>	Precedential	837 F.3d 1299, 120 U.S.P.Q.2d 1091 (Fed. Cir. 2016)	9/13/2016	6,307,576 6,611,278	Automatically animating lip synchronization and facial expression of animated characters	Methods	n/a	<b>Eligible</b>	715/700 G06F 3/0481	Nov 2016 Memo
<i>Capital Dynamics v. Cambridge Associates, LLC</i>	Non-Precedential (Rule 36 affirmance of PTAB CBM)	668 Fed. Appx. 889 (Fed. Cir. 2016) CAFC Appeal No. 16-1318	9/9/2016	7,698,196	Modeling and benchmarking private equity assets	Methods	Abstract Idea	<b>Ineligible</b>	705/36R G06Q 30/02	
<i>TDE Petroleum Data Solutions v. AKM Enterprise</i>	Non-precedential with opinion	555 Fed. Appx. 950 (Fed. Cir. 2016)	8/15/2016	6,892,812	Determining the state of an oil well drill	Methods	Abstract Idea	<b>Ineligible</b>	166/250.15 E21B 43/243	
<i>In re Chorna</i>	Non-precedential with opinion	656 Fed. Appx. 1016 (Fed. Cir. 2016)	8/10/2016	12/029,610	Hindsight allocation instrument for tracking financial instruments	Product	Abstract Idea	<b>Ineligible</b>	705/36	

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<i>Electric Power Group, LLC, v. Alstom</i>	Precedential	830 F.3d 1350, 119 U.S.P.Q.2d 1739 (Fed. Cir. 2016)	8/1/2016	8,401,710 8,060,259 7,233,843	Real-time monitoring of an electric power grid	Methods and systems	Abstract Idea	<b>Ineligible</b> '710: 9, 12 and 17 '259: 1, 5, 18, 21, 38, 49 and 53 '843: 4, 7, 9, 12, 19 and 24	700/291 G06F 19/00	
<i>LendingTree v. Zillow</i>	Non-precedential with opinion	656 Fed. Appx. 991 (Fed Cir. 2016)	7/25/2016	6,611,816 6,385,594	Coordinating loan applications over the Internet	Methods and systems	Abstract Idea	<b>Ineligible</b> '816: 1, 4, 5, 18-20 and 22-24 '594: 1 and 6	705/38 G06F 17/60	
<i>Shortridge v. Foundation Const. Payroll Service, LLC</i>	Non-precedential with opinion	655 Fed. Appx. 848 (Fed Cir. 2016)	7/12/2016	8,744,933	Payroll Processing, certification reporting and project management system	Methods & systems	Abstract Idea	<b>Ineligible</b>	705/32 C06Q 40/12	
<i>Rapid Litigation Management v. Cellzdirect</i>	Precedential	827 F.3d 1042, 119 U.S.P.Q.2d 1370 (Fed. Cir. 2016)	7/5/2016	7,604,929	Repeated cryopreservation of hepatocytes	Methods	n/a	<b>Eligible</b> Claims 1-9 and 11	435/1.1 A01N 1/00	July 14, 2016 Memo
<i>Bascom Global Internet Services, Inc. v. AT&amp;T Mobility LLC</i>	Precedential	827 F.3d 1341, 119 U.S.P.Q.2d 1236 (Fed Cir. 2016)	6/27/2016	5,987,606	Filtering Internet content	Methods and systems	Abstract Idea	<b>Eligible</b>	713/200 H04L 9/00	Nov 2016 Memo, Example 34
<i>TLI Communications LLC v. AV Automotive LLC</i>	Precedential	823 F.3d 607, 118 U.S.P.Q.2d 1744 (Fed. Cir. 2016)	5/17/2016	6,038,295	Recording, transmitting and administering digital images	Methods	Abstract Idea	<b>Ineligible</b>	379/93.25 H04M 11/00	May 19, 2016 Memo
<i>Enfish LLC v. Microsoft Corp.</i>	Precedential	822 F.3d 1327, 118 U.S.P.Q.2d 1684 (Fed. Cir. 2016)	5/12/2016	6,151,604 6,163,775	Improved information and storage system using a self-referential table	Product	n/a	<b>Eligible</b> '604: 17, 31 and 32 '775: 31 and 32	707/100 G06F 17/30  707/3 G06F 17/30	May 19, 2016 Memo
<i>In re Brown</i>	Non-precedential with opinion	645 Fed. Appx. 1014 (Fed Cir. 2016)	4/22/2016	09/795,210	A method of cutting hair	Methods	Abstract Idea	<b>Ineligible</b>	434/94 A45D 44/005	
<i>Genetic Tech. Ltd. v. Merial LLC</i>	Precedential	818 F.3d 1369, 118 U.S.P.Q.2d 1541 (Fed. Cir. 2016)	4/8/2016	5,612,179	Intron sequence analysis method for detection of adjacent and remote locus alleles as haplotypes	Methods	Law of Nature	<b>Ineligible</b> Claims 1-25 and 33-36	435/6 C12Q 1/68	
<i>Chicago Bd. Options Exch., Inc. v. Int'l Sec. Exch., LLC</i>	Non-Precedential (Rule 36 affirmance of PTAB CBM)	640 Fed. Appx. 986 (Fed Cir. 2016) CAFC Appeal No. 15-1728	3/25/2016	8,266,044 7,980,457 7,356,498	Automated trading exchange system having integrated quote risk monitoring and quote modification services	Methods and systems	Abstract Idea	<b>Ineligible</b>	705/37 G06Q 40/00  235/375 G06F 17/00	
<i>In re Smith</i> (also known as <i>In re Trading Tech. Int'l</i> )	Precedential	815 F.3d 816, 118 U.S.P.Q.2d 1245 (Fed. Cir. 2016)	3/10/2016	12/912,410	Method of conducting a blackjack game	Method	Abstract Idea	<b>Ineligible</b> Claims 1-18	273/292 A63F 1/00	

