



Program Title Alice in Hamilton: A Patent Ethics Musical
 Date Presented April 25, 2017 Inn Year 2016-2017
 Presenting Inn Benjamin Franklin American Inn of Court Inn Number 30282
 Inn City Philadelphia Inn State Pennsylvania
 Contact Person Stewart M. Wiener, Esq. Phone 215-323-1811
 E-mail Address smwlaw@gmail.com

Please consider this program for the Program Awards: ☒ Yes ☐ No This program is being submitted for Achieving Excellence: ☒ Yes ☐ No
 (Submit within 60 days of presentation.)

Program Summary:

Be concise and detailed in summarizing the content, structure, and legal focus of your program. Please attach additional sheets if necessary.

Franklin Inn's annual ethics program featured ten songs inspired by the Broadway musical *Hamilton*, with a cast that included four kids (ages 11-14) of our pupillage group members. The sequence of songs tells a *Hamilton*-inspired story set in the present day, against a background of patent law arising from *Alice Corp. v. CLS Bank Int'l* (a 2014 Supreme Court patent case), with a dash of *Alice in Wonderland*. The first song provides a musical procedural history of the *Alice* case, and each of the following 8 songs provides a fact pattern that raises ethical issues for patent practitioners under the USPTO Rules of Professional Conduct. After each song, the ethical issues are explained and explored in discussion segments.

Program Materials:

The following materials checklist is intended to insure that all the materials that are required to restage the program are included in the materials submitted to the Foundation office. **Please check all that apply and include a copy of any of the existing materials with your program submission:**

☒ Script ☐ Articles ☐ Citations of Law ☐ Legal Documents ☒ Fact Pattern ☐ List of Questions ☒ Handouts
☐ PowerPoint Presentation ☐ CD ☐ DVD ☒ Other Media (Please specify) Video at: https://sites.google.com/site/bfaic2017alice/

Specific Information Regarding the Program:

Number of participants required for the program 10 or more Has this program been approved for CLE? ☒ Yes ☐ No
 Which state's CLE? Pennsylvania How many hours? 1.0 (Ethics) ☐ Pending ☒ Approved

Recommended Physical Setup and Special Equipment:

i.e., DVD and TV, black board with chalk, easel for diagrams, etc.

This can be done in just about any law firm conference room with a modern audiovisual system. An additional display monitor turned to face the presenters (for use in karaoke) is helpful, but scripts in hand also work. Recommended: wireless microphones, and a computer set-up to play instrumental backing music via external speakers or PA system, and to project the lyrics as PowerPoint karaoke.

Comments:

Clarify the procedure, suggest additional ways of performing the same demonstration, or comment on Inn members' response regarding the demonstration.

As the writing of each song was completed, a vocal demo recording was made and distributed to the pupillage group, for use in practicing the fast-paced new lyrics (written, in most cases, to match up to the original Hamilton lyrics syllable-for-syllable). Attendees, even those unfamiliar with Hamilton, gave rave reviews. The Inn's incoming president commended the pupillage group for "a remarkable show – particularly the kids – a fantastic idea to add them in. The creative and performance parts of the play were off the charts."

Program Submission Form

Roles:

List the exact roles used in the demonstration and indicate their membership category; *i.e.*, Pupil, Associate, Barrister or Master of the Bench.

Role	Membership Category
Alexander Hamilton, Benjamin Franklin, George Washington	3 Masters
George King III, Thomas Jefferson	2 Masters
Aaron Burr	Associate
Research Director (non-singing)	Associate
Research Team (2 non-singing)	1 Pupil, 1 Master
Alice Schuyler, Eliza Hamilton, Peggy de Lafayette, James Madison	4 kids (ages 11-14) of the pupillage group members

Agenda of Program:

List the segments and scenes of the demonstration and the approximate time each item took; *i.e.*, "Introduction by judge (10 minutes)."

Item			
		06. Stay Alive / Learn	06:06
01. Alice (a Procedural History of Alice v. CLS Bank)	03:29	06A. Discussion after "Stay Alive / Learn"	04:46
02. The Collection of Ways He Blundered	02:33	07. Go Ask Alex / The Alice Guidelines	02:38
02A. Discussion after "The Collection of Ways..."	02:53	07A. Discussion after "The Alice Guidelines"	04:33
03. Ethics First, Sir	02:45	08. Disrespectfully Submitted	03:33
03A. Discussion after "Ethics First, Sir"	04:05	08A. Discussion after "Disrespectfully Submitted"	04:49
04. Satisfied with Your Shot	06:21	09. We Know the Ways He Blundered	02:33
04A. Discussion after "Satisfied with Your Shot"	02:06	09A. Discussion after "We Know the Ways..."	03:48
05. You'll Be Back (a Final Office Action)	04:01	10. O.E.D. Has Its Eyes on You	04:27
05A. Discussion after "You'll Be Back"	02:44		TOTAL TIME 1:08:10

Program Awards: Please complete this section **only** if the program is being submitted for consideration in the Program Awards.

Describe how your program fits the Program Awards Criteria:

Relevance: How did the program promote or incorporate elements of our mission? (*To Foster Excellence in Professionalism, Ethics, Civility, and Legal Skills*)

Each song was expressly tied to relevant USPTO Rules of Professional Conduct and corresponding ABA Model Rules, with discussion of cases.

Entertaining: How was the program captivating or fun? Not only singing patent lawyers... this program gave roles to 4 kids of group members, who knew and performed the Hamilton-based songs better than any lawyer. Much of the humor came from genuine ethics cases (e.g., Photoshops in song #2, insults in song #8). Attendees, even those unfamiliar with Hamilton, gave rave reviews and praised the decision to include the kids.

Creative and Innovative: How did the program present legal issues in a unique way? Along with humor, music, and ethics issues, a touching father-daughter storyline ran through the series of songs, increasing engagement as the father's ethical problems got deeper.

Educational: How was the program interesting and challenging to all members? The use of music and humor was supplemented by handouts, including one tying each song to the relevant Rules of Professional Conduct. We provided a glossary of patent terms (the kids gave an excuse to offer simplified info to lawyers/law students as well, without seeming condescending!) Karaoke lyrics were projected for both cast & audience, so everyone could more easily pick up details of the fact patterns for discussion.

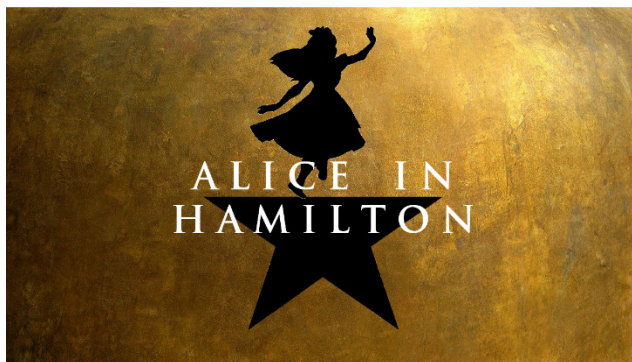
Easily Replicated: Can the program be replicated easily by another Inn? ☒ Yes ☐ No This program is: ☒ Original ☐ Replicated

Questions:

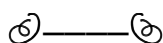
Please contact program library staff at (703) 684-3590 or by e-mail at programlibrary@innsofcourt.org.

Please include ALL program materials. The committee will not evaluate incomplete program submissions.

Course Material (Audience Handouts)



Program (4-page booklet, folded)	2
• Back Cover (Director's Note) and Front Cover ("CLE BILL")	
• Song List, and Cast/Production Credits	
Ethical Issues Presented in the Songs	4
Glossary of Terms Used in the Songs, for Non-Practitioner Guests	5
The <i>Alice</i> Guidelines (to be handed out during Song 7)	6
Research Handout	
• Discussion after Song 2 (Attorney advertising)	8
• Discussion after Song 3 (Fee-splitting & non-lawyer ownership, &c.)	9
• Discussion after Song 4 (Pre-engagement communications, overpromising results) ...	10
• Discussion after Song 5 (Unmeritorious filings and contentions, &c.)	11
• Discussion after Song 6 (Incompetence, inadequate client communication; docketing, deadlines, & diligence; churning)	12
• Discussion after Song 7 (Substance abuse & mental illness; unfitness to practice) ...	17
• Discussion after Song 8 (Abusive filings, discourtesy & uncivil language)	19
• Discussion after Song 9 (Duty of a USPTO registered practitioner to report misconduct to the O.E.D.; investigation of grievances)	21



Videos of the full presentation
and additional resources <https://sites.google.com/site/bfaic2017alice>

DIRECTOR'S NOTE

Alice in Hamilton is the Ben Franklin Inn of Court's eighth theatrical presentation. In 2011-2012, the Inn rose to the challenge of a full year of programs based on Shakespeare plays. From there, we turned to Broadway: this is our third CLE musical, following 2013's *Charlie and the Patent Wonkery*, and 2014's *Wicked: A Musical Review of Unethical Patent Practice*.

After the Inn's 2016-2017 *Alice*-based theme was announced, Peter Kraybill (who directed our 2012 program *King Lear: A Tragedy of Trademark Licensing*) and I signed on to co-lead this ethics group. Inspiration for a musical related to *Alice in Wonderland* did not come easily. Credit for the crazy idea of a *Hamilton-Alice* mashup goes to Judge Sharon Fenick.

Like me and every other *Hamilton* fan among my friends, Judge Fenick was introduced to the show and its music by her kids. Lin-Manuel Miranda's unlikely recasting of America's founding fathers as rappers is not just the biggest hit on Broadway, it's a nationwide phenomenon among middle- and high school kids. Millions of trendsetting young people, along with a few untrendy middle-aged lawyers, are obsessed with it. The first time I doubtfully clicked on the YouTube video of a *Hamilton* song, I didn't actually believe I'd like it, and I was taken by surprise to find that I did. The deeper I dived into *Hamilton*, bonding with my daughters over our mutual enjoyment of it, the more my respect for Miranda's brilliance has grown. I love the show for all that it's taught me; for its inventive music, its complex internal rhymes, polymathic vocabulary, humor, and uplifting vision. It's not just faithful to America's history and ideals, it's unashamedly passionate about them.

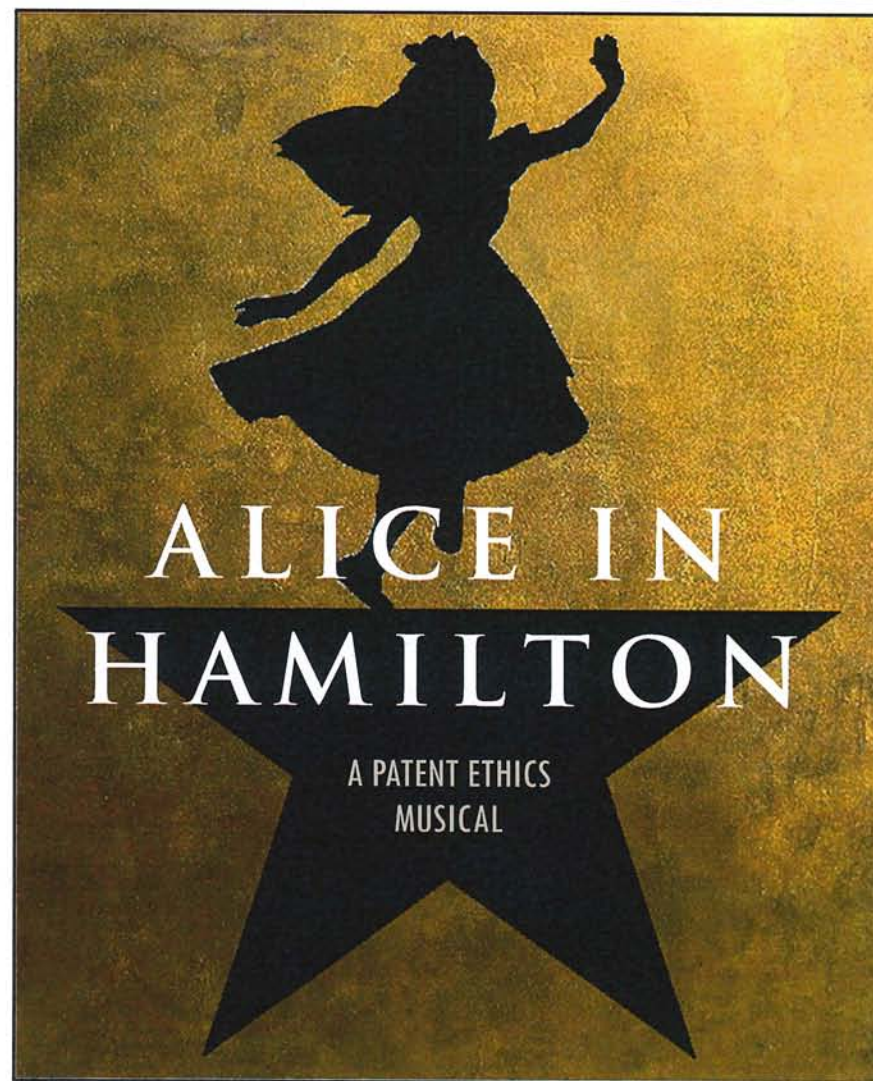
Because our kids led the way to *Hamilton* for many in our pupillage group, it seemed fitting to include some of them — a first for the Franklin Inn, possibly for all Inns of Court! — as participants in our presentation.



