

BERKELEY CENTER FOR  
**LAW & TECHNOLOGY**

**Stanford Law School**

Stanford Program in  
Law, Science & Technology

15TH ANNUAL SILICON VALLEY

# ADVANCED PATENT LAW INSTITUTE

DECEMBER 11 & 12, 2014

FOUR SEASONS HOTEL

EAST PALO ALTO, CA

FIG. 1

LEAD SPONSOR

**NAVIGANT**

UC Berkeley School of Law certifies that this activity has been approved for 14.5 hours CLE credit, including 1.25 hours in Legal Ethics, by the State Bar of California.

Presentations and additional materials  
available online at [www.APLISV.org](http://www.APLISV.org)



#APLISV

WiFi: FourSeasons Meeting  
Password: APLI

# WELCOME

The Berkeley Center for Law & Technology and the Stanford Program in Law, Science and Technology welcome you to the 15th Annual Advanced Patent Law Institute: Silicon Valley (APLISV).

The program draws on the many strengths of the UC Berkeley School of Law and the Stanford Law School in patent and IP law, and their strong interest in fostering interactions between litigators, patent prosecutors, corporate IP counsel, academics, USPTO officials, IP strategists, and judges.

We are delighted that you have chosen to attend APLISV and we hope that you enjoy the program, the venue, and the opportunity to listen to and meet with a nationally recognized conference faculty and fellow attendees.

The goal of the conference is to cover key developments in patent law at an advanced level, with a blend of topics and speakers that provides corporate IP counsel, patent prosecutors, and litigators with highly relevant information, insights and practical guidance, as well as opportunities for networking and informal exchanges of information.

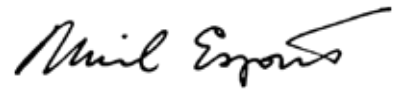
The conference would not be possible without the active participation of the conference planning committee, speakers, moderators, and presiding officers; as well as the support of our sponsors. We are most appreciative of the many efforts on behalf of this program.



Robert Barr  
Berkeley Center for Law  
& Technology



Mark Lemley  
Stanford Law School;  
Durie Tangri LLP



Michael Esposito  
Blue Moon Software, Inc.



# ABOUT YOUR CONFERENCE HOSTS



BERKELEY CENTER FOR  
**LAW & TECHNOLOGY**

The mission of the Berkeley Center for Law & Technology (BCLT) is to foster the beneficial and ethical advancement of technology by guiding the development of intellectual property law, information privacy law, and related areas of law and public policy as they interact with business, science and technical innovation.

Established in 1995 with a focus on intellectual property, BCLT has developed the leading program in law and technology. BCLT has expanded over the years to encompass privacy law, cyberlaw, electronic commerce, digital entertainment law, cleantech, biotech, telecommunications regulation and many other areas of constitutional, regulatory and business law that are affected by new technologies.

Led by an internationally esteemed faculty, BCLT frames and advances the law and technology discussion. Equally noteworthy is BCLT's global community of students, alumni, practicing attorneys, policymakers, and scholars in all sectors of law and technology, who participate with BCLT in a variety of academic, practical, and law reform activities.

*Web: [law.berkeley.edu/bclt](http://law.berkeley.edu/bclt)*

*Phone: 510.642.8073*

*Email: [bclt@law.berkeley.edu](mailto:bclt@law.berkeley.edu)*

*LinkedIn: [law.berkeley.edu/bclt/linkedin](http://law.berkeley.edu/bclt/linkedin)*

*Facebook: [facebook.com/BCLTatBoalt](https://facebook.com/BCLTatBoalt)*

*Twitter: [@BCLTatBoalt](https://twitter.com/BCLTatBoalt)*

**Stanford Law School**

**Stanford Program in  
Law, Science & Technology**

Stanford Law School's Program in Law, Science and Technology (LST) explores one of the most highly charged fields of study in law today. People working on this continuously evolving frontier face complex issues including patent reform, copyright and privacy issues arising on the Internet, legal and ethical issues surrounding new discoveries in the biosciences, and issues surrounding technologies that promise to make the legal system more efficient. Through interdisciplinary research and teaching, the Program produces cutting-edge scholarship and trains the next generation of leaders in the field.

Much of Stanford's work in law, science, and technology takes place through the LST Program's six constituent centers that provide a neutral forum for interdisciplinary investigation that shapes real-world law and through the Juelsgaard IP and Innovation Clinic.

The Centers are:

*Center for Internet and Society*

*Center for Law and the Biosciences*

*CodeX - Stanford Center for Legal Informatics*

*The Stanford Program in Neuroscience and Society*

*Center for E-Commerce*

*Transatlantic Technology Law Forum*

*Web: [lst.stanford.edu](http://lst.stanford.edu)*

*Phone: 650.723.5905*

*Email: [tech@law.stanford.edu](mailto:tech@law.stanford.edu)*

# 15TH ANNUAL SILICON VALLEY ADVANCED PATENT LAW INSTITUTE

DECEMBER 11-12, 2014 • FOUR SEASONS HOTEL • EAST PALO ALTO, CA

UC Berkeley School of Law certifies that this activity has been approved for 14.5 hours CLE credit, including 1.25 hours in Legal Ethics, by the State Bar of California.

## THURSDAY MORNING, DECEMBER 11, 2014

### PRESIDING OFFICER:

ROBERT BARR,  
BERKELEY CENTER FOR LAW &  
TECHNOLOGY

7:30 A.M. REGISTRATION OPENS +  
CONTINENTAL BREAKFAST

BREAKFAST SPONSORED BY :



8:20 A.M. WELCOMING REMARKS

8:30 A.M. 0.75 HR

### PATENTABLE SUBJECT MATTER: FROM SOFTWARE TO GENES

Over the last few years, the Supreme Court and the U.S. Court of Appeals for the Federal Circuit have rendered several opinions regarding the most basic of patent questions: "What kinds of things are patentable?" The cases have ranged from software cases, to business methods, to genes, to molecular diagnostic methods. We will explore the manner in which the courts approach this issue in general, as well as some of the particular problems and opportunities that are created.