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<i>Mortgage Grader, Inc. v. First Choice Loan Services Inc.</i>	Precedential	811 F.3d 1314, 117 U.S.P.Q.2d 1693 (Fed. Cir. 2016)	1/20/2016	7,680,728 7,366,694	Method for a borrower to evaluate and/or obtain financing such as a loan	Methods and systems	Abstract Idea	<b>Ineligible</b> '728: claim 6 '694: claims 1, 2 & 19	705/38 G06Q 30/02 (both patents)	
<i>Vehicle Intelligence &amp; Safety LLC v. Mercedes-Benz USA, LLC</i>	Non- precedential with opinion	635 Fed. Appx. 914 (Fed Cir. 2015)	12/28/2015	7,394,392	Expert system safety screening of equipment operators	Methods and systems	Abstract Idea	<b>Ineligible</b> Claims 8, 9, & 11-18	340/576 B60K 28/06	
<i>Retirement Capital Access Management Co., LLC v. U.S. Bancorp</i>	Non- Precedential (Rule 36 affirmance of PTAB CBM)	611 Fed. Appx. 1007 (Fed. Cir. 2015) CAFC Appeal No. 15-1039	8/7/2015	6,625,582	Converting a portion of future retirement payments to current benefits	Methods & system	Abstract Idea	<b>Ineligible</b> Claims 1, 13, 14, 18, 30 & 31	705/35 G06Q 20/10	
<i>In re Karpf</i>	Non- Precedential (Rule 36 affirmance of PTAB)	611 Fed. Appx. 1005 (Fed. Cir. 2015) CAFC Appeal No. 14-1773	8/7/2015	11/074,053	Increasing patient compliance with medical care instructions	Computer readable media	n/a	<b>Ineligible</b> (Step 1: no statutory category) Claim 28	705/3 G06F 19/322	
<i>Versata Development Group v. SAP America, Inc.</i>	Precedential	793 F.3d 1306, 115 U.S.P.Q.2d 1681 (Fed. Cir. 2015)	7/9/2015	6,553,350	Pricing products in multi-level product and organizational groups	Methods, system, and computer readable media	Abstract Idea	<b>Ineligible</b> Claims 17 & 26-29	705/20 G06Q 20/201	
<i>Intellectual Ventures I LLC v. Capital One Bank (USA)</i>	Precedential	793 F.3d 1363, 115 U.S.P.Q.2d 1636 (Fed. Cir. 2015)	7/6/2015	8,083,137 7,603,382	Administration of financial accounts, and advanced internet interface providing user display access of customized webpages	Methods and Systems	Abstract Idea	<b>Ineligible</b> '137: claims 5-11 '382: claims 1-5, 16, 17, & 19-22	235/380 G06Q 20/12 707/999.104 G06F 17/30899	
<i>In re Webb</i>	Non- Precedential (Rule 36 affirmance of PTAB)	609 Fed. Appx. 643 (Fed. Cir. 2015) CAFC Appeal No. 14-1652	7/1/2015	12/429,724	Poker games with varying position advantage	Methods	Abstract Idea	<b>Ineligible</b>	273/292 A63F 3/00157	
<i>Internet Patents Corp. v. Active Network, Inc.</i>	Precedential	790 F.3d 1343, 115 U.S.P.Q.2d 1414 (Fed. Cir. 2015)	6/23/2015	7,707,505	Dynamic tabs for a graphical user interface	Methods, systems, computer readable media	Abstract Idea	<b>Ineligible</b>	715/738 G06F 17/30893	
<i>Ariosa Diagnostics, Inc. v. Sequenom, Inc.</i>	Precedential	788 F.3d 1371, 115 U.S.P.Q.2d 1152 (Fed. Cir. 2015)	6/12/2015	6,258,540	Non-invasive prenatal diagnosis	Methods	Natural Phenomenon	<b>Ineligible</b> Claims 1, 2, 4, 5, 8, 19-22, 24 & 25	435/6.12 C12Q 1/6879	July 14, 2016 Memo
<i>OIP Technologies, Inc. v. Amazon.com, Inc.</i>	Precedential	788 F.3d 1359, 115 U.S.P.Q.2d 1090 (Fed. Cir. 2015)	6/11/2015	7,970,713	Automatic pricing in electronic commerce	Methods and computer readable media	Abstract Idea	<b>Ineligible</b>	705/400 G06Q 30/0211	

