

News & Insights

Patent Attorney Randy McCarthy for The Patent Lawyer -AI, IP and human agency: the real significance of Thaler

August 9, 2023

By: [Randall K. McCarthy](#)

The Patent Lawyer

https://patentlawyermagazine.com/wp-content/uploads/2023/08/TPL67_for-INTERACTIVE.pdf

The recent denial of certiorari by the United States Supreme Court in the case of Thaler v. Vidal¹ resolves, at least for now, the status of inventorship in the United States as pertaining to inventions generated by artificial intelligence (AI) systems. Under the current US patent laws, a letters patent for a new and useful invention can only be applied for in the name of a natural human. Fictional persons, whether corporate or circuit-based, need not apply.

Attorneys

- Randall K. McCarthy

Practices

- Intellectual Property
- Patent Prosecution & Litigation