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PATENTS TAX SHELTERS AND THE FIRM EBOOKS 2019



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I. INTRODUCTION The United States patent statute offers exclusive rights in any new and useful "process, machine, manufacture, composition of matter" or new and useful improvements on existing processes, machines, manufactures, and compositions of matter. (1) Courts have read this Congressional subject matter mandate broadly, to include "anything under the sun" developed by humans. (2) Among the processes covered by the patent statute lie a variety of innovative methods for accounting, investment, and other business strategies. (3) And among such patentable business strategies lie a variety of methods for sheltering income from taxation. (4)

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