

ACPCTM

Association of Corporate Patent Counsel

2012 Winter Meeting
of the
Association of Corporate Patent Counsel

January 15-18, 2012
Park Hyatt Aviara
San Diego, California



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2011
EXECUTIVE COMMITTEE LISTING

Officers:

President, Angelo N. Chaclas, Styron LLC
Vice President, Russ D. Slifer, Micron Technology
Secretary, Jon Wood, Bridgestone Americas Holding Inc.
Treasurer, Steven W. Miller, The Procter & Gamble Company

At-Large Members:

Inger Eckert, *International Paper (Immediate Past President)*
Michael Walker, *DuPont (Past President)*
Tim Crean, *SAP AG*
Luke Dohmen, *Boston Scientific Corp.*
Lisa Jorgenson, *STMicroelectronics, Inc.*
Douglas K. Norman, *Eli Lilly and Company*
Wayne Sobon, *Rambus*
Brian Stierwalt, *ConocoPhillips Company*



Association of Corporate Patent Counsel

Dear January 2012 ACPC Meeting Attendees:

We are happy that you have registered to attend the ACPC's Annual Meeting in Carlsbad, CA just north of San Diego. All of our plans are in place for a terrific meeting.

Our Professional Program should prove very educational with three different presentations from our members sharing benchmark information on their "IP Operations," and some interesting panels covering recent important changes in the law concerning the America Invents Act (AIA) and how this impacts our corporate IP practice.

Dana Robert Colarulli will be the Keynote Speaker for an important update from the USPTO, entitled *Next Steps in View of AIA's Mandates*.

We are delighted to have the following distinguished guests serving on other panels:

- Honorable Chad Everingham (retired – EDTX)
- Robert Stoll, US Patent & Trademark Office

Carl Horton has arranged the Monday golf scrambles tournament and open play on Tuesday at Aviara Golf Club. Dennis Skarvan is handling the Tennis on Tuesday afternoon, which will be played outside at the Park Hyatt Aviara Tennis Courts. We also have other wonderful activities available, such as: a safari tour, a tour of the USS Midway and a hike at Torrey Pines.

Our meetings provide an opportunity for you to meet and get to know your peers. It is probably our most important member benefit. Please keep a look out for new ACPC Members who will be wearing red ribbons.

As always, please don't hesitate to reach out to me or any member of ACPC's Executive Committee with your thoughts and ideas about future programs.

I look forward to seeing you!

Warm Regards,

Angelo Chaclas
President



PROFESSIONAL PROGRAM

January 16 – 18, 2012

Monday, January 16

8:15 – 8:30 am

Opening Remarks

Angelo Chaclas, (ACPC President) *Chief IP Counsel, Styron LLC*

8:30 – 9:20 am

Offshore Patent Operations – Regulatory, Quality & Management Issues

Moderator: Soonhee Jang, *Vice President, IP Strategy and Chief IP Counsel, Industrial Biosciences, Dupont and Deputy Chief IP Counsel, DuPont*

Panel: Lata Setty, *Chief IP Officer, UnitedLex*
Daniel Staudt, *Chief IP Counsel, Siemens*
Carl Horton, *Chief IP Counsel, General Electric*

9:20 – 10:10 am

IP Operations at AOL

Sarah Harris, *Chief IP Counsel, AOL*

10:10 – 10:40 am

Break

10:40 – 11:30 am

ADR for Patent Disputes – What Works & What Doesn't

Moderator: Steve Miller, *Chief IP Counsel, Procter & Gamble*

Panel: Lou Virelli, *Morgan Lewis*
Antonio Piazza, *Gregorio Haldemam Piazza & Rotman*
Paul Berghoff, *McDonnell Boehnen Hulbert & Berghoff*

Tuesday, January 17

8:15 – 8:30 am

Business Meeting – 2012 Election of Officers & Treasurer's Report

8:30 – 9:20 am

AIA's Prior User Rights – Changing Your Patent/Trade Secret/Litigation Practice

Moderator: Katherine Umpleby, *Chief Patent Counsel, Qualcomm*

Panel: Jeff Hawley, *Professor, University of New Hampshire – School of Law*
Gary Griswold, *Consultant*
Kevin Noonan, *McDonnell Boehnen Hulbert & Berghoff*

9:20 – 10:15 am

USPTO – Next Steps in View of AIA's Mandates

Dana Robert Colarulli, *Director of Governmental Affairs, USPTO*

10:15 – 10:45 am

Break

10:45 – 11:30 am

IP Operations at Caterpillar

Dennis Skarvan, *Chief IP Counsel, Caterpillar*

Wednesday, January 18

8:30 – 9:20 am

AIA's Non-Joinder – in Tension w/ MDL – What Will Litigants & Courts Do?