#### Moderator:

Vern Norviel, Wilson Sonsini Goodrich &  
Rosati

#### Panelists:

David Jones, Microsoft Corporation  
David Simon, Salesforce.com, Inc.

9:15 A.M.

0.50 HR

### JOINT / DIVIDED INFRINGEMENT

*Limelight Networks, Inc. v. Akamai Technologies, Inc.* has revived the divided infringement defense for induced infringement, and brought the issue of direct infringement into the spotlight. This presentation will evaluate the history of divided infringement at the Federal Circuit, the Supreme Court's *Akamai* decision, and more recent developments.

Matthias Kamber, *Keker & Van Nest LLP*

9:45 A.M.

0.50 HR

### INDIRECT INFRINGEMENT: IT'S A STATE OF MIND

Recent case law has strengthened the intent requirements for proving indirect infringement. In this session, we will discuss that case law as well as litigation and reexamination strategies opened up by those developments.

Clement S. Roberts, *Durie Tangri LLP*

10:15 A.M.

15 MINUTE BREAK

10:30 A.M.

1.50 HR  
INCLUDING 0.25 ETHICS

### IS DISTRICT COURT LITIGATION ESSENTIALLY OVER? EVERYONE IS AT THE PTAB

This panel will explore the impact of the *Inter Partes* Review and covered business methods at the Patent Trial and Appeal Board. Why is it the venue of choice these days? What are the advantages/disadvantages? What trends are emerging?

#### Moderator:

Bijal V. Vakil, *White & Case LLP*

#### Panelists:

Hon. Peter Chen, *Patent Trial and Appeal Board, USPTO*  
Matthew Kreeger, *Morrison & Foerster LLP*  
Renée Lawson, *Zynga Inc.*  
Hon. Teresa Stanek Rea, *Former Acting Director of USPTO, now at Crowell & Moring*

## THURSDAY AFTERNOON, DECEMBER 11, 2014

### PRESIDING OFFICER:

RONALD S. LAURIE, INFLEXION POINT

12:00 P.M. BREAK TO PICK UP LUNCH

LUNCH SPONSORED BY:



12:15 P.M.

0.75 HR

### LUNCH KEYNOTE: A CONVERSATION WITH CHIEF JUDGE PROST: HER EXPERIENCES ON THE COURT AND WHERE SHE THINKS THE COURT IS GOING

Matthias Kamber, *Keker & Van Nest LLP*  
Chief Judge Sharon Prost, *US Court of Appeals for the Federal Circuit*

1:00 P.M.

1.50 HR

### PROSECUTION UPDATE

The panel will discuss how new case law and developments at the PTO are affecting patent strategy and patent practice. A roundtable discussion will address provocative and challenging questions arising from recent administrative actions and proceedings in addition to Supreme Court and Federal Circuit case law affecting areas such as written description and sufficiency, patent eligible subject matter, obviousness and case acceleration and pendency.

#### Moderator:

Lee Van Pelt, *Van Pelt, Yi & James LLP*

#### Panelists:

Nena Bains, *Kilpatrick Townsend & Stockton LLP*  
Emily Haliday, *Weaver Austin Villeneuve & Sampson LLP*  
Christopher J. Palermo, *Hickman Palermo Becker Bingham LLP*  
Rajiv Patel, *Fenwick & West LLP*

2:30 P.M.

15 MINUTE BREAK

2:45 P.M.

0.75 HR

## EFFECTIVE STRATEGIES AND TREND-SPOTTING IN PATENT DAMAGES

A no-holds barred discussion on how to successfully shape and manage damages in patent litigation, including damages fact development, when and how best to use expert depositions, and options for challenging experts.

Karen Boyd, *Turner Boyd LLP*  
James Pampinella, *Navigant Consulting, Inc.*  
Isaac Peterson, *Netflix, Inc.*

3:30 P.M.

0.75 HR

## FAIR, REASONABLE, AND NON-DISCRIMINATORY TERMS (FRAND) AND STANDARD ESSENTIAL PATENTS (SEP): EMERGING ISSUES AFTER MICROSOFT, INNOVATIO AND APPLE

This panel will focus on the availability of injunctions for SEPs, the determination of whether a patent is in fact "essential," and whether a patent can be rendered unenforceable due to the breach of a FRAND commitment.

### Moderator:

Robert D. Fram, *Covington & Burling LLP*

### Panelists:

Scott Gilfillan, *Intel Corporation*  
Matthew Lynde, *Cornerstone Research*  
Luke McLeroy, *Ericsson, Inc.*

4:15 P.M.

1.00 HR

## JUDGES PANEL

Leading District Court judges discuss cutting-edge patent litigation issues including creative ways they are managing patent cases in an evolving patent landscape.

### Moderator:

Hon. Paul Singh Grewal, *US District Court, Northern District of California*

### Panelists:

Hon. Roy Payne, *US District Court, Eastern District of Texas*  
Hon. Ronald M. Whyte, *US District Court, Northern District of California*

5:15 P.M.

CLOSING REMARKS

## PRESIDING OFFICER:

SEAN DEBRUINE,  
KILPATRICK TOWNSEND &  
STOCKTON LLP

8:00 A.M. CONFERENCE ROOM OPENS  
+ CONTINENTAL BREAKFAST

BREAKFAST SPONSORED BY :



8:30 A.M.

1.00 HR

## DEFINITENESS AND FUNCTIONAL CLAIMING

Claim definiteness has become a focus of policy discussions – are imprecisely drafted claims leading to unwarranted patent litigation? – as well as substantial litigation to better define the statutory mandate of claims “particularly pointing out and distinctly claiming” what has been invented. The panel will approach the issue in view of the Supreme Court’s new standard for definiteness in its 2014 decision in *Nautilus v. Biosig Instruments*, and will also focus on issues relating to “functional claiming,” both in the Courts and in the US Patent and Trademark Office (US PTO).