*I have the honor to be
Your Obedient Servant,
Stewart Wiener*

CLE BILL

BENJAMIN FRANKLIN AMERICAN INN OF COURT



PHILADELPHIA — APRIL 25, 2017

THE SONGS

- Alice (the Procedural History of *Alice Corp. v. CLS Bank Int'l*)
(based on "Alexander Hamilton")
..... The Company
- The Collection of Ways He Blundered
(based on "The Election of 1800")
..... Jefferson, Madison, Hamilton
- Ethics First, Sir
(based on "Aaron Burr, Sir")
..... Hamilton, Burr, Eliza, Franklin, Lafayette
- Satisfied with Your Shot
(based on "The Schuyler Sisters," "Satisfied," "Right Hand Man," and "My Shot")
..... Franklin, Alice, Hamilton, Eliza, Washington, Lafayette
- You'll Be Back (a Final Office Action)
(based on "You'll Be Back")
..... George III
- Stay Alive / Learn
(based on "Stay Alive" and "Burn")
..... Eliza, Alice, Lafayette, Hamilton, Franklin
- Go Ask Alex / The *Alice* Guidelines
(based on "The Reynolds Pamphlet")
..... Hamilton, Jefferson, Madison, Franklin, George III, Alice
- Disrespectfully Submitted
(based on "Your Obedient Servant" and "Take a Break")
..... Hamilton, Franklin, Eliza
- We Know the Ways He Blundered
(based on "The Election of 1800," "We Know," and "Cabinet Battle #1")
..... Jefferson, Madison, Burr
- O.E.D. Has Its Eyes on You
(based on "Who Lives, Who Dies, Who Tells Your Story" and "History Has Its Eyes on You")
..... Washington, Franklin, Eliza, Alice, Jefferson, Madison, Hamilton

This not-for-profit educational presentation is not associated or affiliated in any way with *Hamilton: An American Musical* (music, lyrics and book by Lin-Manuel Miranda), or with the creator or owners of rights in any element of *Hamilton*. No copyright is claimed regarding *Hamilton: An American Musical* or any element thereof. Original portions and transformative work are copyright © 2017 by the Benjamin Franklin American Inn of Court. All rights reserved.

THE COMPANY

(alphabetical by role)

- Aaron Burr*, V.P. & General Counsel of CLS Bank Alexander Chasan
- Benjamin Franklin*, mentor and inventor Steven Koffs
- Alexander Hamilton*, partner & founder, Franklin Hamilton... Stewart Wiener
- Eliza Hamilton*, patent agent at Franklin Hamilton..... Holly Wiener*
- Thomas Jefferson*, a Philadelphia patent lawyer Patrick Brady
- George King III*, Examiner, U.S. Patent & Trademark Office..... Peter Kraybill
- Peggy de Lafayette*, foreign patent counsel, Franklin Hamilton .. Ali Dunleavy*
- James Madison*, a Philadelphia patent lawyer..... Ilya Kraybill*
- Alice Angelica Schuyler*, owner & CEO of Alice Corp. Kira Wiener*
- George Washington*, General Counsel of Alice Corp. Gerald Kita

ENSEMBLE

- Hercules Mulligan* Kevin Dunleavy

* * *

PRODUCTION

- Director, & Lyricist Stewart Wiener
- Executive Producer Peter Kraybill
- Research Director Matthew Herd
- Research Team Kevin Dunleavy, Steven Koffs, George Liu

* Pupillage Group kids

ALICE IN HAMILTON

ETHICAL ISSUES PRESENTED IN THE SONGS

References are to the USPTO Rules of Professional Conduct, 37 CFR § 11.101 *et seq.*,
and to the ABA Model Rules of Professional Conduct.

Song	Ethical issues	USPTO Rules	ABA Model Rules
1. Alice	Procedural history of <i>Alice Corp. v. CLS Bank Int'l</i>	n/a	n/a
2. The Collection of Ways He Blundered	Attorney advertising	§ 11.702	Rule 7.2
3. Ethics First, Sir	Fee-splitting & non-lawyer ownership, impermissible law firm names	§§ 11.501-504, § 11.705	Rules 5.1-5.4, 7.5
4. Satisfied with Your Shot	Pre-engagement communications with prospective clients, overpromising results	§ 11.118, §§ 11.701-703	Rules 1.18, 7.1- 7.3
5. You'll Be Back (a Final Office Action)	Unmeritorious filings and contentions, churning & overbilling	§ 11.301, § 11.302	Rules 3.1, 3.2
6. Stay Alive / Learn	Incompetence, inadequate client communication; docketing, deadlines, & diligence; churning	§ 11.101, §§ 11.103-104, § 11.302	Rules 1.1, 1.4, 1.3, 3.2
7. Go Ask Alex / The <i>Alice</i> Guidelines	Substance abuse & mental illness; unfitness to practice	§ 11.804(i)	Rules 1.16, 8.4(i)
8. Disrespectfully Submitted	Abusive filings, discourtesy & uncivil language	§§ 11.301, 11.304-305	Rules 3.1, 3.4, 3.5
9. We Know the Ways He Blundered	Duty of a USPTO registered practitioner to report misconduct to the O.E.D. (Office of Enrollment and Discipline); investigation of grievances	§ 11.803	Rule 8.3
10. O.E.D. Has Its Eyes on You			

ALICE IN HAMILTON

A GLOSSARY OF TERMS USED IN THE SONGS (FOR NON-PRACTITIONER GUESTS)

101—(1) a section of the patent law (35 U.S.C. § 101) that specifies what subject matter is eligible for a patent; (2) in an Office Action, a claim rejection that is based on 35 U.S.C. § 101

112—(1) a section of the patent law (35 U.S.C. § 112) that, among other things, requires clear and definite claim language; (2) in an Office Action, a claim rejection that is based on 35 U.S.C. § 112

Alice—a 2014 case (*Alice Corp. v. CLS Bank Int'l*) decided by the U.S. Supreme Court, in which four patents owned by Alice Corporation were invalidated because the subject matter (software) was found to be an “abstract idea” that was ineligible for patent protection under § 101

Alice GUIDELINES—frequently-updated collection of instructions and resources posted on the USPTO’s web site, including summaries of post-*Alice* judicial decisions in patent cases involving § 101, with guidance for Examiners on how to apply those cases when examining claims

CLAIMS or **CLAIM SET**—the section of a patent application, after a written description, that distinctly claims exclusive rights in an invention

CLS—a bank accused of infringing patents owned by Alice Corp.; it sued and won a judgment that Alice’s patents were not valid or enforceable

DIRECTOR—head of the USPTO

EXAMINER—a USPTO employee who examines patent applications and either rejects the claims or allows the claims

FEDERAL CIRCUIT—a specialized U.S. Court of Appeals with exclusive jurisdiction over patent appeals

FOREIGN COUNSEL—U.S. lawyer, usually located in a foreign country, who handles legal matters in that country for a U.S. client or firm

FRANKLIN HAMILTON—a fictional patent law firm founded by Alexander Hamilton, with partners that include Benjamin Franklin

GENERAL COUNSEL—in-house lawyer at a company (not a law firm)

IDS—Information Disclosure Statement, a list of relevant references given to the Examiner

NOTICE OF ALLOWANCE—Examiner’s written decision to allow all claims in a patent application and grant the patent

Mayo—a 2012 Supreme Court patent case

OED—the Office of Enrollment and Discipline, a USPTO division that receives and investigates complaints against practitioners, and enforces the USPTO Rules of Professional Conduct

OFFICE ACTION—a written decision by an Examiner, often including rejections of the claims, to which a patent practitioner can respond with arguments, claim amendments, or an appeal (if final).

PATENT AGENT—lawyer, qualified in science or engineering, who has passed the patent bar examination to become a registered practitioner

PATENT BAR EXAM—the test given by the USPTO which lawyers and patent agents must pass to become a registered practitioner

PIPLA—the Philadelphia Intellectual Property Law Association, a local association of lawyers who would never do an educational program in the form of a musical (but who are good sports!)

R & D—research and development, which may result in new inventions to patent

RAINMAKING—successfully obtaining new clients; especially by personal contacts, networking, and salesmanship skills

RCE—a Request for Continued Examination; after receiving a “final” Office Action, this can remove the finality in return for a fee paid to the USPTO

REGISTERED PRACTITIONER—lawyer or patent agent admitted to practice in patent matters before the USPTO

RFP—Request for Proposal; for example, an invitation by a company asking for bids or proposals from law firms who compete to do their legal work

USPTO (or **PTO**, or the **OFFICE**)—the U.S. Patent and Trademark Office



UNITED STATES
PATENT AND TRADEMARK OFFICE

Partners, have you read this???
Yr old't servant - A. Ham.

We recently published the following new and updated materials as part of our subject matter eligibility guidance:

- Business method examples 34-36 (posted December 15, 2016)
- A quick reference sheet on decisions holding claims eligible and identifying abstract ideas (posted December 15, 2016)
- Index of examples (updated December 15, 2016)
- Chart of subject matter eligibility court decisions (updated March 24, 2017)

Please follow the links below for these materials.

The Alice Guidelines:

Subject matter eligibility

Starting in 2014, we've issued guidance explaining how our patent examiners should evaluate claims for patent subject matter eligibility under 35 U.S.C. 101. This guidance was in response to decisions from the U.S. Supreme Court on claims reciting judicial exceptions including abstract ideas, laws of nature, and natural phenomena, as well as feedback received from the public. Since then, we have issued several supplements to this guidance based on judicial decisions and public feedback.

Examination guidance

- The [2014 interim guidance on patent subject matter eligibility](#) (2014 IEG) sets forth a two-part analysis for claims reciting judicial exceptions in view of recent decisions by the U.S. Supreme Court and the U.S. Court of Appeals for the Federal Circuit.
- The [July 2015 update on subject matter eligibility](#) updates the 2014 IEG. It reflects public comments and assists examiners when applying the 2014 IEG during the patent examination process.
- The [May 2016 subject matter eligibility update](#) provides information to the examining corps on best practices for formulating a subject matter eligibility rejection and evaluating the applicant's response.
- Memoranda discussing subject matter eligibility decisions from the U.S. Court of Appeals for the Federal Circuit:
 - [Enfish, LLC v. Microsoft Corp. and TLI Communications LLC v. A.V. Automotive, LLC](#) (May 19, 2016)
 - [Rapid Litigation Management v. CellzDirect and Sequenom v. Ariosa](#) (July 14, 2016)
 - [McRO, Inc. dba Planet Blue v. Bandai Namco Games America Inc. and BASCOM Global Internet Services v. AT&T Mobility LLC](#) (November 2, 2016)
- [Manual of Patent Examination Procedure \(MPEP\)](#) Sections 2103, 2104, 2105 and 2106

You may also view [guidance documents by their date of issuance](#).

Examples

Below are example sets illustrating exemplary subject matter eligibility analyses of hypothetical claims and claims drawn from case law. These examples are a teaching tool to assist examiners and the public in understanding how the Office applies the eligibility guidance in certain fact-specific situations.

- [Abstract idea examples 1-8](#) (issued January 27, 2015)
- [Nature-based product examples 9-18](#) (issued December 16, 2014)



- [Streamlined examples 19 and 20](#) (on slides 31 and 32) (posted March 6, 2015)
- [Abstract idea examples 21-27](#) (issued July 30, 2015)
- [Life sciences examples 28-33](#) (issued May 4, 2016)
- [Business method examples 34-36](#) (issued December 15, 2016)**NEW**

The [index of examples](#)**NEW** provides information about the examples, including subject matter, statutory category, judicial exception (if any), and relevant considerations.

Other materials

These documents provide summaries and additional information for use with the 2014 IEG.