Moderator: Joseph Kirincich, *Director & Corporate Counsel – IP Litigation, Avaya*

Panel: Honorable Chad Everingham (retired), *Akin Gump*
Marla Butler, *Robins Kaplan Miller & Ciresi*
Mallun Yen, *Executive Vice President, RPX Corporation*

9:20 – 10:15 am

AIA's Post Grant Procedures – Implications & Strategies for In-House Counsel

Moderator: Michael Lynch, *Schwegman, Lundberg & Woessner*

Panel: Luke Dohmen, *VP Chief Patent Counsel, Boston Scientific Corp.*
Robert Stoll, *Commissioner for Patents, USPTO*

10:15 – 10:45 am

Break

10:45 – 11:30 am

IP Operations at Thermo Fisher

Peter Lee, *Chief IP Counsel, Thermo Fisher Scientific*



Activities Program

Park Hyatt Aviara
San Diego, CA
January 15 – 18, 2012



Sunday, January 15, 2012

4:00 pm – 6:00 pm	Executive Committee Meeting - <i>Egret</i>
5:00 pm – 8:30 pm	Registration – <i>Avalon Hallway</i>
6:30 pm – 8:30 pm	Welcome Reception – <i>Avalon</i>

Monday, January 16, 2012

7:30 am – 9:00 am	Full Breakfast – <i>Laviana</i>
9:00 am – 11:00 am	Continental Breakfast – <i>Laviana</i>
7:30 am – 12:00 pm	CLE Registration – <i>Avalon Hallway</i>
8:15 am – 11:45 am	Professional Program - <i>Avalon</i>
12:30 pm	Golf Tournament – <i>Aviara Golf Club (contact Carl Horton)</i>
12:30 – 5:00 pm	Optional Activity: Tour of the USS Midway*
1:00 – 5:30 pm	Optional Activity: Safari Park Photo Caravan*
6:00 – 8:00 pm	IPO Reception – <i>Laviana</i>

Tuesday, January 17, 2012

7:30 am – 9:00 am	Full Breakfast – <i>Laviana</i>
9:00 am – 11:00 am	Continental Breakfast – <i>Laviana</i>
7:30 am – 12:00 pm	CLE Registration – <i>Avalon Hallway</i>
8:15 am – 11:45 am	Professional Program – <i>Avalon</i>
12:30 pm	Open Golf – <i>Aviara Golf Club (contact Carl Horton)</i>
12:30 – 3:30 pm	Optional Activity: Hike Torrey Pines State Reserve*
1:00 – 5:30 pm	Optional Activity: Safari Park Photo Caravan*
2:00 pm – 4:00 pm	Tennis Tournament - <i>Aviara Tennis Courts (contact Dennis Skarvan)</i>
6:30 pm – 7:30 pm	Cocktail Reception, featuring animal encounters – <i>Aviara Promenade</i>
7:30 am – 9:30 pm	Dinner (business casual) – <i>Aviara</i>

Wednesday, January 18, 2012

7:30 am – 9:00 am	Full Breakfast - <i>Laviana</i>
9:00 am – 11:00 am	Continental Breakfast – <i>Laviana</i>
7:30 am – 12:00 pm	CLE Registration – <i>Avalon Hallway</i>
8:15 am – 11:30 am	Professional Program - <i>Avalon</i>

*Optional activities are subject to min/max requirements, and are subject to cancellation.