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<i>Allvoice Developments US v. Microsoft Corp.</i>	Non-precedential with opinion	612 Fed. Appx. 1009, 115 U.S.P.Q.2d 1750 (Fed. Cir. 2015)	5/22/2015	5,799,273	Speech recognition interface	"Interface"	n/a	<b>Ineligible at Step 1 (no statutory category)</b> Claims 60-68	704/235 G06F 3/16	
<i>Content Extraction and Transmission LLC v. Wells Fargo Bank, N.A.</i>	Precedential	776 F.3d 1343, 113 U.S.P.Q.2d 1354 (Fed. Cir. 2014)	12/23/2014	5,768,416 5,258,855 5,369,508 5,625,465	Scanning and Information Processing Methodology	Methods and machines (interface/system)	Abstract Idea	<b>Ineligible</b>	382/180 G06K9/2054	
<i>Univ. of Utah Research Found. v. Amby Genetics Corp.</i>  Also known as <i>In re BRCA1- and BRCA2-Based Hereditary Cancer Test Patent Litigation</i>	Precedential	774 F.3d 755, 113 U.S.P.Q.2d 1241 (Fed. Cir. 2014)	12/17/2014	5,747,282 5,753,441 5,837,492	Breast and ovarian cancer susceptibility gene	Methods & products	Abstract Idea & Product of Nature	<b>Ineligible</b> *441: claims 1 & 7-8 *282: claims 16-17 *492: claims 29-30  (See also <i>Myriad</i> and <i>Myriad CAFC</i> )	435/69.1 C07K14/4703	Example 31
<i>DDR Holdings, LLC v. Hotels.com, L.P.</i>	Precedential	773 F.3d 1245, 113 U.S.P.Q.2d 1097 (Fed. Cir. 2014)	12/5/2014	7,818,399	Expanding commercial opportunities for internet websites	Methods and system	n/a	<b>Eligible</b> Claims 1, 3, 19	709/218 G06Q30/06	2014 IEG in Section IV, Example 2
<i>Ultramercial, Inc. v. Hulu, LLC</i>	Precedential	772 F.3d 709, 112 U.S.P.Q.2d 1750 (Fed. Cir. 2014)	11/14/2014	7,346,545	Payment of intellectual property royalties by interposed sponsor over a telecommunications network	Methods	Abstract Idea	<b>Ineligible</b>	705/14.73 G06Q30/02	2014 IEG in Section IV, Example 8
<i>buySAFE, Inc. v. Google, Inc.</i>	Precedential	765 F.3d 1350, 112 U.S.P.Q.2d 1093 (Fed. Cir. 2014)	9/3/2014	7,644,019	Safe Transaction Guaranty	Methods and computer readable media	Abstract Idea	<b>Ineligible</b> Claims 1, 14, 39 and 44	705/35 G06Q10/10	2014 IEG in Section IV, Example 7
<i>Planet Bingo, LLC v VKGS LLC</i>	Non-precedential with opinion	576 Fed. Appx. 1005 (Fed. Cir. 2014)	8/26/2014	6,398,646 6,656,045	Storing preselected numbers for use in games of bingo	Methods and systems	Abstract Idea	<b>Ineligible</b>	463/19 G07F17/32	2014 IEG in Section IV, Example 6
<i>Digitech Image Techs., LLC v Electronics for Imaging, Inc.</i>	Precedential	758 F.3d 1344, 111 U.S.P.Q.2d 1717 (Fed. Cir. 2014)	7/11/2014	6,128,415	Device profiles for use in a digital image processing system	Methods	Abstract Idea	<b>Ineligible</b> Claims 10-15 (Device profile claims 1-6, 9, and 26-31 found ineligible for failure to claim a statutory category)	382/276 G06T1/00	2014 IEG in Section IV, Example 5
<i>In re Roslin Institute (Edinburgh)</i>	Precedential	750 F.3d 1333, 110 U.S.P.Q.2d 1668 (Fed. Cir. 2014)	5/8/2014	09/225,233	Cloned mammals produced by somatic cell nuclear transfer	Product	Product of Nature	<b>Ineligible</b> Claims 155-159 and 164	800/015	
<i>Cyberfone Systems, LLC v. CNN Interactive Group, Inc.</i>	Non-precedential with opinion	558 Fed. Appx. 988 (Fed. Cir. 2014)	2/26/2014	8,019,060	Telephone/transaction entry device and system for entering transaction data into database	Methods and Systems	Abstract Idea	<b>Ineligible</b>	379/93.01 G06F17/243	2014 IEG in Section IV