- [Summary of the 2014 IEG](#) (quick reference sheet issued December 2014)
- [Identifying abstract ideas and summary of the July 2015 update](#) (quick reference sheet issued July 2015)
- [Decisions holding claims eligible and identifying abstract ideas](#) (quick reference sheet issued December 2016)**NEW**
- [Chart of subject matter eligibility court decisions](#) (updated March 24, 2017)**NEW**
- [Training materials](#)

How to comment

We are interested in receiving public feedback on this guidance, particularly the May 2016 subject matter eligibility update and the life sciences example. The comment period is open-ended, and comments will be accepted on an ongoing basis.

Anyone may submit written comments to 2014_interim_guidance@uspto.gov. Email comments submitted in plain text are preferred, but also may be submitted in ADOBE® portable document format or MICROSOFT WORD® format. Because comments will be available to the public, information that is not desired to be made public, such as an address or a phone number, should not be included in the comments.

Comments are available for public viewing here:

- [Comments received in response to the 2014 interim guidance on patent subject matter eligibility](#)
- [Comments received in response to the July 2015 update: subject matter eligibility](#)
- [Comments received in response to the May 2016 subject matter eligibility update](#)

Events

The USPTO has held several events to discuss patent subject matter eligibility and receive feedback from interested members of the public.

- [Forum on January 21, 2015](#)
- [Roundtable discussion on November 14, 2016](#)
- [Roundtable discussion on December 5, 2016](#)

[Archive](#)

**The Alice Guidelines:
have you read this?**



Attorney Advertising

Issues: Whether Hamilton violated Rule 7.2 for advertising his service by stating past results and promising future results and for posting photoshopped photos of himself with celebrities on his firm website.

Under Rule 7.2, a practitioner may advertise services through written, recorded or electronic communication, including public media. The practitioner, however, has to be subject to Rule 7.1 that requires the practitioner not to make a false or misleading communication about the practitioner or the service. If the attorney's advertisement were not misleading and it would fall within the scope of First Amendment Protection. Bates v. State Bar of Arizona, 433 U.S. 350, 381, 97 S. Ct. 2691, 2708, 53 L. Ed. 2d 810 (1977)

A. Past results

The supreme court of Louisiana struck down the Rule 7.2(c)(1)(D) prohibiting communications that "contain[] a reference or testimonial to past successes or results obtained...." Pub. Citizen Inc. v. Louisiana Attorney Disciplinary Bd., 632 F.3d 212, 218 (5th Cir. 2011). The Supreme Court of Florida struck down Rule 47.13 that limits attorney advertising to past results that are "objectively verifiable." Rubenstein v. Florida Bar, 69 F. Supp. 3d 1331, 1334 (S.D. Fla. 2014). Here, Hamilton referred to the firm's past results in an advertisement by saying "We win all fights..." But there are no facts to support this statement. If the statement had been true, however, then this phrase might have been protected under the First Amendment.

B. Promised results

Rule 7.2(c)(1)(E) bars communications that "promise[] results." Pub. Citizen Inc. v. Louisiana Attorney Disciplinary Bd., 632 F.3d 212, 218 (5th Cir. 2011). Here, Hamilton, in his KYW radio advertisement, advertised that "if you invent, the fee's well-spent: Franklin Hamilton's on your side!" and "With Franklin Hamilton, your patent is secure." A reasonable future client will infer that Hamilton has promised to get a patent for every invention. Therefore, this advertisement is misleading because no attorney can guarantee future results. Therefore, a court is likely to find this advertisement is in violation of Rule 7.2.

C. Photoshopped Pictures

Had a practitioner misrepresented him/herself, he/she would face discipline from the state bar. In the Sangary case, where a practitioner apparently photoshopped her image into pictures of celebrities and posted them on her website, the California bar court imposed a six-month suspension for her deceptive advertising and recommended a two-year suspension plus three-year probation. Similarly, Hamilton posted misleading, photoshopped pictures on his website depicting himself with Elvis, Hillary and Trump, Jay-Z, Beyoncé, and Lady Gaga. Therefore, Hamilton would be likely be in violation of Rule 7.2 for deceptive advertising and as a result, he would face potential suspension and probation.

Fee-splitting & non-lawyer ownership, impermissible law firm names

USPTO Rules 37 CFR §§ 11.501-504, 705

Model Rules 5.1-5.4, 7.5

Key Points

- As a supervisor, you're responsible for putting systems in place to ensure rules' compliance for all your subordinates, including non-practitioners.
 - As a subordinate, you're not responsible if your supervisor provides a reasonable resolution of an arguable question.
 - You're responsible for non-practitioner misconduct where 1) you ratify conduct of your subordinate non-practitioner or 2) you know of the conduct but fail to mitigate it.
 - You can only share legal fees with non-practitioners who are 1) a representative of an attorney who is deceased or disabled 2) non-practitioner employees in the case of a profit-sharing retirement plan, 3) a non-profit who referred you business.
 - Ownership of any firm that engages in any practice of law by a non-lawyer is prohibited, and non-practitioners may not exercise any managerial control at the corporate level.
 - Non-practitioners may not have any control over a practitioner's professional judgment.
 - Law firm names may not be false or misleading, and they may not include the name of a practitioner holding public office.
 - You cannot claim a partnership unless that is factually accurate.
- Non-Lawyer ownership was recently challenged by the firm Jacoby and Meyers. They alleged that they were representing a class of low income citizens and that these class members' First Amendment rights were violated.
- Essentially, the argument is that the cost of representation would be decreased by non-lawyer ownership and investment. The fact that the rules prevent this investment means that the class members are currently disadvantaged in their rights to petition the government with their grievances, a First Amendment right. Thoughts?

Pre-engagement communications with prospective clients, overpromising results

USPTO Rules 37 CFR §§ 11.118, 701-704

Model Rules 1.18, 7.1-7.3

Key Points

- Communications regarding services may not be misleading.
- Obviously, you may advertise, subject to the requirements discussed previously
- Shockingly, you cannot coerce prospective clients or continue to solicit them after they decline your services.
- Except, you may contact other practitioners, family, close personal friends, or those with a prior professional relationship.
- You must mark "Advertising Material" on the envelope and beginning and end of the recording or electronic communication.
- You may communicate that you do or do not practice in various fields of law, and may designate your status as a patent attorney.
- You cannot claim to be an expert in a field of law unless you're certified as an expert by an approved certifying organization.
- A prospective client is anyone who you've discussed forming an attorney-client relationship with.
- You may not reveal information learned prior to engagement except as permitted for former clients.
- You cannot represent a prospective client that has materially adverse interests to a current client AND you cannot represent the current client if you receive information from the prospective client that could be harmful.
- Representation may be permissible with written consent or if the practitioner receiving the information took precautions to screen themselves and notify the client.

Unmeritorious filings and contentions, churning & overbilling

§ 11.301 Meritorious claims and contentions.

A practitioner shall not bring or defend a proceeding, or assert or controvert an issue therein, unless there is a basis in law and fact for doing so that is not frivolous, which includes a good-faith argument for an extension, modification or reversal of existing law.

CAFC Sanctions Patent Atty For Frivolous Appeal: vexation

See Walker v. Health International Corp., No. 15-1676 (Fed. Cir. Jan. 6, 2017).

Facts: A lawsuit filed by inventor Andre Walker in the District of Colorado in 2012 for infringement of U.S. Patent No. 7,090,627, relating to an abdominal exercise device. Walker made a settlement with the defendant. Then defendant filed a motion to postpone the deadline of the settlement for 30 days. Walker, however, opposed the settlement stating that there are significant issue that remain to be resolve, and which may requires the filing of an amended complaint.” The defendant filed a motion for sanction based on Walker’s vexatious filing. The district court granted the sanction, but Walker appealed. CAFC, at the end, affirmed.

Impact: The CAFC’s ruling could provide fodder for the OED to open an inquiry into whether Walker’s counsel’s conduct may have violated 37 C.F.R. Section 11.301 and section 11.302.

<https://www.ipethicslaw.com/cafc-sanctions-patent-atty-for-frivolous-appeal-is-uspto-discipline-next/>

§ 11.302 Expediting proceedings.

A practitioner shall make reasonable efforts to expedite proceedings before a tribunal consistent with the interests of the client.

**Incompetence, inadequate client communication;
docketing, deadlines, & diligence, churning**

PA Rule 1.1 and USPTO Rule 37 CFR § 11.101 are modeled after ABA Model Rule 1.1

37 CFR § 11.101 Competence.	PA Rule 1.1 Competence
A practitioner shall provide competent representation to a client. Competent representation requires the legal, scientific, and technical knowledge, skill, thoroughness and preparation reasonably necessary for the representation.	A lawyer shall provide competent representation to a client. Competent representation requires the legal knowledge, skill, thoroughness and preparation reasonably necessary for the representation.

Required knowledge and skill in a particular matter depend on:

- the relative complexity and specialized nature of the matter,
- the lawyer's general experience,
- the lawyer's training and experience in the field in question,
- the preparation and study the lawyer is able to give the matter

The required attention and preparation are determined in part by what is at stake;

- whether it is feasible to refer the matter to, or associate or consult with, another competent practitioner

§ 11.501 Responsibilities of partners, managers, and supervisory practitioners.	PA Rule 5.1 Responsibilities of Partners, Managers and Supervisory Lawyers
(a) A practitioner who is a partner in a law firm, and a practitioner who individually or together with other practitioners possesses comparable managerial authority in a law firm, shall make reasonable efforts to ensure that the firm has in effect measures giving reasonable assurance that all practitioners in the firm conform to the USPTO Rules of Professional Conduct.	(a) A partner in a law firm, and a lawyer who individually or together with other lawyers possesses comparable managerial authority in a law firm, shall make reasonable efforts to ensure that the firm has in effect measures giving reasonable assurance that all lawyers in the firm conform to the Rules of Professional Conduct.
(b) A practitioner having direct supervisory authority over another practitioner shall make reasonable efforts to ensure that the other	(b) A lawyer having direct supervisory authority over another lawyer shall make reasonable efforts to ensure that the other lawyer conforms to the Rules of Professional Conduct.

practitioner conforms to the USPTO Rules of Professional Conduct.	
(c) A practitioner shall be responsible for another practitioner's violation of the USPTO Rules of Professional Conduct if:	(c) A lawyer shall be responsible for another lawyer's violation of the Rules of Professional Conduct if:
(1) The practitioner orders or, with knowledge of the specific conduct, ratifies the conduct involved; or	(1) the lawyer orders or, with knowledge of the specific conduct, ratifies the conduct involved; or
(2) The practitioner is a partner or has comparable managerial authority in the law firm in which the other practitioner practices, or has direct supervisory authority over the other practitioner, and knows of the conduct at a time when its consequences can be avoided or mitigated but fails to take reasonable remedial action.	(3) the lawyer is a partner or has comparable managerial authority in the law firm in which the other lawyer practices, or has direct supervisory authority over the other lawyer, and knows of the conduct at a time when its consequences can be avoided or mitigated but fails to take reasonable remedial action.

Business intake procedure should include ensuring competent staffing.

Firms must take steps to identify “dabblers” and ensure cases are properly staffed.

37 CFR § 11.103 Diligence.	PA Rule 1.3 Diligence
A practitioner shall act with reasonable diligence and promptness in representing a client.	A lawyer shall act with reasonable diligence and promptness in representing a client.

- Lawyer must control his/her work load so each matter can be handled competently.
- Lawyer should pursue cases on behalf of a client despite opposition or personal inconvenience to the lawyer.
- Do not procrastinate.
- Carry matters to conclusion and resolve any doubt about whether a client-lawyer relationship still exists by clarification, preferably in writing.
- Solo practitioners should have plan that designates another competent lawyer to review client files in the event of lawyer's death or incapacity, and to advise clients.
- Diligence in any substantial patent and/or trademark prosecution practice requires an electronic docketing system and rigid docketing procedures.

Consider these best docketing practices

- Dedicated docketing staff
- Backup for docketing database
- Redundant docket checking or entry
- Centralized USPTO email inbox
- Centralized Foreign Associate inbox
- Electronically downloading PTO correspondence
- Protocols discouraging or prohibiting last-minute filings.
- Docketing review of every file transferred from another firm (Do not rely solely on docket provided by other firm.
- Docketing personnel to advise loss-prevention partner of “chronic late-filing and last-minute-filing attorneys”

PA Rule 1.4 and USPTO Rule 37 CFR § 11.104 are modeled after ABA Model Rule 1.4.