### Moderator:

Robert J. Goldman, *Ropes & Gray LLP*

### Panelists:

William S. Galliani, *Cooley LLP*  
Sonal N. Mehta, *Weil, Gotshal & Manges LLP*  
John D. Vandenberg, *Klarquist Sparkman, LLP*

9:30 A.M.

0.50 HR

## OUR DIVIDED PATENT SYSTEM

Professor Lemley will report the results of the first comprehensive study of patent litigation outcomes in nearly twenty years. It includes some surprising findings on who wins – and who loses – patent lawsuits.

Mark Lemley, *Stanford Law School; Durie Tangri LLP*

10:00 A.M.

15 MINUTE BREAK

10:15 A.M.

0.25 HR

## ASSIGNOR ESTOPPEL: AN ANCIENT SQUARE PEG IN A MODERN ROUND HOLE?

The doctrine of assignor estoppel was developed within a historical, and now quite dated, economic and commercial context. The modern contexts in which it has been applied are very different. Does the doctrine still make sense in the modern economy? This talk will explore that question.

Vernon M. Winters, *Sidley Austin LLP*

10:30 A.M.

0.50 HR

## MULTIDISTRICT LITIGATION, FORUM SELECTION, AND TRANSFER: TIPS AND TRENDS

Where a patent case is filed – and where it ends up – has a substantial impact on the likely outcome and the odds of settlement. This session looks at patentees’ favorite forums, recent developments in the law governing transfer, and trends in the utilization of Multidistrict Litigation (MDL) by patentees and defendants.

Julie M. Holloway, *Latham & Watkins LLP*

11:00 A.M.

0.75 HR  
INCLUDING 0.50 ETHICS

## THE ETHICAL IMPLICATIONS OF DISCOVERY AND PLEADING REFORM EFFORTS

Chris and Doug will address recent cases and reform efforts currently underway aimed at streamlining patent litigation by heightening pleading requirements, adopting a more focused approach to discovery, and staging discovery. Progress on these fronts may ease the ethical concerns that plague counsel regarding preservation, collection and production of electronically stored information.

Christian E. Mammen, *Hogan Lovells LLP*  
Douglas Nemec, *Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates*

11:45 A.M.

0.50 ETHICS

## ETHICS ISSUES RAISED BY CLIENT AND THIRD PARTY CLAIMS AGAINST IP LAWYERS

Using a review of client and third party claims against IP lawyers in the past twelve months, this presentation will identify recurring ethics issues and offer suggestions on how to handle them correctly.

John Steele, *John Steele Law*



**PRESIDING OFFICER:**

JASON KIPNIS, WILMER CUTLER  
PICKERING HALE AND DORR LLP

12:15 P.M. BREAK TO PICK UP LUNCH

**LUNCH SPONSORED BY:**

12:30 P.M.

0.75 HR

**LUNCH KEYNOTE:  
EUROPEAN PATENT LAW:  
COMMENTARY ON CURRENT  
TRENDS; STRATEGIES FOR A  
UNIFIED FUTURE**

With the Unitary Patent system coming ever closer, yet no date or fees known, European patent specialists Gwilym Roberts (prosecution) and Daniel Brook (litigation) speculate and strategize on best steps now and in the short to medium term. Factoring in recent changes across a geographically, legally and culturally diverse region, they present an overview of best practices in Europe for building, bolstering and enforcing your patent portfolio.

Daniel Brook, *Hogan Lovells International LLP*  
Gwilym Roberts, *Kilburn & Strode LLP*

1:15 P.M.

0.50 HR

**FEE SHIFTING AFTER OCTANE  
FITNESS**

After the Supreme Court weighed in on the “exceptional case” standard under Section 285, requests to shift fees at the district court level have exploded. This new landscape, and the emerging trends, will be addressed.

Jared Bobrow, *Weil, Gotshal & Manges LLP*

1:45 P.M.

0.75 HR

**DÉJÀ VU ALL OVER AGAIN (OR  
NOT): PATENT REFORM 2014**

Proposals to reform the patent system in America are becoming a nearly permanent feature of the landscape. Are this year’s proposals more of the same or is it different this time? This panel will talk about the stalled bills in Congress, agency reforms, and other ongoing efforts to “fix” a patent system nearly everyone thinks is broken, including how judicial decisions and market-based solutions have affected the landscape and whether the courts can effectively step in when Congress fails to act.

**Moderator:**

David Enzminger, *Winston & Strawn LLP*

**Panelists:**

Marta Beckwith, *Aruba Networks, Inc.*

Eric R. Lamison, *Cisco Systems, Inc.*

Mallun Yen, *RPX Corporation*

2:30 P.M.

15 MINUTE BREAK

2:45 P.M.

0.50 HR

**OBVIOUSNESS:  
WHAT’S NEW AND NONOBVIOUS?**

This session will review recent updates in the law of obviousness, both in the US Patent and Trademark Office and in litigation.

Steven C. Carlson, *Kasowitz, Benson, Torres & Friedman LLP*

3:15 P.M.

0.50 HR

**INTERNATIONAL TRADE  
COMMISSION 2014:  
A YEAR IN FLUX (LEARNING FROM  
RECENT DEVELOPMENTS)**

This session will delve into the recent hot button issues and challenges in the world of ITC litigation, including (among others) whether the ITC is still a viable forum for patent litigation, the current state of the domestic industry requirement, indirect infringement at the ITC and the requirement for infringement at importation, the effect of the public interest on exclusion orders, and whether the ITC has jurisdiction over the electronic transmission of goods.

Yar R. Chaikovsky, *McDermott Will & Emery*

3:45 P.M.