ACPC™

Association of Corporate Patent Counsel

2012 Winter Meeting

Speaker Biographies

Speaker Information for Monday, January 16 (in order of appearance)



Angelo Chaclas, Associate General Counsel and Chief IP Counsel, Styron LLC

Mr. Angelo Chaclas is Associate General Counsel and Chief IP Counsel at Styron LLC. He has responsibility for all aspects of intellectual property and technology law, including IP procurement, licensing and litigation, and all information technology related supplier agreements. Mr. Chaclas is ACPC's President for 2011. He received his J.D., cum laude, from Pace University in White Plains, NY and a B.S., cum laude, in mechanical engineering from Tufts University.



Soonhee Jang, Vice President, IP Strategy and Chief IP Counsel, Industrial Biosciences, Dupont and Deputy Chief IP Counsel, DuPont

Ms. Soonhee Jang is Vice President of IP Strategy and Chief Intellectual Property Counsel for Industrial Biosciences and Deputy Chief IP Counsel at DuPont. Ms Jang is also Vice President of IP Strategy and Chief Intellectual Property Counsel at Danisco US Inc. (now a subsidiary of DuPont) and she served as a member of Senior Management Team and a member of the Danisco IP Management Board. Ms. Jang is responsible for strategic counsel on all intellectual property matters, and she serves on the Senior Leadership Team of Industrial Biosciences Business. Ms. Jang has extensive experience in global patent litigation, IP strategies, IP advocacy and patent procurement. Ms. Jang was a member of the Board of Directors of the Intellectual Property Owners Association and the IPO Board Liaison of the Asian Practice Committee of the Intellectual Property Owners Association (APC-IPO). She is a corporate representative of the IP Section of the Biotechnology Industry Organization (BIO), a member of AIPLA-Japan Practice Committee, and a member of Association of Corporate Patent Counsel. Ms. Jang participated in high level IP forums and delegation visits, professional meetings, and has made presentations and written publications on pressing intellectual property issues and topics. Ms. Jang organized, participated and led IPO, AIPLA and PIPA US delegations to China, Korea, Japan, Taiwan and India where the delegations discussed many pressing IP issues with the judiciary, patent offices, governmental and nongovernmental agencies and IP organizations. Ms. Jang was Assistant General Patent Counsel and Regional IP Counsel for Asia at Eli Lilly & Company and a senior patent attorney at Merck & Company. Ms. Jang is registered to practice before the United States Patent and Trademark Office and is a member of the California bar, and the federal and state bars of New Jersey. Ms. Jang received her law degree from Franklin Pierce Law Center, a Master's degree in chemistry from the University of Washington and her undergraduate degree in chemistry from California State University at Fresno.



Lata Setty, Chief IP Officer, UnitedLex

Lata Setty, entrepreneur, scientist & patent litigator, has a proven track record launching game-changing businesses that fundamentally reshape the traditional legal landscape. Spearheading alternative financing for commercial litigation, Lata brings strategic capital and a highly-disciplined approach to defray the cost of patent disputes for Fortune 500s, universities & law firms, providing direct investment, due diligence, eDiscovery & managed document review services, including funding patent enforcement litigation. Lata currently serves as Chief Intellectual Property Officer at UnitedLex Corporation, a pioneer, VC-funded company with 750+ legal professionals providing technology-driven solutions across the enterprise focused on corporate, litigation & IP services, from eight global delivery centers including its flagship offices in Overland Park, Kansas. Funded by Sequoia Capital & Canaan Partners, UnitedLex achieved a growth rate of over 1060% in 6 years, placing it firmly on Inc. 500's List of Fastest Growing U.S. Companies in 2011. Previously a founding member of an innovative LPO start-up, also funded by Sequoia and acquired by Thomson Reuters, Lata built deep, global relationships while managing delivery of IP & Litigation services from offshore teams, helping scale to 300 employees in 4 years. Prior to launching this LPO, she served at The VIEW Group, a Venture Capital firm heavily invested in Asian-focused start-ups, acquired by renowned international PE firm, Apollo Global Management. During her tenure as a patent attorney, most recently at Fish & Neave, LLP, Lata counseled clients in diverse technical fields including biotech, pharma, medical devices, telecom & electronic arts. A frequent speaker on alternative litigation funding and "optimizing" legal & IP services, she led a highly successful educational initiative entitled "The Ethics of Offshoring Legal Services, including Corporate, Patent & Litigation Work". Lata taught this Ethics CLE at numerous state & international bar associations, Fortune 500's & AmLaw 100s. An active Rotarian, Lata spearheads fundraising for Rotaplast International's Medical Missions (a non-profit that has performed 18,100 cleft-palate surgeries for children in need) and serves on various boards, including The South Asian Women Leaders Forum. Earning her law degree as a University of Iowa Merit Scholar, she served as a Law Review Editor and was elected all three years to The Student Bar. She holds a M.Sc. from the Medical College of Georgia in Human Anatomy & Reproductive Endocrinology.