37 CFR § 11.104 Communication.	PA Rule 1.4 Communication
(a) A practitioner shall:	(a) A lawyer shall:
(1) Promptly inform the client of any decision or circumstance with respect to which the client’s informed consent is required by the USPTO Rules of Professional Conduct;	(1) promptly inform the client of any decision or circumstance with respect to which the client's informed consent, as defined in Rule 1.0(e), is required by these Rules;
(2) Reasonably consult with the client about the means by which the client’s objectives are to be accomplished;	(2) reasonably consult with the client about the means by which the client's objectives are to be accomplished;
(3) Keep the client reasonably informed about the status of the matter;	(3) keep the client reasonably informed about the status of the matter;
(4) Promptly comply with reasonable requests for information from the client; and	(4) promptly comply with reasonable requests for information; and
(5) Consult with the client about any relevant limitation on the practitioner’s conduct when the practitioner knows that the client expects assistance not permitted by the USPTO Rules of Professional Conduct or other law.	(5) consult with the client about any relevant limitation on the lawyer's conduct when the lawyer knows that the client expects assistance not permitted by the Rules of Professional Conduct or other law.

(b) A practitioner shall explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation.	(b) A lawyer shall explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation.
	(c) A lawyer in private practice shall inform a new client in writing if the lawyer does not have professional liability insurance of at least \$100,000 per occurrence and \$300,000 in the aggregate per year, subject to commercially reasonable deductibles, retention or co-insurance, and shall inform existing clients in writing at any time the lawyer's professional liability insurance drops below either of those amounts or the lawyer's professional liability insurance is terminated. A lawyer shall maintain a record of these disclosures for six years after the termination of the representation of a client.

A large percentage of legal malpractice complaints, State Bar disciplinary complaints and USPTO Office of Enrollment and Discipline (OED) complaints arise out of a breach of the ethical duty to communicate.

Examples:

- *In re Shaffer*, No. D2014-18
(http://e-foia.uspto.gov/Foia/RetrievePdf?system=OED&flNm=0777_DIS_2014-07-31)
(Attorney suspended by OED for neglecting two trademark applications; did not inform Client of important Office correspondence; allowed the TM applications to become abandoned without Client's knowledge or consent; did not inform Client; and filed new TM applications for the two trademarks without permission from Client.)
- *In re Nam D. Dao*, No. D2015-23
(http://e-foia.uspto.gov/Foia/RetrievePdf?system=OED&flNm=0812_DIS_2015-05-15)
Attorney suspended by OED for (1) Allowing multiple clients' patent applications to become abandoned without informing clients, even when client inquired; (2) engaged in unauthorized practice of law and failed to inform clients of suspension by state bar; (3) failed to respond to Request for Information from OED
- *Protostorm LLC et al. v. Antonelli Terry Stout & Kraus LLP*, No. 1:08-cv-00931 (E.D.N.Y. June 5, 2015)

Firm stopped working on PCT application because of unpaid fees, but did not communicate this to client. Client lost rights and sued firm. Client awarded \$8 million, and firm went out of business.

Always advise clients of material facts, even if you plan to take corrective actions.

Keep written records of all communications to client, including, but not limited to:

1. Engagement Letter should be comprehensive, dealing with fees, expenses, remedies for non-payment, including right to withdraw,
2. Confirmation E-mail documenting oral instructions and communications;
3. Advice given to client, especially when client refuses to follow your advice;
4. Clearly advise client of what you will do in the absence of communications from them;
5. Clearly advise client of what you will and will not do if account balance is not paid.

When dealing with an “unworthy client”, your written communications will form the basis of your defense in any disciplinary or malpractice action.

1. Timely
2. Clear
3. Thorough
4. Dispassionate

Substance abuse & mental illness; unfitness to practice

Steps for Preventing and/or Dealing with Acts of Impaired Attorneys

1. Establish a confidential reporting mechanism for attorneys and staff to report potential mental health, substance abuse or addiction problems.
2. Assign at least two lawyers to each matter and have each matter show up on at least two people's dockets.
3. Check on large changes in attorney's performance (hours or efficiency).
4. Review reasons for any disciplinary complaints, sanctions default judgments, or serious client complaints etc. against attorney;
5. Review all files on which the impaired lawyer has worked.
6. Advise clients if any actions/omissions have been taken that prejudice the clients' interests.
7. Act swiftly and thoroughly to address the problem and prevent or limit any damage to the client that might occur.
8. Provide programs for lawyers and staff with mental health, substance abuse or addiction problems.

Unfitness to practice is broadly addressed in 37 CFR § 11.804(i).

The PTO defines "misconduct" more broadly than Pennsylvania, including 37 CFR § 11.804(g)-(i).

37 CFR § 11.804 Misconduct.	PA Rule 8.4 Misconduct
It is professional misconduct for a practitioner to:	It is professional misconduct for a lawyer to:
(a) Violate or attempt to violate the USPTO Rules of Professional Conduct, knowingly assist or induce another to do so, or do so through the acts of another;	(a) violate or attempt to violate the Rules of Professional Conduct, knowingly assist or induce another to do so, or do so through the acts of another;
(b) Commit a criminal act that reflects adversely on the practitioner's honesty, trustworthiness or fitness as a practitioner in other respects;	(b) commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer in other respects;
(c) Engage in conduct involving dishonesty, fraud, deceit or misrepresentation;	(c) engage in conduct involving dishonesty, fraud, deceit or misrepresentation;
(d) Engage in conduct that is prejudicial to the administration of justice;	(d) engage in conduct that is prejudicial to the administration of justice;

(e) State or imply an ability to influence improperly a government agency or official or to achieve results by means that violate the USPTO Rules of Professional Conduct or other law;	(e) state or imply an ability to influence improperly a government agency or official or to achieve results by means that violate the Rules of Professional Conduct or other law; or
(f) Knowingly assist a judge, hearing officer, administrative law judge, administrative patent judge, administrative trademark judge, or judicial officer in conduct that is a violation of applicable rules of judicial conduct or other law;	(f) knowingly assist a judge or judicial officer in conduct that is a violation of applicable rules of judicial conduct or other law.
(g) Knowingly assist an officer or employee of the Office in conduct that is a violation of applicable rules of conduct or other law;	
(h) Be publicly disciplined on ethical or professional misconduct grounds by any duly constituted authority of: (1) A State, (2) The United States, or (3) The country in which the practitioner resides; or	
(i) Engage in other conduct that adversely reflects on the practitioner's fitness to practice before the Office.	

Abusive filings, discourtesy & uncivil language

USPTO Rules 37 CFR § 11.301 and 11.304-11.305

- A practitioner must have a basis in law and fact to bring or defend a proceeding or controvert an issue
 - The basis must not be frivolous
 - Non-frivolous are a good faith argument for an extension, modification or reversal of existing law
 - No basis in law or fact asserted by Hamilton in the submission
- A practitioner shall not allude to any matter that the practitioner does not reasonably believe is relevant
- A practitioner shall not state a personal opinion as to the justness of a cause.
 - The allusions to disrespect and that the Examiner has no clue may violate one or both of these rules.
- A practitioner shall not seek to influence a judge, hearing officer, administrative law judge, administrative patent judge, administrative trademark judge, juror, prospective juror, employee or officer of the Office, or other official by means prohibited by law;
 - Hamilton's challenge to a duel and reference to guns drawn could be perceived as trying to influence an employee of the office by means prohibited by law;
- A practitioner shall not engage in conduct intended to disrupt any proceeding before a tribunal.
 - Hamilton's conduct could be perceived as disruptive of the proceedings.
 - *Ex parte* Tohru Doumuki, Appeal 2015-000799
 - Appellant's counsel has engaged in inappropriate ad hominem attacks on the Examiner and other USPTO officials. In particular, in the present Appeal, Appellant's counsel ostensibly accuses the Examiner of impropriety by alleging the Examiner is "making things up" ... and questions the Examiner's competence by characterizing the Examiner's findings as based on "her remarkably incorrect understanding"
 - "Applicants and their attorneys or agents are required to conduct their business with the United States Patent and Trademark Office with decorum and courtesy.
 - Papers presented in violation of this requirement will be submitted to the Director and will not be entered.
- *In re Schroeder D2014-08*
 - Filed papers with disparaging remarks about the Examiner
 - Cited *In re Lane D2013-07*
 - With respect to attorneys or other agents, disreputable conduct has generally included unprofessional conduct...to include any conduct violative of the ordinary standard of professional obligation and honor.
 - *Norris v. Alexander, 142 S.E. 2d 214, 217 (S.C. 1965)*

- Nothing should be done or left undone by an attorney which tends to bring the profession into disrepute or to lessen in any degree the confidence of the public in the profession.
- *Carter v. Abhilheira*, 452 A.2d 1140, 1141 (R.I. 1982).
 - Our license to practice law is granted upon the implied understanding that lawyers shall at all times demean themselves in a proper manner and shall refrain from such practices as would bring disrepute upon themselves, their profession, and the judicial system
 - ...in the minds of the public a lawyer's professional status places them in a position of trust at all times, and much is to be expected of them.
 - A notice of the non-entry of the paper will be provided. Complaints against examiners and other employees must be made in correspondence separate from other papers. 37 C.F.R. § 1.3
 - Complaints against examiners and other employees must be made in correspondence separate from other papers." 37 C.F.R. § 1.3.

Duty of a USPTO registered practitioner to report misconduct to the O.E.D.;
investigation of grievances

A practitioner who

- represents a client in a proceeding before a tribunal and who knows that a person intends to engage, is engaging or has engaged in criminal or fraudulent conduct related to the proceeding shall take reasonable remedial measures, including, if necessary, disclosure to the tribunal.
- knows that another practitioner has committed a violation of the USPTO Rules of Professional Conduct that raises a substantial question as to that practitioner's honesty, trustworthiness or fitness as a practitioner in other respects, shall inform the OED Director and any other appropriate professional authority.
- knows that a judge, hearing officer, administrative law judge, administrative patent judge, or administrative trademark judge has committed a violation of applicable rules of judicial conduct that raises a substantial question as to the individual's fitness for office shall inform the appropriate authority.

Pupillage Group Preparation Material



Song List	2
-----------------	---

Scripts for Songs #1-10

1. Alice (the Procedural History of <i>Alice Corp. v. CLS Bank Int'l</i>)	3
2. The Collection of Ways He Blundered	6
3. Ethics First, Sir.....	8
4. Satisfied with Your Shot	11
5. You'll Be Back (a Final Office Action).....	16
6. Stay Alive / Learn	18
7. Go Ask Alex / The <i>Alice</i> Guidelines.....	22
8. Disrespectfully Submitted	26
9. We Know the Ways He Blundered.....	28
10. O.E.D. Has Its Eyes on You.....	31

Props for Song #7	34
-------------------------	----

Name Tags	36
-----------------	----

Poster	38
--------------	----

Online resources	https://sites.google.com/site/bfaic2017alice
------------------------	---

- Video playlist for the complete program (songs and discussion segments)
- Video playlist for only the songs
- *The Alice Mixtapes* (vocal demo recordings for practice/rehearsal use)

Law firm website (shown in Song #2).....	http://franklinhamiltonlaw.weebly.com
--	---

ALICE IN HAMILTON

THE SONGS

1. **Alice (the Procedural History of *Alice Corp. v. CLS Bank Int'l*)**
(based on “Alexander Hamilton”)
.....The Company
2. **The Collection of Ways He Blundered**
(based on “The Election of 1800”)
.....Jefferson, Madison, Hamilton
3. **Ethics First, Sir**
(based on “Aaron Burr, Sir”)
.....Hamilton, Burr, Eliza, Franklin, Lafayette
4. **Satisfied with Your Shot**
(based on “The Schuyler Sisters,” “Satisfied,” “Right Hand Man,” and “My Shot”)
.....Franklin, Alice, Hamilton, Eliza, Lafayette, Washington
5. **You’ll Be Back (a Final Office Action)**
(based on “You’ll Be Back”)
.....George III
6. **Stay Alive / Learn**
(based on “Stay Alive” and “Burn”)
.....Eliza, Alice, Lafayette, Hamilton, Franklin
7. **Go Ask Alex / The *Alice* Guidelines**
(based on “The Reynolds Pamphlet”)
.....Hamilton, Jefferson, Madison, Franklin, George III, Alice
8. **Disrespectfully Submitted**
(based on “Your Obedient Servant” and “Take a Break”)
.....Hamilton, Franklin, Eliza
9. **We Know the Ways He Blundered**
(based on “The Election of 1800,” “We Know,” and “Cabinet Battle #1”)
.....Jefferson, Madison, Burr
10. **O.E.D. Has Its Eyes on You**
(based on “Who Lives, Who Dies, Who Tells Your Story” and “History Has Its Eyes on You”)
.....Washington, Franklin, Eliza, Alice, Jefferson, Madison, Hamilton