CLOSING REMARKS

**Planning Committee**

Robert Barr, *CO-CHAIR; Berkeley Center for Law & Technology*

Mark Lemley, *CO-CHAIR; Stanford Law School; Durie Tangri LLP*

Michael Esposito, *CO-CHAIR; Blue Moon Software, Inc.*

\* \* \*

Steven Baik, *Sidley Austin LLP*

Nena Bains, *Kilpatrick Townsend & Stockton LLP*

Bradley D. Baugh, *North Weber & Baugh LLP*

Marta Beckwith, *Aruba Networks, Inc.*

David S. Bloch, *Winston & Strawn LLP*

Jared Bobrow, *Weil, Gotshal & Manges LLP*

Karen Boyd, *Turner Boyd LLP*

Christopher Byrne, *Samsung Electronics Co., Ltd.*

Steven C. Carlson, *Kasowitz, Benson, Torres & Friedman LLP*

Douglas Carsten, *Wilson Sonsini Goodrich & Rosati*

Yar R. Chaikovsky, *McDermott Will & Emery LLP*

Andrew Culbert, *Microsoft Corporation*

James Elacqua, *Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates*

Robert D. Fram, *Covington & Burling LLP*

William S. Galliani, *Cooley LLP*

Robert J. Goldman, *Ropes & Gray LLP*

Julie M. Holloway, *Latham & Watkins LLP*

Richard Hung, *Morrison & Foerster LLP*

Matthias Kamber, *Keker & Van Nest LLP*

Noreen Krall, *Apple Inc.*

Eric R. Lamison, *Cisco Systems, Inc.*

Eric Lancaster, *White & Case LLP*

Dan Lang, *Cisco Systems, Inc.*

Ronald S. Laurie, *Inflexion Point Strategy, LLC*

Louise Lee, *Berkeley Center for Law & Technology*

Allen Lo, *Google, Inc.*

Gary Loeb, *Counsyl*

Katherine Lutton, *Fish & Richardson P.C.*

Christian E. Mammen, *Hogan Lovells LLP*

David L. McCombs, *Haynes and Boone LLP*

Sonal Mehta, *Weil, Gotshal & Manges LLP*

Christopher J. Palermo, *Hickman Palermo Becker Bingham LLP*

James Pampinella, *Navigant Consulting, Inc.*

Rajiv Patel, *Fenwick & West LLP*

Tim Porter, *Google, Inc.*

Kirupa Pushparaj, *Square, Inc.*

Joshua Raskin, *Greenberg Traurig LLP*

Clement S. Roberts, *Durie Tangri LLP*

David Simon, *Salesforce.com, Inc.*

Lee Van Pelt, *Van Pelt, Yi & James LLP*

Vernon M. Winters, *Sidley Austin LLP*

Mallun Yen, *RPX Corporation*

# FOCUSED IMPACT

Companies and their counsel work side by side with seasoned Navigant consultants to access **expert guidance** with a **balanced view** of the matters in disputes and investigations. The goal: **better resolution** with **focused impact**.



NAVIGANT  
navigant.com

©2014 Navigant Consulting, Inc. All rights reserved. 00003932

Navigant Consulting is not a certified public accounting firm and does not provide audit, attest, or public accounting services.

See [navigant.com/licensing](http://navigant.com/licensing) for a complete listing of private investigator licenses.



## ARTISAN QUALITY PATENTS<sup>®</sup>

*Crafted to Match Your Objectives.*

### **Our firm has expertise in the following areas:**

- Counseling in all areas of intellectual property protection
- Patent preparation and prosecution in the U.S. and abroad, with an emphasis on software, networking, computer architecture, electrical, electronics, semiconductor, and Internet technologies
- Patent portfolio development, invention mining, and portfolio analysis
- Patent risk and claim evaluation; advice on responses to license demands/threats
- Contested proceedings—reexamination, inter partes review, CBM's, and overseas oppositions
- Trademark search, clearance, and registration in the US and worldwide
- Copyright registration, licensing, and counseling
- Software and technology licensing, development, and related agreements
- Anonymous patent acquisition and sale or licensing

### **Our attorneys have technical education and experience in:**

- Database engines, queries, indexing, and allied technology
- Search engine indexing, query processing, and data store organization
- Network routing protocols
- Network management under SNMP and related protocols
- Wireless communications
- Web 2.0 and web-delivered consumer services
- Cloud-based and SaaS systems
- Social networking
- Smartphone services and apps
- E-mail transport, filtering, and threat detection
- Semiconductor and computer architecture
- Object-oriented programming and development environments
- Video image processing
- Complex analytics and statistical analysis methods
- Payment systems

*"[Hickman Palermo] are among the brightest minds in the patent prosecution area today"*

*—Intellectual Asset Management Patent 1000, The World's Leading Patent Practitioners (Globe White Page Ltd, London)*



# What Can An Intellectual Property Investment Bank Do For You?

## Bring the true value of your IP to the bottom line...

Inflexion Point represents technology companies and institutional investors in buying, selling, and investing in intellectual property assets—including patent portfolios, related know-how & exclusive field-of-use rights—and operating businesses for which IP is critically important. We monetize the unrealized value in these IP assets by generating additional licensing revenue, building a defensive shield against litigious competitors, and increasing corporate valuation in M&A transactions.

**Intellectual Property Investment Banking:** Our business model is based on the premise that IP is no longer viewed merely as a bundle of legal rights to be enforced or licensed. IP has now become a commercial asset class like real property or corporate securities. This transition has opened up a range of value enhancement opportunities based on adaptation of the models that have been used with more traditional asset classes.

**Value Proposition:** It's widely recognized that 80% or more of the market value of technology companies consists of intangible assets. This "intellectual capital" includes both intellectual property rights—patents, trademarks, copyrights, and trade secrets—and less defined assets such as customer loyalty, inter-company relationships, company know-how and undocumented inventions in employee minds.

Our experience is that many companies pay far too little attention to the IP-related components of corporate value because IP

is viewed as too abstract, complex, and/or unquantifiable to be included in the value calculus of business transactions.