Subject Matter Eligibility Court Decisions (Formerly Appendix 3)

<i>SmartGene, Inc. v Advanced Biological Labs.</i>	Non-precedential with opinion	555 Fed. Appx. 950 (Fed. Cir. 2014)	1/24/2014	6,081,786 6,188,988	Guiding the selection of therapeutic treatment regimens	Methods, Systems, Computer Program Products	Abstract Idea	<b>Ineligible</b>	705/3 G06F19/3443	2014 IEG in Section IV
<i>Accenture Global Services, GmbH v. Guidewire Software</i>	Precedential	728 F.3d 1336, 108 U.S.P.Q.2d 1173 (Fed. Cir. 2013)	9/5/2013	7,013,284	Component based interface to handle tasks during claim processing	Methods & systems	Abstract Idea	<b>Ineligible</b>	705/4 G06Q10/06311	
<i>PerkinElmer Inc. v Intema Ltd.</i>	Non-precedential with opinion	96 Fed. Appx. 65, 105 U.S.P.Q.2d 1960 (Fed. Cir. 2012)	11/20/2012	6,573,103	Antenatal screening for Down's syndrome	Methods	Abstract Idea & Law of Nature	<b>Ineligible</b>	436/65 G01N33/689	
<i>Association for Molecular Pathology v. USPTO ("Myriad CAFC")</i>	Precedential	689 F.3d 1303, 103 U.S.P.Q.2d 1681 (Fed. Cir. 2012)	8/16/2012	6,033,857 5,753,441 5,747,282 5,710,001 5,709,999	Breast and ovarian cancer susceptibility gene	Methods  This decision's ruling on product claims from various patents was subsequently affirmed-in-part and reversed-in-part by the Supreme Court in the 2013 <i>Myriad</i> decision.	Abstract Idea	<b>Ineligible</b> '857: claims 1 & 2 '441: claim 1 '001: claim 1 '999: claim 1  <b>Eligible</b> '282: claim 20  (See also <i>Myriad &amp; Ambry Genetics</i> )	435/69.1 C07K14/4703	
<i>Bancorp Services v. Sun Life</i>	Precedential	687 F.3d 1266, 103 U.S.P.Q.2d 1425 (Fed. Cir. 2012)	7/26/2012	5,926,792 7,249,037	System for managing a stable value protected investment plan	Methods and Computer Readable Media	Abstract Idea	<b>Ineligible</b> '792: claims 9, 17, 18, 28, and 37 '037: claims 1, 8, 9, 17-21, 27, 28, 37, 42, 49, 52, 60, 63, 66-68, 72-77, 81-83, 87, 88, and 91-95	705/4 G06Q40/00	
<i>Fort Properties, Inc. v. American Master Lease LLC</i>	Precedential	671 F.3d 1317, 101 U.S.P.Q.2d 1785 (Fed. Cir. 2012)	2/27/2012	6,292,788	Methods and investment instruments for performing tax-deferred real estate exchanges	Methods	Abstract Idea	<b>Ineligible</b>	705/36T G06Q30/04	
<i>Dealertrack Inc. v Huber</i>	Precedential	674 F.3d 1315, 101 U.S.P.Q.2d 1325 (Fed. Cir. 2012)	1/20/2012	7,181,427	Automated credit application system	Methods	Abstract Idea	<b>Ineligible</b> Claims 1, 3, and 4	705/38 G06Q20/10	2014 IEG in Section IV
<i>Classen Immunotherapies Inc. v. Biogen IDEC</i>	Precedential	659 F.3d 1057, 100 U.S.P.Q.2d 1492 (Fed. Cir. 2011)	8/31/2011	6,638,739 6,420,139 5,723,283	Method and composition for an early vaccine to protect against both common infectious diseases and chronic immune mediated disorders	Methods	Abstract Idea	<b>Eligible</b> All claims in '739 and '139  <b>Ineligible</b> All claims in '283	435/69.3 A61K39/295	
<i>CyberSource Corp. v. Retail Decisions, Inc.</i>	Precedential	654 F.3d 1366, 99 U.S.P.Q.2d 1690 (Fed. Cir. 2011)	8/16/2011	6,029,154	Method and System for Detecting Fraud in a Credit Card Transaction over the Internet	Computer Readable Media and Method	Abstract Idea	<b>Ineligible</b> Claims 2-3	705/44 G06Q20/027	



