



ARE PTAB Alert: SCOTUS Grants Certiorari to Hear Questions Whether PTAB APJs Are Principal Officers And If So, Whether CAFC “Fix” Worked

Author(s): Charles R. Macedo,

Consistent with the position advocated by our firm, Amster Rothstein & Ebenstein LLP, on behalf of Askeladden LLC, with respect to the U.S. Government’s petition for certiorari from Arthrex, the U.S. Supreme Court announced today that it has granted certiorari to hear:

- (1) whether PTAB APJs are principal or interior officers; and
- (2) if they are principal officers, did the Federal Circuit’s “fix” in Arthrex work.

Our firm, on behalf of Askeladden LLC and the New York Intellectual Property Law Association (NYIPLA) submitted amicus briefs on this case.

Connect with [Charley](#) and follow [Amster Rothstein & Ebenstein LLP on LinkedIn](#) to stay on top of the latest development in this case and other intellectual property issues.