Daniel Staudt, *Chief IP Counsel, Siemens*

Daniel J. Staudt is Vice President and Chief IP Counsel of the Siemens Corporations Intellectual Property Department, covering all Intellectual Property Legal matters for the Siemens US Operating Companies including its Healthcare, Industry and Energy business sectors. Mr. Staudt's practice focuses upon managing all of Siemens Corporations IP attorneys for all areas of Intellectual Property Law, including U.S. and International Patent, Trademark, and Copyrights, Trade Secrets, Mergers and Acquisitions, and Patent, Trademark, and Technology Licensing. Previous to his current position he was associate chief IP counsel responsible for the IP group supporting the Siemens Energy business sector in the US, located in Orlando, Florida. He received his undergraduate degree in Electronic Engineering and his law degree from the University of Dayton, Dayton, Ohio. Previous to his work at

Siemens Corporation Mr. Staudt worked as an Intellectual Property Attorney at Harris Corporation in Melbourne Florida, in its Semiconductor and Communication Business Sectors and prior to that he work as IP Counsel in the patent law firm of Biebel & French, in Dayton, Ohio. Mr. Staudt is a board member and executive committee member of the Intellectual Property Owners Association, a member of the American Intellectual Property Law Association, and a member of the Association of Corporate Patent Counsels as well as the Florida Bar. He is licensed as a Patent Attorney in the United States Patent and Trademark Office and in the States of Florida and Ohio.



Carl Horton, *Chief IP Counsel, General Electric*

As GE's Chief IP Counsel, Carl is responsible for all IP matters across the company, including obtaining, licensing and enforcing all patents, copyrights, trademarks and trade secrets throughout the world. Prior to becoming GE's Chief IP Counsel, Carl served as lead IP counsel for GE's Healthcare Business for 6 years. From 1995 to 2001, Carl served as lead IP counsel for GE's Electrical Distribution and Control business and later GE's Industrial Systems business. Carl joined GE in 1992 where he worked as IP counsel for several of GE's Plastic/Advanced Materials divisions. Prior to joining GE, Carl worked at the firm of Burns, Doane, Swecker & Mathis in Alexandria, VA. Carl received a Chemical Engineering degree with honors from the University of Utah, and JD, *cum laude*, from George Washington University. Carl is a frequent speaker at IP meetings around the world, including IPO,

IPBC, LES, AIPLA, WIPO, IPI, ACCA, UNFCCC, etc. Carl is currently a co-chair of the Coalition for 21st Century Patent Reform and Treasurer and Executive Committee Member of the Intellectual Property Owner's Assoc.



Sarah Harris, *Chief IP Counsel, AOL*

Sarah is Vice President and Deputy General Counsel Intellectual Property for AOL Inc. in Dulles, Virginia. She is responsible for establishing AOL's Intellectual Property policies and strategies and managing all of AOL's Intellectual Property issues, including those related to patent litigation, patent prosecution, copyrights, trade secrets, defamation, publicity rights, 1st amendment rights, trademarks, and domain names. Prior to joining AOL, Sarah was the Chief Intellectual Property Counsel at Cooper Industries and held several different Intellectual Property related roles at Hewlett Packard and Compaq Computer Corporation in Houston. She was also the president of the Houston Intellectual Property Law Association. Sarah received her Bachelor of Science Degree in Electrical Engineering from Texas A&M and her Juris Doctorate from The University of Houston Law Center.