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<i>Research Corporation Technologies Inc. v. Microsoft Corp.</i>	Precedential	627 F.3d 859, 97 U.S.P.Q.2d 1274 (Fed. Cir. 2010)	12/8/2010	5,111,310 5,341,228	Method and Apparatus for Halftone Rendering of a Gray Scale Image Using a Blue Noise Mask	Methods	Abstract Idea	<b>Eligible</b> '310: Claims 1-2 '228: Claim 11	358/3.19 358/534 G06T3/40	2014 IEG in Section IV, Example 3
<i>SiRF Tech. Inc. v. Int'l Trade Commission</i>	Precedential	601 F.3d 1319, 94 U.S.P.Q.2d 1607 (Fed. Cir. 2010)	4/12/2010	6,417,801 6,937,187	Processing of GPS Signals	Methods	Abstract Idea	<b>Eligible</b> '801: Claims 1, 2, 11 '187: Claim 1	342/357.62 G01S5/0018	2014 IEG in Section IV, Example 4
<i>In re Ferguson</i>	Precedential	558 F.3d 1359, 90 U.S.P.Q.2d 1035 (Fed. Cir. 2009)	3/6/2009	09/387,823	New Paradigm for Bringing New Products to Market	Methods	Abstract Idea	<b>Ineligible</b> Claims 1-23 and 36-68 (Paradigm claims 24-35 found ineligible for failure to claim a statutory category)	705/14	
<i>In re Comiskey</i>	Precedential	554 F.3d 967, 89 U.S.P.Q.2d 1641 (Fed. Cir. 2009)	1/13/2009	09/461,742	Method and System for Mandatory Arbitration	Methods and System	Abstract Idea	<b>Ineligible</b> Claims 1-14, 16, 32-43, and 45 (remanded for consideration of eligibility of other claims; application currently pending with amended claims)	705/1	
<i>In re Grams</i>	Precedential	888 F.2d 835, 12 U.S.P.Q.2d 1824 (Fed. Cir. 1989)	11/3/1989	06/625,247	Method of Diagnosing an Abnormal Condition in an Individual	Methods	Abstract Idea	<b>Ineligible</b>	436/501	
<i>In re Meyer</i>	Precedential	688 F.2d 789, 215 U.S.P.Q. 193 (CCPA 1982)	10/4/1982	05/465,574	Process and Apparatus for Identifying Locations of Probable Malfunctions	Methods & system	Abstract Idea	<b>Ineligible</b>	N/A	
<i>In re Abele</i>	Precedential	684 F.2d 902, 214 U.S.P.Q. 682 (CCPA 1982)	8/5/1982	4,433,380 04/850,892	Tomographic Scanner	Methods and System	Abstract Idea	<b>Ineligible</b> Claims 5 and 7 of '892 application (not patent claims) <b>Eligible</b> Claims 6 and 33-47 of '892 application (note claim 6 is renumbered as claim 1 in '380 patent)	382/131 A61B6/032	
<i>In re Maucorps</i>	Precedential	609 F.2d 481, 203 U.S.P.Q. 812 (CCPA 1979)	11/1/1979	05/536,839	Computer Systems for Optimizing Sales Organizations and Activities	System	Abstract Idea	<b>Ineligible</b>	N/A	

