```
[
                            ]
                                                        )
                                                                            가
                                                                           가
                    (IPC)
                                                       . '05
                                                                       가
                                                     [http://www.patentmap.or.kr]
1.
                                                가
                                                               가
                                                             가
                                                                  가
                              (Intangible assets)
                                                  , 3
                                           가
2.
    1
                            2
                                                 (Court of Appeals for the Federal
Circuit: CAFC),
                               (U. S. Supreme Court) . CAFC
            , CAFC
                                                 1
CAFC가
                                                                 CAFC
                                                     (Jury Trial)
                                                            200
                                                                             5
                                                                         3
```

•

, 1 3~4

.

< 1> 2004

Middle District	Western District	Western District	District of	Eastern District
of Louisiana	of Oklahoma	of Wisconsin	West Virginia	of Virginia
43.0	13.0	10.5	11.2	9.2
District of	Western District	Northern District	District of	District of
New Jersey	of New York	of New York	Vermont	Maine
33.4	40.0	39.5	36.0	13.0

: Administrative Office of the U.S. Courts, 2004 Annual Report of the Director, Table C-10

가 (trial) 가 .

(Summary judgement) .

가 1996

(Markman hearing)

, 가

가 .

**3.** 2000

. , Central District of California , 2 11

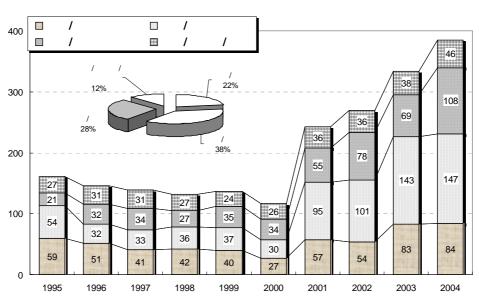
. 가 10가 , , 65%가 3 ,

가 75% / , / / 38% ,

/ 28%, / 22% . 2,061

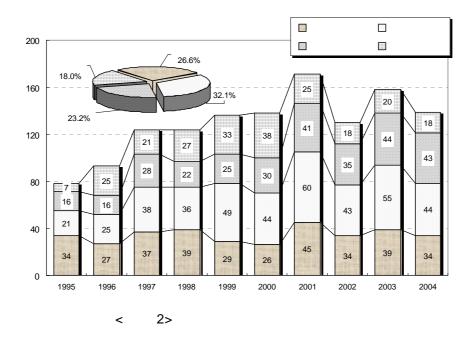
58.3% , 가 39.3%

가 .



< 1>

```
4.
1995 78
                                          가
                     2001
                          171
가,
                     150
              130
                           2.02( 2 )
                           25.3%
                                           1/4
                                           가 28.4%
           가 46.3%
                     가
                    32.1%
26.6%, /
             23.2%
                                          1995
                                    1993
                   , /
                                    / /
가
가
              가
```



## 5. ITC ITC(The U.S. Internatioal Trade Commision: ) 337 , 1974 ITC ITC 가 337 가 1 1 6 가 1 18 . 1973 2005 ITC 448 1979 55 1983 2000 , 1990 . ITC 448 177 (40%) Violation Found( Settlement( ), 125 (28%) ), 81 (18%) No Violation Found( ), 29 (6%) Complaint Withdrawn( ), 38 (28%) Pending( ) 1980 가 1985 , 1986 1990 가 가 , 2000

80

가

1983 가 가 Settlement 45%, Violation Found 26%, No Violation Found 16% Lucky Goldstar 가 1 1984 , 2002 Samsung 16 (Settlement) 100 No Violation Complaint Violation 🚃 건수 Withdrawn 500 Found. Found. 81, 18% , 29, 6% 125, 28% 80 Other, 11, 400 Pending Settlemen t177, 40% 60 55 38. 28% 300 39 39 32 35 40 200 28 25 21 21 16 20 15 100  $1973\,1975\,1977\,1979\,1981\,1983\,1985\,1987\,1989\,1991\,1993\,1995\,1997\,1999\,2001\,2003\,2005$ 3> < (實例) , Package, 가 가 가 , Foundry Service 3 CAFC 가 가 가 1 2 1

**@** 

2

가

CAFC

6.

가 가 가 1 2 가 가 가 California Virginia, Texas, Delaware 가 가 Enforce 가 Life Time (All Element Rule Claim Element ), 가 ), Unenforceability( 가 ), Conflict of Interest .)