We disagree. In a knowledge-based economy, innovative technology creates competitive advantage in the form of lead time or first mover advantage; but a strong IP position creates *sustainable* competitive advantage. However, because the traditional accounting-based value metrics such as

IP-driven M&A advisory services, we provide deal support by assembling and managing teams of technical experts, market analysts, and patent research specialists to meet the special project needs of our client engagements.

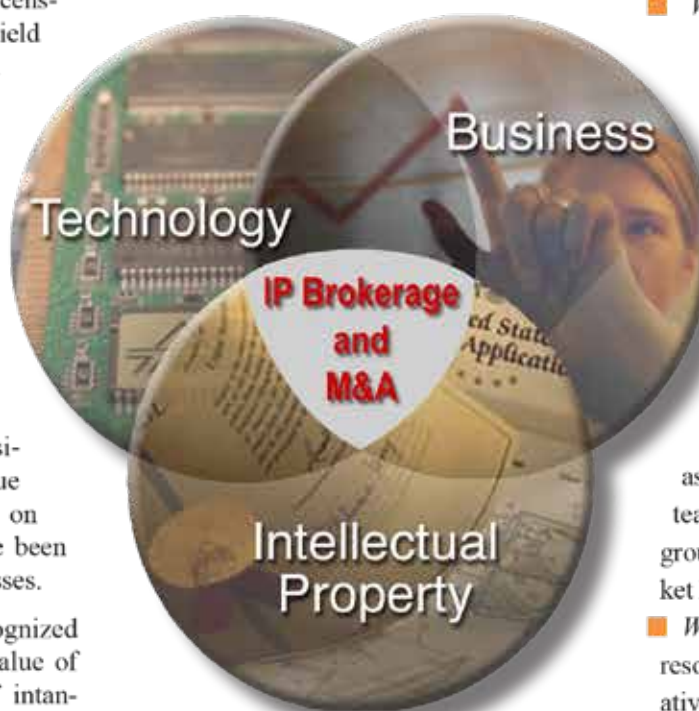
**Distinctive Competence:** Our team members all have had hands-on experience in commercializing technology and monetizing the value of the associated IP.

■ *We know IP.* We have handled the IP aspects of over \$50 billion worth of high tech joint ventures, mergers, acquisitions, divestitures and investments.

■ *We're connected.* We have an extensive network of high-level contacts in the largest technology companies in Silicon Valley, across the US, and around the world.

■ *We're focused.* We quickly assemble a highly customized deal team with the right technical background, industry experience, and market knowledge.

■ *We're flexible.* We are an outside resource that can bring experience, creativity, analysis, and visualization tools to any IP project based on the breadth and scope of the assignment.

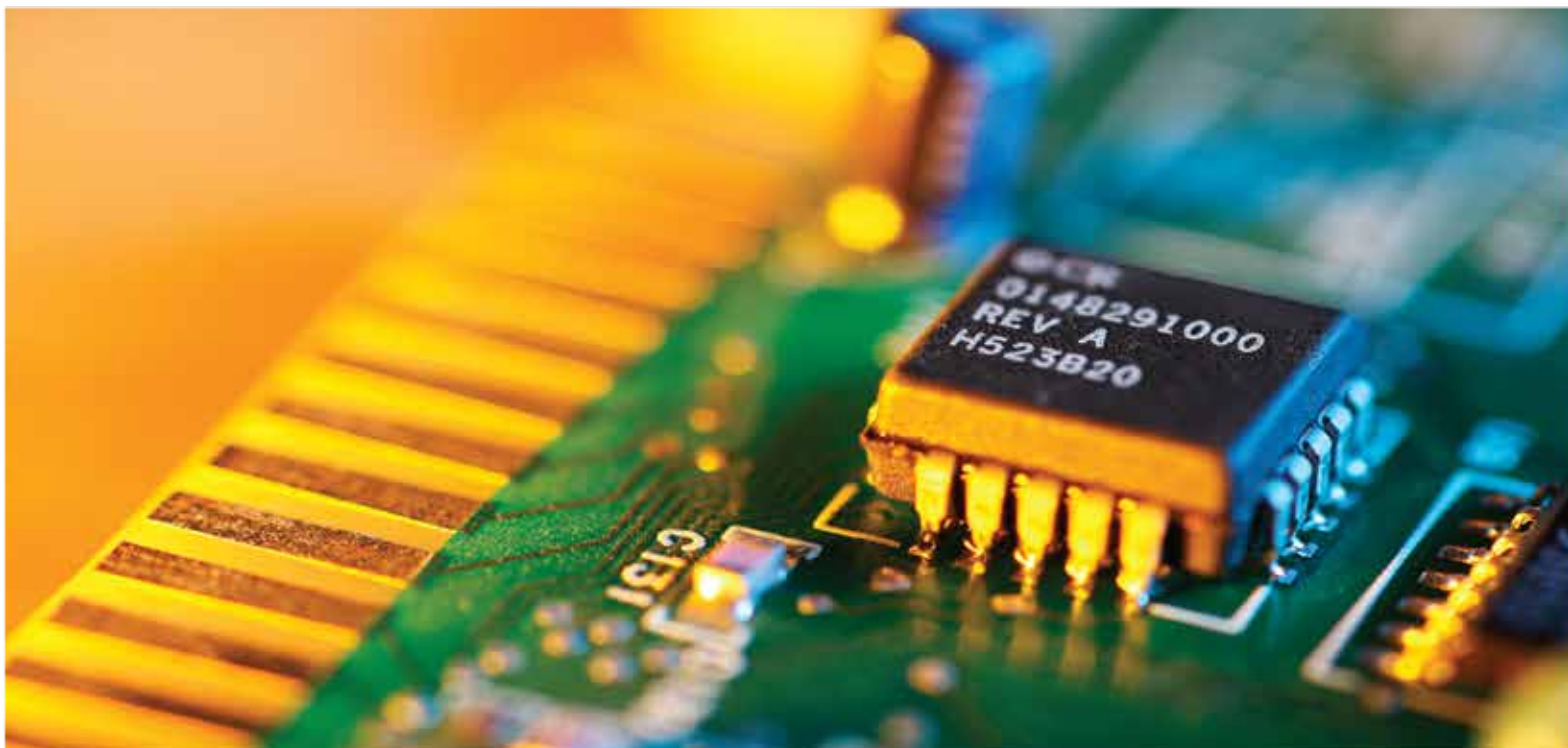


EBITDA, free cash flow and various other multiples and ratios based on historical data simply don't apply to IP, a substantial value component is often left on the table in corporate transactions.