The tables in this appendix provide further information on selected eligibility cases from the U.S. Supreme Court and the U.S. Court of Appeals for the Federal Circuit. Examiners may find this information useful in identifying those applications that may require a detailed eligibility analysis during examination. Because some cases were decided prior to *Alice Corp.*, the courts' analyses in those decisions do not necessarily employ the *Alice Corp.-Mayo* eligibility framework (Steps 2A and 2B in the *2014 Interim Guidance on Subject Matter Eligibility*).

For each case (arranged by court), the tables provide the following information:

- (1) the name of the case.
- (2) the type of decision: precedential, non-precedential with opinion, or non-precedential without opinion (Rule 36 affirmance). Examiners should rely upon and/or cite precedential decisions whenever possible, and should avoid relying upon or citing non-precedential decisions unless the facts of the application under examination uniquely match the facts at issue in the non-precedential decision.
- (3) a legal citation and, if available, a parallel citation to the U.S.P.Q reporter. For some decisions that are not yet available in published reporters, the Federal Circuit appeal number is provided to assist examiners in locating the decision. Examiners can access cases in the U.S.P.Q. reporter through the Patent Examiner's Toolkit.
- (4) the date the decision was issued.
- (5) the U.S. patent number(s) or application number(s) at issue.
- (6) the subject matter of the patent/application.
- (7) an indication of the type of claim at issue.
- (8) an indication of the type of judicial exception discussed in the decision.
- (9) the judicial conclusion as to whether the claims were eligible or ineligible (note that a finding applies to all claims in the patent/application unless otherwise noted),
- (10) the USPC/CPC classification, and
- (11) a notation of where the case is discussed (if applicable) in the 2014 IEG and/or the eligibility examples. An index to the eligibility examples is provided in Appendix 2.

It is important to remember that each case turns on its own facts. Therefore, the mere fact that a pending application may be similarly classified to a patent or an application in this chart, or have similar subject matter, does not necessarily indicate an eligibility issue. Identification of a judicial exception in a claim merely indicates further analysis for eligibility should be conducted.

The chart will continue to be updated with Federal Circuit precedential decisions, non-precedential decisions with written opinions and non-precedential decisions originating from the Patent Trial and Appeal Board. While non-precedential decisions are not binding precedent on the USPTO, the written opinions provide guidance and persuasive reasoning as outlined in Fed. Cir. R. 32.1(d). Subject matter eligibility affirmances of district courts under Fed. Cir. R. 36 will no longer be added to the chart because they provide little benefit to examiners.

**NOTE:** This appendix is an updated version of the case summary chart that was used in conjunction with the Abstract Idea Workshop Training. Legal citations and more decisions have been added since the training, and a spreadsheet format is now being used.