I. ALICE AND HER 101

INTRODUCTION

CASE DISCUSSED: *Alice Corp. v. CLS Bank Int'l*, 573 U.S. ___, 134 S. Ct. 2347 (2014)

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>ALICE AND HER 101</p> <p>[HAMILTON] How does a patent plaintiff, sweet little girl and her software, Dropped in a rabbit hole of abstract ideas by an Examiner, By CLS impoverished, invalid, Become the subject matter of this ballad?</p> <p>[BURR] The girl wonder from Down Under didn't understand It's Wonderland, infringers can make demands, Stop claims that are directed To any abstract method, If they say: it's financial or computer-implemented</p> <p>[GEORGE KING III] And every day the Patent Office sends more rejections under Section 101 – Examiners get directions Inside every Art Unit, allowance getting harder The sister was set up to be a 101 martyr</p> <p>[LAFAYETTE] Then the Federal Circuit came, and devastation reigned Tech IP owners' future, drip dripping down the drain Gave a pencil to her lawyers, connected it to her brain And they wrote her next complaint, a testament to her pain</p> <p>[ALICE] Well, the word got around, They said, "This case is insane, man" Lobbied for reform although they knew it was a vain plan, "Educate the Congress and the courts from whence this came, and the world's gonna know your claims." What's my claim, man?</p> <p>[HAMILTON] Alice and her 101</p> <p>[ALL EXCEPT ALICE] Her name is Alice, and her 101 Has left a million patents all undone...</p>	<p>ALEXANDER HAMILTON</p> <div><p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p><p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p></div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[ALICE] But just you wait, just you wait...</p> <p>[ELIZA] The <i>en banc</i> court opinion split, full of it, I'm sorry Two years later, see her petition granted certiorari Supremes, sittin' on the high court, came up short</p> <p>[ALL EXCEPT ALICE] (<i>stage whisper</i>) And Alice got nothing, and there's no last resort!</p> <p>[FRANKLIN] Speaking as your mentor, inventor, and Philly's brightest light Progress demands we can't lose the fight For exclusive rights</p> <p>[THOMAS JEFFERSON] But some said, "Software? There's nothing there to protect!" It's not electrical, technical – it's too abstract – they reject!</p> <p>[cut]</p>	<div data-bbox="881 247 1453 543" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[ALL EXCEPT ALICE] Oh, Alice and her 101, When America sings for you Will they know you lost all your claims? Will they say it's a crying shame? [ALL KIDS] The law will never be the same! Oh...</p> <p>[BURR] You'll hear some legal issues next, See if you can spot 'em [ALL] Just you wait! [JAMES MADISON] Three years since <i>Alice</i>, soon, And have we hit the bottom? [ALL] Just you wait! [ALICE] They're slowly killing software claims And now I haven't got 'em.</p> <p>[HAMILTON & ELIZA] We fought for them.</p> <p>[KING] Me? I examined them.</p> <p>[BURR] Me? I attacked them.</p> <p>[WASHINGTON] (<i>points at his chest with two thumbs</i>) Me? George Washington.</p> <p>[FRANKLIN] And me? You're in <i>my</i> damn Inn of Court.</p> <p>[FULL COMPANY] There's a million patents all undone But just you wait!</p> <p>[ALICE] What's my claim, man?</p> <p>[ALL EXCEPT ALICE] Alice and her 101!</p>	<div data-bbox="881 317 1451 613" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

2. THE COLLECTION OF WAYS HE BLUNDERED

ETHICAL ISSUE: Law firm advertising

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>(A slide reads “PIPLA Meeting – Sept. 2014 CLE Program”) [COMPANY] A flashback to 2014!</p> <p>[JEFFERSON] Can we do some legal education now?</p> <p>[MADISON] Please?</p> <p>[JEFFERSON] Yo. This is PIPLA, for professionals with wealth and power. <u>We</u> let one speaker speak, uninterrupted, for an hour. From CLS, the bank that won a big case against Alice, Tonight we heard from—</p> <p>[JEFFERSON AND MADISON] Aaron Burr!</p> <p>[JEFFERSON] That guy just wowed us.</p> <p>[MADISON] He’s very distinguished; his Supreme Court briefing took no chances.</p> <p>[JEFFERSON] Burr schooled them on patent law The Justices used all his answers</p> <p>[MADISON] He’s general counsel at CLS All he does, he enhances</p> <p>[JEFFERSON] And when Burr presents CLE, at least there are no songs and dances!</p> <p>[MADISON] (<i>pointing to Hamilton, who is networking</i>) Thomas, there’s a problem – see? It’s Hamilton, annoying people!</p> <p>[JEFFERSON] Huh?</p> <p>[MADISON] He’s desperate for work, and he’s a jerk – his firm is feeble</p> <p>[JEFFERSON] What makes you say that?</p> <p>[MADISON] It’ll trouble you.</p> <p>[JEFFERSON] What is it?</p>	<p>THE ELECTION OF 1800</p> <div style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[MADISON] He runs tacky ads on KYW!</p> <p>[JEFFERSON] Whaaaat</p> <p>[MADISON] “We win all fights, for patent rights Franklin Hamilton’s on your side!”</p> <p>[MADISON, JEFFERSON – <i>and</i> HAMILTON <i>pops in</i>] “If you invent, the fee’s well-spent Franklin Hamilton’s on your side!”</p> <p>[HAMILTON] Pay less!</p> <p>[JEFFERSON/MADISON] No! [HAMILTON] Win more!</p> <p>[JEFFERSON/MADISON] No! [HAMILTON] With Franklin Hamilton, your patent is assured!</p> <p>[JEFFERSON/MADISON] No! [HAMILTON] Sign on with me!</p> <p>[JEFFERSON/MADISON] No! [HAMILTON] I’ve got some friends!</p> <p>[JEFFERSON/MADISON] No! [HAMILTON] Build your portfolio, and tell your children you met Ben!</p> <p>[JEFFERSON] Wait, what?</p> <p>[HAMILTON] My friend, Ben Franklin!</p> <p>[JEFFERSON] Well, the man’s been dead 200 years now!</p> <p>[MADISON] Um, Jefferson — we do have half the Founding Fathers here now.</p> <p>[JEFFERSON] Ben never worked with him!</p> <p>[HAMILTON] You can’t believe he’s here with me?</p> <p>[MADISON] (<i>sarcastic</i>) Your web site’s full of Pho- toshops with big celebrities!</p>	<div data-bbox="881 205 1453 441" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>
<p><i>The music continues during a fast-paced slideshow of Franklin Hamilton’s web site:</i></p> <ul style="list-style-type: none"> • Home page, a painting of real Hamilton & Franklin (cropped from <i>The Signing of the Constitution</i>) • Photoshop of our cast’s Hamilton with Elvis Presley & President Nixon • Photoshop of our cast’s Hamilton with an arm around both Hillary & Trump • Photoshop of our cast’s Hamilton with Jay-Z, Beyoncé, & Lady Gaga 	

3. ETHICS FIRST, SIR

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[COMPANY] Back at the PIPLA meeting...</p> <p>[HAMILTON] Pardon me. Are you Aaron Burr, sir?</p> <p>[BURR] That depends. Who's asking?</p> <p>[HAMILTON] Oh, well, sure, sir I'm Alexander Hamilton, a patent lawyer, sir I've been looking for clients</p> <p>[BURR] (<i>jokingly</i>) I'm getting nervous.</p> <p>[HAMILTON] Sir, you're hiring patent counsel now at CLS, and well, my firm is young and hungry – and, meet my sort of junior partner. She's my daughter, of course. A patent agent! There's one more, sir. You've heard of Dr. Franklin?</p> <p>[BURR] You've got Ben Franklin?</p> <p>[HAMILTON] Yes! I wanted to hire geniuses.</p> <p>[ELIZA] Like me, the youngest patent agent ever! Don't look at me like that was stupid. I'm not stupid.</p> <p>[BURR] (<i>questioning Eliza</i>) So why'd you do it? Was there some big plan you had?</p> <p>[ELIZA] So I could pass the patent bar before my dad!</p> <p>[HAMILTON] She's a genius. Of course! I'm a genius. God, I wish we had more clients! Ben can prove that we're worth more than competing firms – with science!</p> <p>[BURR] Sir, your rainmaking stinks.</p> <p>[HAMILTON] That's not so nice.</p>	<p>AARON BURR, SIR</p> <div> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[BURR] Show some dignity -- I'll offer you some free advice: Sing less!</p> <p>[HAMILTON] What?</p> <p>[BURR] Lecture more!</p> <p>[HAMILTON] Ha</p> <p>[BURR] Don't make them laugh, a real lawyer makes 'em snore!</p> <p>[HAMILTON] You're much too serious.</p> <p>[BURR] You want a useful tip?</p> <p>[HAMILTON] Yes</p> <p>[BURR] Show me you can run a tighter ship</p> <p>[ELIZA] Yo yo yo yo yo! What time is it?</p> <p>[FRANKLIN/LAFAYETTE] Show time!</p> <p>[BURR] (<i>points at Franklin</i>) <u>That</u> can't be...</p> <p>[FRANKLIN] Show time! Show time! Yo, I'm Ben Franklin, from the firm to see! Franklin Hamilton – it's named for me! I bring in clients, 'cause I'm a celebrity, No, I've never been a lawyer, but I get to split the fee!</p> <p>[LAFAYETTE] <i>Oui oui, mon ami, je m'appelle Lafayette!</i> I'm licensed in Europe, not America yet I came from Paree, to collect my fee Alex offered me – shares of equity!</p> <p>[cut]</p> <p>[HAMILTON] Hey...</p> <p>[LAFAYETTE] Hamilton's daughter gets more shares, of course, It's hard to count up my losses with juvenile bosses!</p>	<div data-bbox="881 270 1453 506" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[BURR] Wow.</p> <p>[HAMILTON] No more rap – show Burr how well our firm runs!</p> <p>[FRANKLIN] Let’s drop one more verse...</p> <p>[FRANKLIN/LAFAYETTE/ELIZA] To partners! Franklin Hamilton!</p> <p>[BURR] So, Dr. Franklin, do you practice law with ‘em?</p> <p>[FRANKLIN] Never, Burr! I bring in clients, share some wisdom. I rarely meddle where the law is concerned, I just say, “A penny saved is a penny earned!”</p> <p>[HAMILTON] Burr, our clientele is limited. Move fast to hire us!</p> <p>[BURR] I don’t like your ethics, sir – go work for Alice!</p> <p>[FRANKLIN/LAFAYETTE/ELIZA] Ooh!</p>	<div style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

RESEARCH TEAM MEMBERS discuss or summarize a few recent ethics or disciplinary cases involving:

- **Sharing fees with non-lawyers**
 - *Most lawyers would say it’s not permitted anywhere, but they’d be wrong – there’s an exception in Washington, D.C.*
- **Permissible law firm names**
 - *Q: Could a solo patent lawyer named Hamilton practice as “Ben Franklin Patent Law, LLC”?*
 - *A: Yes, probably. Since Ben Franklin’s name is so well-known, an ordinary client would recognize this as a brand name – the name is not likely to mislead a client into believing the firm is associated with the historical Ben Franklin. It is generally acceptable to use a brand name for a firm.*
 - *Q: Could the same lawyer practice as “Franklin Hamilton Patent Law, LLC”?*
 - *A: Probably not. That would be misleading for a solo practice, because it implies that there are two real partners, one of whom is named Franklin.*