**Structured For Results:** Inflexion Point provides a full range of intellectual property investment banking services. As part of our patent brokerage and

**Inflexion Point®**  
New Directions in IP Strategy

706 Cowper, Suite 200, Palo Alto, CA 94301,  
Ph: 650-327-6400 [www.ip-strategy.com](http://www.ip-strategy.com)



## Protecting innovation – from the Eastern District of Texas to the ITC and everywhere in between

When cases matter most, the world's leading innovators and product developers call on us to protect their technology and intellectual property. In the past year alone, Kecker & Van Nest has won groundbreaking, bet-the-company cases for leading companies within the semiconductor, Internet, smartphone, telecommunications, and biotech industries.

**KEKER & VAN NEST** LLP

[kvn.com](http://kvn.com)





# Believe In Success

At Kilpatrick Townsend, we believe that ingenious businesses will succeed, and that complex business issues demand creative solutions. We believe in working together, and in bringing the right mix of diverse thought and skill to every engagement. We believe in hard work, and we engage in the tireless pursuit of business-building goals on our clients' behalf.

ATLANTA  
AUGUSTA  
CHARLOTTE  
DENVER  
LOS ANGELES  
NEW YORK  
RALEIGH  
SAN DIEGO  
SAN FRANCISCO  
SEATTLE  
SHANGHAI  
SILICON VALLEY  
STOCKHOLM  
TOKYO  
WALNUT CREEK  
WASHINGTON D.C.  
WINSTON-SALEM

[www.kilpatricktownsend.com](http://www.kilpatricktownsend.com)



## About Us

**mlex**  
market insight

# Predictive Analysis of Regulatory Risk

Lawyers, investors, public affairs and public relations practitioners, economists, management consultants and merger trustees all draw on MLex's expertise to inform and advise their existing clients, as well as win new business.

Corporate public affairs and regulatory executives use MLex services to help anticipate and react to new regulations and rulings. Hedge funds and financial analysts draw upon MLex intelligence and analysis to inform their time-sensitive investment decisions.

Government departments and ministries, regulatory agencies and the courts that enforce them cite MLex as the go-to resource for all the latest rules, rulings and regulatory trends across the globe.

Our subscribers include the world's leading law firms, financial institutions, investors and global regulatory bodies.

**"MLex for us has been an investment,  
not a cost."**

*Peter-Carlo Lebrell, Chairman, Fipra International*

**"We subscribe to stay on the cutting edge  
for our clients."**

*Scott Sher, Partner, Wilson, Sonsini, Goodrich & Rosati*

**"MLex does a great job of digging into  
the issues and reporting on important  
developments that the rest of the pack  
are missing."**

*Will Acworth, Senior Vice President, FIA*

INSIGHT | COMMENTARY | ANALYSIS



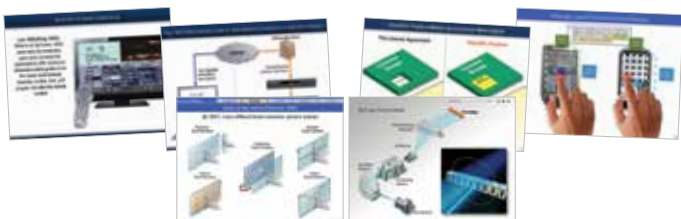
We help trial lawyers  
present a more compelling  
case using persuasive visuals  
and effective technology

## From Concept to Courtroom<sup>®</sup>

We help patent litigators present a more compelling case using persuasive visuals and effective technology in venues throughout the US, Europe and Asia.

With nearly 100 full-time courtroom graphics and technology professionals boasting an average of over 10 years of industry experience and 1,000's of cases, our consultants truly "get" patent litigation. Working onsite or remotely, our artists distill complicated concepts into understandable, persuasive stories. Our technology consultants ensure seamless presentation at hearings, arbitrations and trials.

- ▶ 20-25 technology tutorials per year, developed for attorney presentation in court or narrated and self-running for delivery to the judge
- ▶ 2-3 Markman hearings per month
- ▶ 10-15 arbitrations per year, including non-US engagements
- ▶ 3+ patent trials per month
- ▶ 60+ ITC Section 337 actions per year since 2011, including expert reports, tutorials, claims constructions and trials
- ▶ We also excel in ANDA cases, having worked on over 50 different challenges since 2006
- ▶ We supported the 3 largest patent verdict cases of 2012
- ▶ Clients include 75% of AMLAW 100 firms and many Fortune 500 Clients



### CREATIVE



Our consultants understand the substantive issues of your case so we can give you fresh ideas for effective demonstratives for trial.

### COLLABORATIVE



You will work directly with a small team of consultants and artists - no middlemen.

### EFFICIENT



We stick to our budgets and offer flexible arrangements including fixed fee agreements.

### EXPERIENCED



1,500+ cases, 10+ years average experience, and a full-time staff of nearly 100 throughout the U.S.