Steve Miller, *Chief IP Counsel, Procter & Gamble*

Steven W. Miller is Vice President & General Counsel – Intellectual Property for The Procter & Gamble Company, having joined Procter & Gamble in August, 1984. In this position, he oversees about 150 patent and trademark attorneys worldwide, and advises Procter & Gamble's senior management on intellectual property issues. Mr. Miller has authored numerous P&G patents and patent applications and has been involved in a number of license agreements, acquisitions, interferences, arbitrations, and litigation, both in the U.S. and abroad. Mr. Miller is currently President of the Intellectual Property Owners Association Education Foundation (IPOEF); on the Board of Directors and Past President of the Intellectual Property Owners Association (IPO); on the Board of Directors for the National Inventors Hall of Fame; on the Steering Committee for the Coalition for 21st Century Patent Reform; on the Executive Committee and Treasurer for the Association of Corporate Patent Counsel (ACPC); on the Dean's National Council for The Ohio State University Moritz College of Law; on the Advisory Council for Intellectual Property at the Franklin Pierce Law Center; and is a member of the American Intellectual Property Law Association (AIPLA), American Bar Association – Intellectual Property Committee, and Cincy IP. Mr. Miller was appointed by Secretary of Commerce, Gary Locke, to the Patent Public Advisory Committee in 2009. Mr Miller has held a number of positions at Procter & Gamble. His first assignment at P&G was to support the Paper Division. In June, 1989, he was appointed Senior Patent Counsel. In December, 1994, he was appointed Associate General Counsel - Patents. In July 1999, Mr. Miller was promoted to Vice President & Associate General Counsel-Patents for the Baby Care Global Business Unit. In August 2000, Steve was appointed Chief Patent Counsel. In July 2001, Steve was appointed to his current position. Mr. Miller has been a frequent speaker at events for the Intellectual Property Owners Association, Association of Corporate Patent Counsel, Cincy IP, and other bar associations and groups, on various IP topics including licensing and open innovation. He received a J.D. with Honors and a B.S. in Mechanical Engineering, cum laude, from The Ohio State University. He is licensed to practice in Ohio; US Patent & Trademark Office; United States District Court for the Southern District of Ohio; United States Court of Appeals for the Sixth and Federal Circuits; and the United States Supreme Court.



Lou Virelli, *Morgan Lewis*

Louis J. Virelli, Jr. is senior counsel in Morgan Lewis's Intellectual Property Practice. Mr. Virelli focuses his practice on patent and trademark matters in the United States and abroad. He has an extensive background in IP litigation, including participation in and management of complex, international, and multijurisdictional IP litigation. He also has developed and managed, both domestically and internationally, patent and trademark portfolios, overseen patent and trademark clearances, conducted due diligence and valuation of patent and trademark portfolios, negotiated the IP terms of acquisition and divestiture agreements, and negotiated and prepared licensing agreements. Prior to joining Morgan Lewis, Mr. Virelli held several positions at Unilever—the food, household, and personal care consumer products company—and was most recently senior vice president and general counsel of intellectual property worldwide. In this position, Mr. Virelli had responsibility for more than 24,000 patents in Unilever's patent portfolio and for more than 150,000 trademarks in the world's largest trademark portfolio. Prior to his 22-year career at Unilever, Mr. Virelli was a partner in a Philadelphia IP firm where he specialized in litigation. Mr. Virelli received his J.D. from the University of Tennessee College of Law in 1972 and his B.S.E. in mechanical engineering from Villanova University in 1970.



Antonio Piazza, *Gregorio Haldemam Piazza & Rotman*

Antonio Piazza is recognized as one of the leading mediators in the world. Tony pioneered the development of mediated negotiations as the preferred alternative to protracted conflict in complex civil disputes, having successfully mediated the resolution of four thousand cases since 1981. These have included some of the most complex, high stakes and high profile disputes in the commercial world. They have involved the world's preeminent companies, business leaders, and law firms, millions to billions of dollars, and have routinely reached resolution in a single day of mediated negotiation. Individual settlements have exceeded 1 billion dollars. Tony's unique ability to resolve immensely complex conflict in intensely focused sessions has identified him as a primary mediator for reaching closure in time-driven business deals and international negotiations. Maintaining his commercial practice, Tony is dedicating the expertise gained from three decades of dispute resolution into ending conflicts that cost more than money- those impacting the social and environmental prosperity of our world.