Subject Matter Eligibility Court Decisions (Formerly Appendix 3)

Case Name	Decision Type	Citation	Decision Date	Patent(s) or App. No(s).	Title or General Subject Matter	Claim Type	Exception Type	Judicial Conclusion	Classification (USPC & CPC)	Where Discussed
<i>Alice Corp. Pty. Ltd. v. CLS Bank Int'l</i>	Precedential	573 U.S. ___, 134 S. Ct. 2347, 110 U.S.P.Q.2d 1976 (2014)	6/19/2014	5,970,479 6,912,510 7,149,720 7,725,375	Formulation and trading of risk management contracts	Methods, systems, computer readable media	Abstract Idea	Ineligible '479: asserted claims 33-34. '510, '720, and '375: all claims.	<b>705/37</b> <b>G06Q10/06</b>	2014 IEG in Section III
<i>Association for Molecular Pathology v. Myriad Genetics, Inc.</i>	Precedential	569 U.S. ___, 133 S. Ct. 2107, 106 U.S.P.Q.2d 1972 (2013)	6/13/2013	5,747,282 5,837,492 5,693,473	Breast and ovarian cancer susceptibility gene	Products	Product of Nature	Ineligible '282: claims 1, 5-6 '473: claim 1 '492: claims 1 & 6  Eligible '282: claims 2 & 7	<b>435/69.1</b> <b>C07K14/4703</b>	2014 IEG in Section III
<i>Bilski v. Kappos</i>	Precedential	561 U.S. 593, 95 U.S.P.Q.2d 1001 (2010)	6/28/2010	08/833,892	Energy Risk Management Method	Methods	Abstract Idea	Ineligible	<b>705/412</b>	2014 IEG in Section IV
<i>Diamond v. Chakrabarty</i>	Precedential	447 U.S. 303, 206 U.S.P.Q. 193 (1980)	6/16/1980	4,259,444	Microorganism having plasmids and preparation thereof	Product and methods	Product of Nature	Eligible	<b>435/479</b> <b>C12N15/00</b>	2014 IEG in Section III; Example 13 (NBP-5)
<i>Diamond v. Diehr</i>	Precedential	50 U.S. 175, 209 U.S.P.Q. 1 (1981)	3/3/1981	4,344,142	Direct Digital Control of Rubber Molding Presses	Methods	Abstract Idea	Eligible	<b>700/198</b> <b>B29C35/0288</b>	2014 IEG in Section III, Example 25
<i>Eibel Process Co. v. Minnesota &amp; Ontario Paper Co.</i>	Precedential	261 U.S. 45 (1923)	2/19/1923	845,224	Fourdrinier machine for paper-making	System	Law of Nature	Eligible	<b>162/350</b> <b>D21F 9/02</b>	Example 32
<i>Funk Brothers Seed Co. v. Kalo Inoculant Co.</i>	Precedential	333 U.S. 127, 131 (1948)	2/16/1948	2,200,532	Bacterial inoculant for leguminous plants	Products	Product of Nature	Ineligible Claims 1, 3-8, 13 & 14	<b>71/7</b> <b>C05F 11/08</b>	Example 14 (NBP-6)
<i>Gottschalk v. Benson</i>	Precedential	409 U.S. 63, 175 U.S.P.Q. 673 (1972)	11/20/1972	04/315,050	Conversion of numerical information	Methods	Abstract Idea	Ineligible	N/A	2014 IEG in Section IV

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<i>Mackay Radio</i>	Precedential	306 U.S. 86, 40 U.S.P.Q. 199 (1939)	1/30/1939	1,974,387	Antenna	Products	Abstract Idea	Eligible claims 15 and 16	<b>343/809</b> <b>H01Q11/06</b>	2014 IEG in Section IV
<i>Mayo Collaborative Svcs. v. Prometheus Labs.</i>	Precedential	566 U.S. ___, 132 S. Ct. 1289, 101 U.S.P.Q.2d 1961 (2012)	3/20/2012	6,355,623 6,680,302	Optimizing drug therapeutic efficacy for treatment of immune-mediated gastrointestinal disorders	Methods	Law of Nature	Ineligible	<b>514/45</b> <b>G01N33/94</b>	2014 IEG in Section III
<i>Parker v. Flook</i>	Precedential	437 U.S. 584, 19 U.S.P.Q. 193 (1978)	6/22/1978	05/194,032	Method for updating alarm limits	Methods	Abstract Idea	Ineligible	N/A	2014 IEG in Section III, Example 24
<i>Tilghman v. Proctor</i>	Precedential	102 U.S. 707 (1881)	1/24/1881	11,766	Obtaining free fatty acids and glycerine from fatty bodies	Methods	Law of Nature	Eligible	<b>554/160</b> <b>C11C 1/04</b>	Example 33