# ATTENDEES

~ As of December 3, 2014 ~

Gary Aka, *Aka Chan LLP*  
Philip Albert, *Davis Wright Tremaine LLP*  
Rachel Albright, *Cisco Systems, Inc.*  
Phil Alden, *Applied Materials, Inc.*  
Brett Alten, *SolarCity*  
Martin Arastafar, *RingCentral, Inc.*  
James Austin, *Weaver Austin Villeneuve and Sampson*  
Nena Bains, *Kilpatrick Townsend & Stockton LLP*  
Abhishek Bajoria, *Keker & Van Nest LLP*  
Robert Barr, *Berkeley Center for Law & Technology*  
Don Bartels, *Bartels Law Group*  
Stuart Bartow, *McDermott Will & Emery LLP*  
Harper Batts, *Baker Botts LLP*  
Marta Beckwith, *Aruba Networks, Inc.*  
Ernest Beffel, *Haynes Beffel & Wolfeld LLP*  
Erik Bliss, *Viasat*  
Christopher Blizzard, *Haynes Beffel & Wolfeld LLP*  
Jared Bobrow, *Weil, Gotshal & Manges LLP*  
Karen Boyd, *Turner Boyd LLP*  
Charles Brill, *Texas Instruments Inc.*  
Daniel Brook, *Hogan Lovells International LLP*  
Owen Byrd, *Lex Machina*  
Christopher Byrne, *Samsung Strategy & Innovation Center*  
Steven Caloiaro, *Watson Rounds*  
Steven C. Carlson, *Kasowitz, Benson, Torres & Friedman LLP*  
Timothy Carroll, *Perkins Coie LLP*  
William Casey, *Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates*  
Yar R. Chaikovsky, *McDermott Will & Emery LLP*  
Douglas Chartier, *RingCentral, Inc.*  
Duo Chen, *Oracle*  
Hon. Peter Chen, *Patent Trial and Appeal Board, USPTO*  
Alice Chuang, *HGST, Inc.*  
Frank Cimino, *Texas Instruments Inc.*  
Stephen Cotton, *Weaver Austin Villeneuve and Sampson*  
Alan Cox, *NERA Economic Consulting*  
Scott Culpepper, *Robins, Kaplan, Miller & Ciresi LLP*  
Mimi Dao, *Applied Materials, Inc.*  
Sean DeBruine, *Kilpatrick Townsend & Stockton LLP*  
Lia Pappas Dennison  
Kevin Donnelly, *Weaver Austin Villeneuve and Sampson*  
James Elacqua, *Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates*  
David Enzminger, *Winston & Strawn LLP*  
Michael Esposito, *Blue Moon Software, Inc.*  
Thomas Fitzpatrick, *Pepper Hamilton*  
Grant Foster, *Holland & Hart LLP*

Robert Fram, *Covington & Burling LLP*  
Bill Galliani, *Cooley LLP*  
Anca Gheorghiu, *Applied Materials, Inc.*  
Scott Gilfillan, *Intel Corporation*  
Sandy Godsey, *eBay Inc.*  
Robert Goldman, *Ropes & Gray LLP*  
Bonnie Goldsmith, *LitiNomics, Inc.*  
Hon. Paul Singh Grewal, *US District Court, Northern District of California*  
John Griffith, *Weaver Austin Villeneuve and Sampson*  
Forrest Gunnison, *The Gunnison Law Firm*  
G. Hopkins Guy, III, *Baker Botts LLP*  
Mike Halbert, *Silicon Valley Patent Group*  
Emily Haliday, *Weaver Austin Villeneuve and Sampson*  
Rob Hamilton, *Cisco Systems, Inc.*  
James Hann, *Haynes Beffel & Wolfeld LLP*  
John Hansen, *TM Financial Forensics, LLC*  
David Heckadon, *SolarCity*  
Jay Hendrickson  
Eugene Henson, *LitiNomics, Inc.*  
Brian Hickman, *Hickman Palermo Becker Bingham LLP*  
Julie M. Holloway, *Latham & Watkins LLP*  
Signe Holmbeck, *Innovation Counsel LLP*  
Tom Hunter, *Weaver Austin Villeneuve and Sampson*  
David Hwang, *Applied Materials, Inc.*  
Jon Ikegami, *Innovation Counsel LLP*  
Madison C. Jellins, *Jellins Christensen LLP*  
Travis Jensen, *Orrick, Herrington & Sutcliffe LLP*  
David Jones, *Microsoft Corporation*  
Matthias Kamber, *Keker & Van Nest LLP*  
Roger Kennedy, *The Walt Disney Company*  
Amanda Kesich, *Weaver Austin Villeneuve and Sampson*  
Yuko Kimijima, *Keio University*  
Jason Kipnis, *Wilmer Cutler Pickering Hale and Dorr LLP*  
Richard L. Klein  
Scott Kokka, *Kokka & Backus, PC*  
Sertaç Köksaldi, *Arcelik*  
Matthew Kreeger, *Morrison & Foerster LLP*  
Charles Kulas, *Trellis IP Law Group*  
Andrew Kumamoto, *HelixIP LLP*  
Eric R. Lamison, *Cisco Systems, Inc.*  
Ron Laurie, *Inflexion Point Strategy, LLC*  
Tal Lavian, *Telecomm Net Consulting*  
Renée Lawson, *Zynga Inc.*  
Linda Lee, *Tencent*  
Mike Lee, *Cisco Systems, Inc.*