4. SATISFIED WITH YOUR SHOT

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[FRANKLIN] There's nothin' makes folks more nervous Than lawyers showin' up and tryin' to sell our service We take out our AmEx cards to entertain, And pretend eternal friendship Just to make it rain. Take Alice Schuyler: the kid is loaded Uh-oh, but little does she know that This law firm, Franklin Hamilton, will lure her! Headin' for her boardroom, just to try to secure --</p> <p>[COMPANY] Her work, work!</p> <p>[ALICE] My patent work!</p> <p>[COMPANY] Work, work!</p> <p>[ELIZA] Your licensing!</p> <p>[LAFAYETTE] And trademarks!</p> <p>[COMPANY] The Schuyler matters! <i>(Burr exits)</i></p>	<p>THE SCHUYLER SISTERS</p> <div data-bbox="881 323 1451 558" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>
<p>[COMPANY] Rewind, rewind...</p> <p>[ALICE] I remember that day, I just may regret that meeting, when my business tanks! I remember those law firms all tripping over themselves, after <i>CLS Bank</i> I remember so many answered my RFP that they filled the place And Alexander, I'll never forget the first time I saw your face Things have never been the same I used to hang patents on my wall, in their frames, You weren't impressed with the breadth of my claims, Walked me through the claims, like you knew the claims</p> <p>[COMPANY] This is not a game...</p> <p>[HAMILTON] You strike me as a genius who has never been recognized</p> <p>[ALICE] I'm sure I don't know what you mean. You forget yourself</p>	<p>SATISFIED</p> <div data-bbox="881 1171 1451 1407" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[HAMILTON] You're like me – genius unrecognized</p> <p>[ELIZA] Like me too... A kid genius unrecognized</p> <p>[ALICE] I'm Alice Angelica Schuyler</p> <p>[ELIZA] I'm Eliza Hamilton</p> <p>[ALICE] Been a lawyer long?</p> <p>[HAMILTON] Unimportant! [FRANKLIN/ELIZA/LAFAYETTE] There's a million things we haven't done [HAMILTON] But just you wait, just you wait...</p> <p>[ALICE] So so so— So this is what it feels like to be flattered By someone at my level! What the heck is the matter?</p> <p>[FRANKLIN] It's the feeling of freedom, of seein' the light It's <u>me</u> with a key and a kite! You see it, right?</p> <p>[HAMILTON] So are you hiring us?</p> <p>[ALICE] I just need one man's advice....</p>	<div data-bbox="881 291 1451 527"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>
<p>[ALICE] ...here he comes! (overlapping) [COMPANY] Here comes the General! [FRANKLIN] Ladies and gentlemen! [COMPANY] Here comes the General! [FRANKLIN] The lawyer we've been waiting for! [COMPANY] Here comes the General! [FRANKLIN] General counsel of Alice Corporation... [COMPANY] Here comes the Gen- [FRANKLIN] George Washington! eral...</p> <p>[WASHINGTON] [COMPANY] We are outgunned! What? Outmanned! What? Outnumbered, outplanned! What what what?</p> <p>We gotta make an all out stand Hey yo, I'm gonna <i>need</i> a right-hand man</p> <p>[WASHINGTON]</p>	<p style="text-align: center;">RIGHT HAND MAN</p> <div data-bbox="881 1304 1451 1539"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics			
<p>Are <i>these</i> the lawyers with which I am to defend our company? My patent team quit, they left us in the distance I cannot be everywhere at once, Alice! I'm in dire need of assistance...</p> <p>[HAMILTON] Why are you telling me this?</p> <p>[WASHINGTON] I'm being honest I'm working with a third of the budget I was promised We have some R&D about to explode I need some low-cost help to lighten the load. So?</p>	<div><p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p><p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p></div>			
<p>[COMPANY] I am not throwing away your shot I am not throwing away your shot Hey yo, my colleagues are jealous I'm brilliant, young, and zealous [HAMILTON] I am not throwing away your shot!</p>				
<p>[WASHINGTON] Son... [WASHINGTON, ALICE, & COMPANY] We are outgunned, outmanned!</p> <p>[HAMILTON] You need all the help you can get I've got my team: Franklin, Eliza... [LAFAYETTE] And Peggy Lafayette! [HAMILTON] Okay, what else?</p> <p>[WASHINGTON, ALICE, & COMPANY] Outnumbered, outplanned!</p> <p>[HAMILTON] I'll pull some strings in an interview, Schmooze examiners to help get a win for you</p> <table><tr><td>[HAMILTON] I'll call reporters and feed 'em strategic leaks, In just a few weeks, You'll see your stock hit new peaks! I'll file new applications, prosecute continuations, 'til we rise to the occasion of this engagement! ...</td><td>[COMPANY] Boom! Chicka-boom!</td><td>[GIRLS] Whoa, whoa whoa... Whoa, whoa whoa... Whoa, whoa whoa...</td></tr></table>	[HAMILTON] I'll call reporters and feed 'em strategic leaks, In just a few weeks, You'll see your stock hit new peaks! I'll file new applications, prosecute continuations, 'til we rise to the occasion of this engagement! ...	[COMPANY] Boom! Chicka-boom!	[GIRLS] Whoa, whoa whoa... Whoa, whoa whoa... Whoa, whoa whoa...	
[HAMILTON] I'll call reporters and feed 'em strategic leaks, In just a few weeks, You'll see your stock hit new peaks! I'll file new applications, prosecute continuations, 'til we rise to the occasion of this engagement! ...	[COMPANY] Boom! Chicka-boom!	[GIRLS] Whoa, whoa whoa... Whoa, whoa whoa... Whoa, whoa whoa...		

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[HAMILTON] This time they won't re-<u>ject</u>!</p> <p>[LAFAYETTE] (to Alice) You dream of winning a patent case? All your claims were valid back in better days Better days – back before <i>Alice</i> rejections, When you were more than a judicial exception, That they re-<u>ject</u>!</p> <p>[ALICE] Yo, do you like my apparel? 'Cause my outfit's from an old book by Lewis Carroll My patents got decapitated – "Off with her head!" The Red Queen said – my subject matter is dead! And they just re-<u>ject</u>!</p> <p>[FRANKLIN] Well, I know we can't protect her Until we get the Federal Circuit and the Director To agree, thoughtfully, on a sound framework To make a claim work, not just a boilerplate knee-jerk When they re-<u>ject</u>!</p> <p>[WASHINGTON] Geniuses, not on your say-so, Just follow the guidelines The two steps from <i>Mayo</i></p> <p>[FRANKLIN] I hear you, the Office is gripped by paralysis You've got to write careful ana- lysis, or they're gonna re-<u>ject</u>!</p> <p>[HAMILTON] Ben, you hold that thought Don't scare Alice here out of your Inn of Court This field of law is hot Alice, I like you a lot You've seen a Mad Hatter's tea party, that's what we got Whatever odds the gods have sent us here to surmount, I'll have your power of attorney, and deposit account I get allowances for applicants, appellants, and petitioners — Give me a position, I'm your registered practitioner!</p>	<p>MY SHOT</p> <div> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>
[COMPANY] (<i>a couple of "whoa whoa whoas"</i>)	
<p>[HAMILTON] And that prosecution backlog that you mentioned,</p>	

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>You feel outnumbered, too many pending rejections? PTO's opposed us? Time to take a stand! Draft claims like Moses, claimin' the Promised Land! And? Must I give the Office credence, when a 112 says I lack antecedents? Or will the words I add begin an endless cycle of amendments with terms from my dependents? An Office Action's not exactly excitin' But jeez, all these 101s that I'm fightin' have got my temper ignitin'! We need a handle on this <i>Alice</i> situation! Did we claim every speck, from the specification? I'm past patiently waitin', I'm passionately smashin' every Office Action, slammin' it back for retractions! I'm done fending, amending, pretending deference, I'll push back on every bogus reference!</p>	<div data-bbox="881 163 1453 401" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>
<p>Oh, am I talkin' too loud? I just passed the patent bar, I feel pretty proud! I never had a really big client before! I promise you a Notice of Allowance</p> <p>[ALICE] Yes! Bill me monthly for your balance!</p>	
<p>And I am—</p> <p>[ALICE] Not throwin' away my—</p> <p>[COMPANY] Not throwin' away your shot! <i>(Hamilton shakes hands with Alice and Washington.)</i></p>	

5. YOU'LL BE BACK (A FINAL OFFICE ACTION)

ETHICAL ISSUE:

Churning cases – e.g., filing responses that may have little or no merit, in order to keep applications pending after multiple final rejections. Example scenarios:

1. to keep billing a poorly-informed client who pays without questioning
2. at the direction of a client who wants a case kept alive regardless of cost

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>(A slide shows the cover sheet of an Office Action, then zooms in on “Claim Rejections – 35 U.S.C. § 101”)</p> <p>[GEORGE III] You say My <i>Alice</i> rejections are fallacies you've overcome You cry When you see a new action from me, with the same 101 Why such pain? Regrettably, all of your arguments failed to persuade Though I drive you insane Respectfully, every rejection is maintained.</p> <p>You'll be back, soon we'll see Will you file a second RCE? You'll be back, shed no tears Go appeal, I'll see you in two years Oceans rise, empires fall No allowance will be mailed at all And since you've paid the costs Here's another 101 rejection, to remind you who's the boss!</p> <p>Da da da dat da, dat da da da ya da Da da da dat da ya da! Da da da dat da dat da da da ya da Da da da dat da...</p> <p>This prosecution's draining, but you just go on Your client is complaining their funds are gone But go, amend your claim set Your twice-rejected claim set Your misdirected claim set Your abstract, head-smacked claim set Forever and ever And ever and ever and ever</p>	<p>YOU'LL BE BACK</p> <div> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p> You'll be back like before You're an applicant who thinks it's war I won't be overruled On appeal, you'll find that you've been schooled My advice, don't be mad, Is to throw away this case we've had 'Cause when push comes to shove <i>Alice</i> killed your subject matter – blame the judges up above! </p> <p> Da da da dat da, dat da da da ya da Da da da dat da ya da! Da da da dat da, dat da da da ya da Da da dat— Everybody! </p> <p> [Chorus: FULL ENSEMBLE] Da da da dat da dat da da da ya da Da da dat dat da ya da! Da da da dat da dat da da da ya da da da Dat dat da ya da! </p>	<div data-bbox="881 218 1453 455" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

6. STAY ALIVE / LEARN

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[ELIZA] Stay alive... [ELIZA/ALICE/LAFAYETTE] Stay alive...</p> <p>[HAMILTON] I have never seen my partnership so despondent Alice has us handle all her patent correspondence Washington says we should draft more applications I shoot back, we lack the staff, and he loses patience No support staff, and no paralegal assistance They only take real money, equity gets resistance.</p> <p>[ELIZA] The docket clerk's not coming. She quit.</p> <p>[FRANKLIN] Alex, listen. There's simply no way for us to do this. Stop accepting the work.</p> <p>[HAMILTON] You jerk!</p> <p>[FRANKLIN] This engagement's not right. You've been relentless, and the staff took flight</p> <p>[HAMILTON] But it's impossible to justify withdrawing from the fight</p> <p><i>(They each pick up stacks of paper files.)</i> [HAM/FRANK.] Too high [ELIZA/LAF.] Too high [HAM/FRANK.] Too thick [ELIZA/LAF.] Too thick [HAMILTON] Write 'em fast, send 'em quick! [ALL] Chick-a-plao!</p> <p>[HAMILTON] Stay alive 'til we've worn out every trick, Don't even think that you can call out sick!</p> <p>[FRANKLIN] What a! <i>(he decides not to finish that phrase in front of Eliza)</i></p> <p>[ELIZA] I'm a kid, I should just quit my partnership.</p> <p>[LAFAYETTE] I ask for first aid, I pray that I won't lose my grip</p> <p>[FRANKLIN] I stay at work with Hamilton Someone has to assist him And every day I spout clichés and offer up my wisdom</p>	<p style="text-align: center;">STAY ALIVE</p> <div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <p style="text-align: center;">ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p style="text-align: center;">Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[HAMILTON] We file some appeals, with briefs that are canned We take 3-month extensions, and sometimes we take a stand And every day, “No! Another Office Action came!” And every day, “No! The rejections are all the same!”</p> <p>So she won’t flee, [ELIZA/ALICE] Stay alive... I promote Peggy; Make her second-in-command:</p> <p>[LAFAYETTE] I’m Vice Chairman now. Whee!!!!</p> <p>[HAMILTON] Yeah, she’s not the choice I should have gone with She’s great, but she can’t handle the bandwidth</p> <p><i>(Hamilton gives a thick stack of case files to Lafayette)</i> [HAMILTON] Lafayette, attack! [LAFAYETTE] Retreat! Attack! [LAFAYETTE] Retreat! [ELIZA] What’s wrong, Peggy? Get back on your feet!</p> <p>[LAFAYETTE] But there’s so many of them!</p> <p>[HAMILTON] I’m sorry, is this not your speed?! Benjamin!</p> <p>[FRANKLIN] Yes? [HAMILTON] Help Lafayette! Take the lead! <i>(exits)</i></p> <p>[FRANKLIN] Who, me? [ELIZA] A thousand hours billed, in a matter of weeks</p> <p>[LAFAYETTE] As we go from defeat to defeat to defeat!</p> <p>[FRANKLIN] All of us fell behind the deadlines we were missin’ We tried to tell him this but Hamilton would never listen</p>	<div data-bbox="881 254 1453 491" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[ELIZA] I filled in the timesheets you gave me From the moment you hired me I know you're my dad Please show you're my dad You don't act like my dad</p> <p>Do you know Alice texted me, Dad, When she got our first bill yesterday? She said:</p> <p style="padding-left: 40px;">[ALICE] Take care, you work too many hours! Does your dad ever just let you play?</p> <p>[ELIZA] You and your work left me defenseless Our "partnership" borders on senseless You built me palaces out of boxes, once; We were a family</p> <p>I was reading at 3, 'cause you taught me You called me a genius, you gave me attention and time But now there's no sign Of when you were mine... You helped me to Learn Learn</p> <p>You started a law firm, it changed you You tell the whole world how you brought your girl genius to work In sharing your work, you have ruined our lives!</p> <p>Alice tagged me on Instagram, Dad She was out having fun She said,</p> <p style="padding-left: 40px;">[ALICE] At the beach with my parents now Does your dad even know what he's done?</p> <p>[ELIZA] You and this firm, obsessed with our equity File papers that border on senseless Showing incompetence in every paragraph That's how they perceive you You, you, you...</p> <p>I'm erasing myself from this partnership Let Peggy and Franklin both wonder if Eliza's resigning 'cause you broke her heart You have torn it all apart</p>	<p style="text-align: center;">BURN</p> <div style="border: 1px solid black; padding: 10px; margin: 20px auto; width: 80%;"> <p style="text-align: center;">ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p style="text-align: center;">Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>And I'm starting to Learn Starting to learn</p> <p>A firm has no right to my heart A firm is no place for a kid And someday they'll see what you did You're churning the hours Churning the matters that we couldn't handle A genius should go with her heart The law shouldn't make me this sad I want to be proud of my dad I still have the memories Of when you were mine I hope that you learn</p>	<div data-bbox="881 270 1453 506"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

7. GO ASK ALEX / THE ALICE GUIDELINES

ETHICAL ISSUE: Substance abuse and mental illness

I. GO ASK ALEX

SCENE: HAMILTON sits alone at a desk, working at his computer. Music plays from either a radio, or a radio station's website visible on the screen. On the desk is a cardboard box with a shipping label that faces the audience. In large visible letters, it reads:
The final few seconds of the song "Hit Me With Your Best Shot" fade out.

From:	A. BURR
To:	A. HAM.

¹

[RADIO D.J.] (from offstage, voiceover)

**We've got even more classic hits coming your way at More FM – where we talk less! Smile more!²
Here's another, from More 101!**

The Jefferson Airplane song "White Rabbit" ("Go ask Alice...") starts to play softly in the background.

[HAMILTON] (talking to himself)

"More 101!" Just what I need, more 101s coming my way.

The case law just keeps going back and forth on eligible subject matter. Back and forth.

I get nothing if I wait for it, wait for it...³

but the 101 rejections – man, they're non-stop!⁴

Even Alice told me to take a break.⁵

But I can't stop till I file these responses.

I'll lose my firm if I don't file these responses.

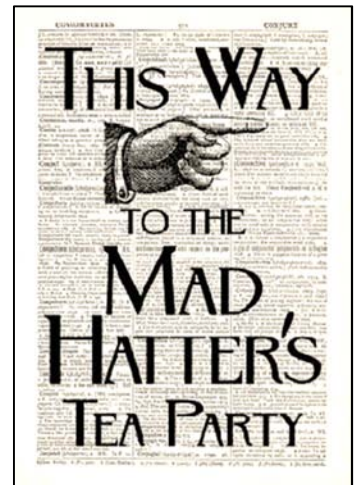
Meanwhile, he opens the box from Burr, and takes out a bottle of liquor. The bottle has a very large tag that says "DRINK ME" – like the bottle in Alice in Wonderland. He drinks from the bottle. The radio song fades out.

2. THE ALICE GUIDELINES

PLAN A:

JEFFERSON, MADISON, GEORGE III, and FRANKLIN enter. Each of them carries a stack of paper handouts: some are props (blank pages or scrap paper); some are 1 or 2 pages from the Alice section of the USPTO web site; others are relevant disciplinary cases involving substance abuse or mental illness.

During the following short song, the absurd behavior should look like a surreal hallucination or nightmare caused by drinking. HAMILTON stands still, while all others are in motion around him and behind him. Everyone constantly hands out papers throughout the song – GEORGE III and JEFFERSON are super-happy, and all others are helpful and concerned that someone might not have seen it yet. Pages are given to the audience, or to each other; stacks are exchanged for stacks; some pages can be carelessly tossed one-by-one in the audience's direction, falling on the floor.⁶ Blue folders will contain audience handouts. White folders will contain scrap paper.



PLAN B: Just perform the song, because HAMILTON holding a whiskey bottle labeled "DRINK ME" pretty much says it all.

¹ Reference to *Hamilton* song "Your Obedient Servant."

² "Talk less, smile more" is Burr's catchphrase in *Hamilton*. More 101 is a real Philly station, with a slogan "Less talk, more music."

³ Also a Burr catchphrase. Reference to *Hamilton* songs "Wait for It" and "The Room Where It Happens."

⁴ Reference to *Hamilton* song "Non-Stop."

⁵ This and the next two lines refer to the *Hamilton* song "Take a Break."

⁶ These stage instructions are based on the staging/choreography for the song "The Reynolds Pamphlet" in *Hamilton*.

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[FULL COMPANY] <i>(spoken)</i> The <i>Alice</i> Guidelines!</p> <p>[JEFFERSON] Have you read this?</p> <p>[FRANKLIN/GEORGE III/MADISON/HAMILTON] <i>(spoken)</i> Deputy Commissioner has a whole <i>Alice</i> site,⁷ Posts more guidance there each night!⁸</p> <p>[JEFFERSON] Highlights!</p> <p><i>(ALICE enters, skipping or dancing across the stage, to hand more papers to JEFFERSON.)</i></p> <p>[HAMILTON] <i>(spoken)</i> June 2014: Preliminary Examining Instructions, then full Interim Guidelines in December. The next month, Abstract Idea Examples – mostly eligible! For a considerable time, software claims get allowed.</p> <p>[ALICE] Yay! <i>(ALICE exits, skipping or dancing)</i></p> <p>[HAMILTON] <i>(spoken)</i> July '15, a major update, With examples and three appendixes!</p> <p>[JEFFERSON] Charts of court decisions! <i>(JEFFERSON gleefully hands out the new stack of papers.)</i></p> <p>[HAMILTON] <i>(upset)</i> They all conflict!</p> <p>[FRANKLIN] <i>(deep voice)</i> Damn!</p> <p>[HAMILTON] <i>(spoken)</i> May '16, next major update, more examples. And one week later, <i>Enfish</i> comes down...</p>	<p>THE REYNOLDS PAMPHLET</p> <div data-bbox="881 233 1453 470"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

⁷ <https://www.uspto.gov/patent/laws-and-regulations/examination-policy/subject-matter-eligibility>

⁸ <https://www.uspto.gov/patent/laws-and-regulations/examination-policy/subject-matter-eligibility-examination-guidance-date>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[JEFFERSON] Update!!! <i>(throws more papers to everyone)</i></p> <p>[HAMILTON] <i>(spoken)</i> Three updates since then!</p> <p>[FRANKLIN/BURR/GEORGE III/MADISON] <i>(spoken)</i> Have you read this?</p> <p>[JEFFERSON] <i>(taunting, maybe doing a little “happy dance”)</i> Well, don’t count on eligibility now</p> <p>[FRANKLIN/BURR/GEORGE III/MADISON] Never know what’s allowable now</p> <p>[JEFFERSON] Well, you’ll never know what’s allowable now</p> <p>[FRANKLIN/BURR/GEORGE III/MADISON] Never know what’s allowable now</p> <p>[JEFFERSON] You’ll never know what’s allowable now</p> <p>[FRANKLIN/BURR/GEORGE III/MADISON] Never know what’s allowable now</p> <p>[JEFFERSON] That’s one less thing to worry about!</p> <p>[FRANKLIN/BURR/MADISON/GEORGE III and HAMILTON] That’s one more thing to worry about!</p> <p>[cut]</p>	<div data-bbox="881 243 1453 478"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

8. DISRESPECTFULLY SUBMITTED

ETHICAL ISSUE: Abusive or threatening language, incivility

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[HAMILTON] This Examiner, this arrogant, insolent brain-dead bastard retard stuck to his guns! Dumb-ass 101s He's sending me... That man I've despised since the beginning... Just to keep me from winning! I wanna win me a room full of patents, A room full of patents, a room full of patents You've kept me from a room full of patents For the last time</p> <p>Response to Final: I am slow to anger But you've lit my fuse As I reckon with your rejections and your abuse I look back on where I failed And whatever you reject, The only common thread has been your disrespect If you're still unpersuaded By my crisply argued case, If you've got something to say Name a time and place Face to face.... Thank you for all your hard work Disrespectfully submitted, You're a jerk</p> <p>Mr. Examiner, I can see the reasons no one loves you No one but your mama ever will I will not equivocate on my opinion This is time I do not plan to bill Even if I wrote what you think I wrote You should learn to read before you let loose Here's an IDS listing 30 books by Dr. Seuss!</p> <p style="text-align: right;">[FRANKLIN] (<i>enters</i>) Sweet Jesus</p>	<p style="text-align: center;">YOUR OBEDIENT SERVANT</p> <div style="border: 1px solid black; padding: 10px; margin: 20px auto; width: 80%;"> <p style="text-align: center;">ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p style="text-align: center;">Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>
<p>[HAMILTON] Hey, I have not been shy, I am just a guy in the public eye</p>	

Tryin' to do my best to win for clients!
I don't wanna fight,
but I won't apologize for doing what's right
Let's just be honest for once:
Disrespectfully submitted,
Alice Corp.

[FRANKLIN]

Alex, please don't proceed with this
You've got more than you need with this
Answering to Alice won't get easier,
Let me intercede with this

[HAMILTON] (*ignoring Franklin*)

These rejections are illegitimate
I will not amend, not a bit of it
You reject with boilerplate
You have no clue
I won't apologize because it's true

Take a stand, Examiner.
Guns drawn. At dawn.
30 days to respond.

[FRANKLIN] That's a drop-dead date.

[HAMILTON]

Why don't we end it with this: Disrespectfully submitted,
Alice Corp.
E-signed: me.

**ORIGINAL LYRICS REDACTED FOR
PROGRAM LIBRARY**

Authorized lyrics available at
<https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording>

(*Sits down, leans back and stretches.*)

Relax, Ben! Getting *that* out of my system felt good. I almost wish I had the nerve to submit it!
But I suppose I've got to erase that file now,
and get back to drafting my real response, if I'm gonna get it filed on time.

[ELIZA] (*as she runs in*)

Daddy, Daddy, look!
My name's Eliza, I am a poet
I wrote this poem just to show it
And I
just turned twelve
I love you but your patents
Can all go to -- [HAMILTON] Whaaaaat?
Please take a break
from your stupid computer
You want to play with me, cause I'm much cuter
There's something on your screen you don't want me to see
I know how to help you send it! 1, 2, 3...

[HAMILTON] NOOOOOO!!!