Mark Lemley, *Stanford Law School; Durie Tangri LLP*  
 Xiao Li, *Cisco Systems, Inc.*  
 Matthew Lynde, *Cornerstone Research*  
 Victoria Mah, *Cisco Systems, Inc.*  
 Chris Mammen, *Hogan Lovells LLP*  
 Sheila Martinez-Lemke, *Weaver Austin Villeneuve and Sampson*  
 Jeff McDow, *Intertrust*  
 Peter McLarty, *Texas Instruments Inc.*  
 Luke McLeroy, *Ericsson Inc.*  
 Terrence McMillin, *Patent Trial and Appeal Board, USPTO*  
 Ronald Meetin, *Ronald J. Meetin, Attorney at Law*  
 Sonal N. Mehta, *Weil Gotshal & Manges LLP*  
 Peter Menell, *UC Berkeley School of Law*  
 Laurie Mintz, *Quantum*  
 Tobias Mock, *Wilmer Cutler Pickering Hale and Dorr LLP*  
 Dale Mohlenhoff, *Cisco Systems, Inc.*  
 Robert Moll, *Patent Planet*  
 Charles Moore, *Alleman Hall McCoy Russell & Tuttle LLP*  
 Alejandro Munoz, *Knobbe Martens Olson & Bear LLP*  
 Gideon Myles, *Dropbox, Inc.*  
 Frank Napoli, *MLex Market Insight*  
 Douglas Nemec, *Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates*  
 Sarah Tierney Niyogi, *Dropbox, Inc.*  
 Vern Norviel, *Wilson Sonsini Goodrich & Rosati*  
 Erik Oliver, *Richardson Oliver Law Group LLP*  
 Cecily O'Regan, *Shartsis Friesse LLP*  
 Lisa Ouellette, *Stanford Law School*  
 Danny Padys, *Viksniins Harris & Padys PLLP*  
 Christopher J. Palermo, *Hickman Palermo Becker Bingham LLP*  
 James Pampinella, *Navigant Consulting Inc.*  
 James Parsons, *Brocade Communications Systems, Inc.*  
 Rajiv Patel, *Fenwick & West LLP*  
 Krishna Pathiyal, *Cisco Systems, Inc.*  
 Hon. Roy Payne, *US District Court, Eastern District of Texas*  
 Matthew Penarczyk, *Microsoft Corporation*  
 Eduardo Peralta, Jr., *Court of Appeals, Manila*  
 Levis Perry, *Texas Instruments Inc.*  
 Dominic Persechini, *LitiNomics, Inc.*  
 Isaac Peterson, *Netflix, Inc.*  
 John Pettit, *Wilmer Cutler Pickering Hale and Dorr LLP*  
 Andrew Piatnicia, *Piatnicia Legal*  
 Greg Pinsonneault, *LitiNomics, Inc.*  
 Gustavo Pinto, *Twin Dolphin Software, Inc.*  
 Leah Poynter, *Cisco Systems, Inc.*  
 Chief Judge Sharon Prost, *US Court of Appeals for the Federal Circuit*  
 Hon. Teresa Stanek Rea, *Crowell & Moring*  
 Randy Reece, *Haynes Beffel & Wolfeld LLP*  
 Kent Richardson, *Richardson Oliver Law Group LLP*  
 Clement Roberts, *Durie Tangri LLP*

Gwilym Roberts, *Kilburn & Strode LLP*  
 Robert Rogoyski, *Durie Tangri LLP*  
 Ricardo Rosario, *Philippine Judiciary*  
 Michael Rounds, *Watson Rounds*  
 Karen Royer, *TM Financial Forensics, LLC*  
 Seyed Jalal Sadr, *HGST, Inc.*  
 Eve Saltman, *Durie Tangri LLP*  
 Joseph Sawyer, Jr., *Sawyer Law Group, P.C.*  
 Sigram Schindler, *TELES Patent Rights International*  
 Christian Scholz, *Weaver Austin Villeneuve and Sampson*  
 Stephen Schott, *Schott Law Office*  
 Donald E. Schreiber, *Law Office of Donald E. Schreiber*  
 Eric Schulman, *Google, Inc.*  
 Brian R. Short  
 David Simon, *Salesforce.com, Inc.*  
 Michael Skrehot, *Texas Instruments Inc.*  
 Stu Soffer, *Inflexion Point Strategy, LLC*  
 Sasha Sokhis, *Black Stone IP, LLC*  
 John Stark, *Navigant Consulting Inc.*  
 John Steele, *John Steele Law*  
 Kevin Stern, *Law Offices of Kevin E. Stern*  
 Lisa Stockholm, *Shartsis Friesse LLP*  
 John Storella, *Storella, P.C.*  
 Peggy Su, *Cisco Systems, Inc.*  
 Craig Svoboda  
 Jerry Torres, *Flipboard, Inc.*  
 Paula Tostado, *Applied Materials, Inc.*  
 Olivia Tsai, *Cisco Systems, Inc.*  
 Patty Tsai, *Weaver Austin Villeneuve and Sampson*  
 Mikko Väänänen, *Suinno Oy*  
 Bijal V. Vakil, *White & Case LLP*  
 Lee Van Pelt, *Van Pelt, Yi & James LLP*  
 John D. Vandenberg, *Klarquist Sparkman, LLP*  
 Sriranga Veeraraghavan, *Tessera, Inc.*  
 Michael Wagner, *LitiNomics, Inc.*  
 Jennifer Wahlsten, *Weaver Austin Villeneuve and Sampson*  
 Dennis Wang, *Wilmer Cutler Pickering Hale and Dorr LLP*  
 James Wang, *Oplink Communications, Inc.*  
 Jeff Weaver, *Weaver Austin Villeneuve and Sampson*  
 Eric Webostad, *The Webostad Firm*  
 Hon. Ronald Whyte, *US District Court, Northern District of California*  
 Erica Wilson, *Davis Wright Tremaine*  
 Jim Wilson, *Applied Materials, Inc.*  
 Vernon M. Winters, *Sidley Austin LLP*  
 Mallun Yen, *RPX Corporation*  
 Feng Zhou, *Weaver Austin Villeneuve and Sampson*  
 Liyan Zhu, *Weaver Austin Villeneuve and Sampson*  
 Jacob Zweig, *Turner Boyd LLP*

15TH ANNUAL SILICON VALLEY  
ADVANCED PATENT LAW INSTITUTE  
DECEMBER 11-12, 2014 • FOUR SEASONS HOTEL • EAST PALO ALTO, CA

THANK YOU TO OUR SPONSORS

LEAD SPONSOR

NAVIGANT

[navigant.com](http://navigant.com)