TAKE A BREAK (excerpt)

**ORIGINAL LYRICS REDACTED FOR
PROGRAM LIBRARY**

Authorized lyrics available at
<https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording>

9. WE KNOW THE WAYS HE BLUNDERED

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[BURR] Remember that crazy guy? From last time I was here?</p> <p>[JEFFERSON] Uh-huh</p> <p>[BURR] You know who's in his partnership?</p> <p>[JEFFERSON] Uh, Ben Franklin?</p> <p>[MADISON] His kid. She's what – twelve?</p> <p>[JEFFERSON] Ha. Yeah, sure! You believe that guy? Man's a total disgrace to the patent bar, <u>and</u> lets kids and non-lawyers into his partnership.</p> <p>[MADISON] It is crazy, but he splits fees with both of them, and Lafayette too.</p> <p>[JEFFERSON] Yeah, you know what? We can get him disbarred. You know why?</p> <p>[MADISON] Why?</p> <p>[JEFFERSON] 'Cuz I'm the president of PIPLA. Hey, Burr, if you know about Hamilton, we've got our profession's reputation to protect.</p>	<p style="text-align: center;">THE ELECTION OF 1800 (<i>continued</i>)</p> <div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <p style="text-align: center;">ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p style="text-align: center;">Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>
<p>[JEFFERSON] — Let's write a grievance. — Ready, Madison? — You with us, Burr? — Here it is:</p> <p>We taped all his ads from radio and TV...</p> <p>[MADISON] We printed his whole web site, every image we could see</p> <p>[JEFFERSON] Got copies of his filings, looked back on Public PAIR for each one</p> <p>[BURR] Is that all we have? Are you done?</p> <p>[MADISON] We are uniquely situated by virtue of our position—</p>	<p style="text-align: center;">WE KNOW</p> <div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <p style="text-align: center;">ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p style="text-align: center;">Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[JEFFERSON] To argue that it's absurd, all the deadlines that he's been missin'—</p> <p>[MADISON] We see how he abused, and failed to protect his clients—</p> <p>[JEFFERSON] Did you see that one response, full of insults and defiance?</p> <p>[BURR] A lawyer filing meritless responses for funds—</p> <p>[JEFFERSON/MADISON] I can almost see the headline, his career is done</p> <p>[BURR] They're gonna make an effort that he'll never outrun</p> <p>[BURR/JEFFERSON/MADISON] An O.E.D. investigation!</p> <p>[JEFFERSON] Ha! He won't even know, till they're asking him to confess...</p> <p>[JEFFERSON/MADISON/BURR] Confess</p> <p>[JEFFERSON] We won't threaten. We don't have to warn the guy at all, I guess.</p> <p>[JEFFERSON/MADISON/BURR] I guess!</p> <p>[BURR] If we can't prove that he ever broke the law Do you think we have to tell the O.E.D. what we saw?</p> <p>[JEFFERSON] None of us was in the room – but it happened!</p> <p>[BURR] Is that a yes?</p> <p>[JEFFERSON/MADISON] Um, yes!</p>	<div data-bbox="881 291 1451 527"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[JEFFERSON] We've been taking notes [JEFFERSON & MADISON] We've been taking notes [JEFFERSON] Aha-ha-ha-ha!</p> <p>[JEFFERSON & MADISON] He's gonna get suspended or excluded, 'cause we've been taking notes</p> <p>[JEFFERSON] Such a blunder, sometimes it makes me wonder why I even bring the thunder.</p> <p>[MADISON] Why he even brings the thunder...</p>	<p>CABINET BATTLE #1</p> <div data-bbox="881 268 1453 506" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

**RESEARCH TEAM discusses the duty to report wrongdoing to the O.E.D.,
and O.E.D.'s duty to investigate every complaint it receives (whether formal or informal),
and that it's wrong for a lawyer to seek any advantage by *threatening* to report another lawyer to the O.E.D.**

10. O.E.D. HAS ITS EYES ON YOU

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[WASHINGTON] Let me tell you what I wish I'd known When I was young and dreamed of glory You have no control:</p> <p>[WASHINGTON AND COMPANY] Who tells the O.E.D. your story?</p>	<p>WHO LIVES, WHO DIES, WHO TELLS YOUR STORY</p> <div style="border: 1px solid black; padding: 10px;"> <p align="center">ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p align="center">Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>
<p>[MADISON] Here's what happens next.</p> <p>[FRANKLIN] The O.E.D. started investigating, and Hamilton was disciplined with a 5-year suspension from practice. Our partnership was dissolved.</p> <p>[WASHINGTON AND COMPANY] Who tells the O.E.D. your story?</p> <p>[HAMILTON] Eliza went to law school, at the top of her class Eliza joined <u>this</u> law firm, got her partnership fast</p> <p>[FRANKLIN] But when you're gone, who remembers your name? Who keeps your flame?</p> <p>[COMPANY] [KIDS] Who tells your story? Who tells your story? Who tells your story? Your story?</p> <p>[COMPANY] Eliza</p>	
<p>[ELIZA] (<i>hugs her father</i>) I joined my dad in a new partnership</p> <p>[COMPANY] Eliza?! </p> <p>[ELIZA] Two Hamiltons with twin careers, I practice law for fifty years [COMPANY] That would be enough, Eliza!</p> <p>[ALICE] I never give Alexander my work again</p> <p>[COMPANY] She tells your story</p> <p>[ALICE] But I speak up for him when his five-year suspension is ending.</p>	

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[HAMILTON] That's a kind thing to do.</p> <p>[ALICE] I'm not doing it for you! I know Eliza like I know my own mind You will never find anyone as trusting or as kind She's like my sister, and we'll be best friends for life I will choose her happiness over mine every time –</p>	<p>THE REYNOLDS PAMPHLET</p> <div data-bbox="881 212 1453 449"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>
<p>[ALICE] My BFF, Eliza!</p> <p>[ELIZA] My Schuyler sister! (<i>they hug</i>)</p> <p>[ALICE] Alexander</p> <p>[HAMILTON] Hi</p> <p>[ALICE] You're still a big disgrace!</p>	<p>TAKE A BREAK</p> <div data-bbox="881 596 1453 833"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>
<p>[FRANKLIN] Now, can I show you what I'm proudest of?</p> <p>[COMPANY] The Inn of Court!</p> <p>[FRANKLIN] At age 40, Eliza becomes Franklin Inn's most respected president ever.</p> <p>[COMPANY] The Inn of Court!</p> <p>[ELIZA] I help mentor hundreds of law students I get to see them moving up</p> <p>[COMPANY] The Inn of Court!</p> <p>[FRANKLIN] And when she completes her term, there's still more – she becomes president of PIPLA.</p>	<p>WHO LIVES, WHO DIES, WHO TELLS YOUR STORY</p> <div data-bbox="881 1005 1453 1243"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording </p> </div>
<p>[JEFFERSON] I'll give her this: she must have learned <i>something</i> from watching her father. We couldn't find a better president if we tried. [JEFFERSON & MADISON] And we tried!</p> <p>[COMPANY] Who tells the O.E.D. your story?</p>	

Franklin Inn Version	Original <i>Hamilton</i> Lyrics
<p>[WASHINGTON] I was fresh out of law school once, When I got my first patent to write I led my client into a massacre And nothing could set it right I made every mistake And felt the shame rise in me And even now I lie awake</p> <p>[WASHINGTON] [KIDS] Knowing O.E.D. has its eyes Whoa, whoa, whoa... on me yeah.</p> <p>[HAMILTON/WASHINGTON] [COMPANY] O.E.D. has its eyes Whoa, whoa, whoa... on me yeah.</p> <p>[WASHINGTON] Let me tell you what I wish I'd known When I was young and dreamed of glory: You have no control:</p> <p>[WASHINGTON AND COMPANY] Who tells the O.E.D. your story</p> <p>[WASHINGTON] I know that you can win I know that ethics thrive in you But remember from here on in</p> <p>[WASHINGTON/HAMILTON AND MEN] O.E.D. has its [COMPANY] eyes on you. Whoa, whoa, whoa...</p> <p>[FULL COMPANY] O.E.D. has its eyes on you!</p>	<p>HISTORY HAS ITS EYES ON YOU</p> <div data-bbox="881 258 1453 495" style="border: 1px solid black; padding: 10px; text-align: center;"> <p>ORIGINAL LYRICS REDACTED FOR PROGRAM LIBRARY</p> <p>Authorized lyrics available at https://genius.com/albums/Lin-manuel-miranda/Hamilton-original-broadway-cast-recording</p> </div>

Props for “Go Ask Alex/The *Alice* Guidelines”

1. Shipping box, with the shipping label (below) taped onto it and facing the audience
2. In the box, a whiskey bottle filled with cold tea (made to be the color of whiskey) or apple juice
3. Tied onto the neck of the bottle by a string, the “Drink Me” label (below), folded over & glued/taped to be double-sided
4. Handouts for “The *Alice* Guidelines” to distribute during the song. Tossing extra handouts in the air is optional.

From: A. Burr
To: A. Ham.

ALEXANDER HAMILTON, ESQ.
FRANKLIN HAMILTON LLP
ONE LIBERTY PLACE
PHILADELPHIA, PA 19103-1776

DRINK ME ○

DRINK ME ○

Alexander
HAMILTON

Benjamin
FRANKLIN

Thomas
JEFFERSON

James
MADISON

George
WASHINGTON

Aaron
BURR

ALICE
Schuyler

ELIZA
Hamilton

Peggy
LAFAYETTE

King
GEORGE III

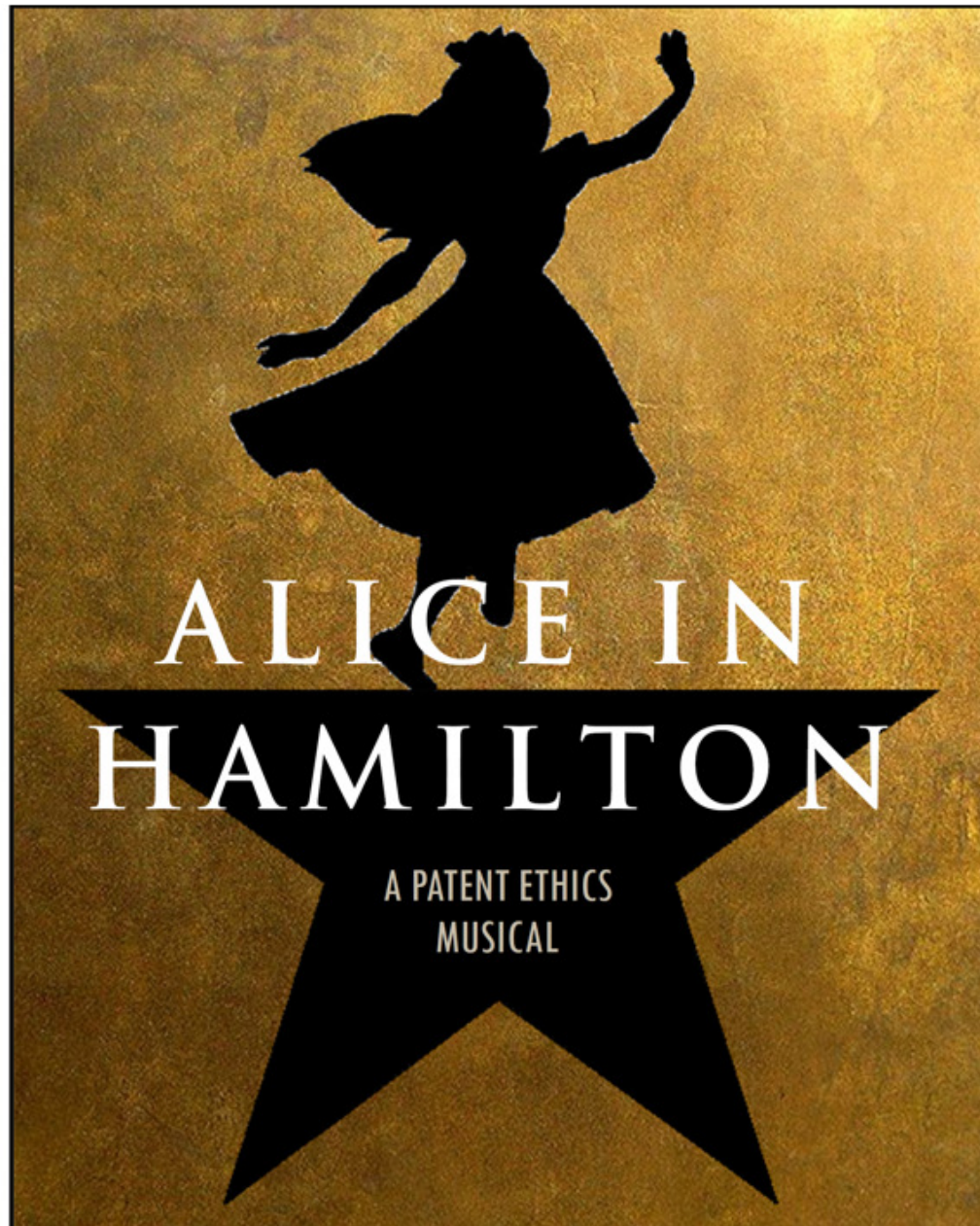
Hercules
MULLIGAN

John
LAURENS

(Mulligan and Laurens have no lines — name tags can be used for Ensemble)

HISTORIC

CONTINUING LEGAL EDUCATION



BENJAMIN FRANKLIN AMERICAN INN OF COURT
TUESDAY, APRIL 25, 2017

THE MUSICAL PARODY
ETHICS CLE
EXPERIENCE OF A LIFETIME