Paul Berghoff, *McDonnell Boehnen Hulbert & Berghoff*

Paul H. Berghoff, a founder of McDonnell Boehnen Hulbert & Berghoff LLP, has three decades of experience as lead trial counsel in complex patent litigation - both jury and bench trials - concentrating in litigation involving pharmaceuticals, medical devices, biotechnology, electronics, and software. He has coordinated complex, worldwide patent litigations for many of his *Fortune* 500 clients and has argued numerous times before the U.S. Court of Appeals for the Federal Circuit. Mr. Berghoff also counsels his clients concerning their bottom-line business risks and benefits relating to patent infringement, validity, and enforcement, with particular emphasis on evaluating potential litigation risks and opportunities. He also has served as a neutral arbitrator in major patent disputes. He has lectured extensively on a wide variety of topics relating to patent litigation, most notably on strategies for trial and *Markman* hearings.

Speaker Information for Tuesday, January 17 (in order of appearance)



Katherine Umpleby, *Chief Patent Counsel, Qualcomm*

Katherine Umpleby is Vice President, Chief Patent Counsel at QUALCOMM and heads the patent department, a group of over 80 attorneys who are responsible for patent prosecution, trademark and open source matters. Prior to QUALCOMM, Katherine was Vice President, Senior Counsel of Intellectual Property at NextWave Broadband Inc. where she headed the patent department. Before joining NextWave, she was a Principal at Enterprise Partners Venture Capital. Katherine has also practiced with Knobbe Martens Olsen and Brown as well as Townsend, Townsend and Crew. Prior to graduating from law school, she was a design engineer and patent agent for QUALCOMM. Katherine is a registered patent attorney. She earned a degree in electrical engineering from Virginia Tech and a law degree from the University of San Diego.



Jeff Hawley, *Professor, University of New Hampshire – School of Law*

Professor Jeff Hawley joined Eastman Kodak as a chemical engineer in the Photographic Technology Division in July of 1969 immediately after graduating from NYU School of Engineering. In 1974, he transferred to Kodak's Patent Department and attended George Washington Law School, where he received a Juris Doctor degree in 1978. He was admitted to the New York State Bar in 1979. He retired from Kodak in July of 2006. Hawley served a variety of roles in the Kodak Patent Legal Staff. He became group patent counsel of the Patent Legal Staff Health Group in 1989, and the assistant general counsel, Patent Legal Staff in 1996. He is a former president of the Rochester Intellectual Property Law Association and a former president of PIPA (Pacific Intellectual Property Association). He was president of the Intellectual Property Owners Association (IPO) in 2004-5 and remains on the IPO Board of Directors. In 2005-6, Hawley served on the Executive Committee of the Association of Corporate Patent Counsel (ACPC) and was the treasurer. He continues as an Emeritus member of ACPC. He is a member of American Intellectual Property Law Association (AIPLA).



Gary Griswold, *Consultant*

Mr. Griswold is a Consultant and was the President and Chief Intellectual Property Counsel of 3M Innovative Properties Company. He has a BS in Chemical Engineering from Iowa State University, a MS in Industrial Administration from Purdue University, and a J.D. with honor from the University of Maryland. He practiced intellectual property law at 3M and E. I. duPont de Nemours and Co. for over 34 years. For a 6-year period Mr. Griswold managed the Dental Products Division of 3M. He is a past President of the Intellectual Property Owners, Inc., the American Intellectual Property Law Association, and the Association of Corporate Patent Counsel, and is a Fellow of the American Intellectual Property Law Association and a member of the Council of the Intellectual Property Law Section of the American Bar Association. He was Chair of the National Council of

Intellectual Property Law Associations, a member of the Board of the National Inventors Hall of Fame Foundation, a member of the U.S. Secretary of Commerce's Industry Functional Advisory Committee on Intellectual Property Rights for Trade Policy Matters, and an alternate member of the U.S. Secretary of Commerce's Advisory Commission on Patent Law Reform, 1991-1992.

Kevin Noonan, *McDonnell Boehnen Hulbert & Berghoff*



Kevin E. Noonan is a partner with McDonnell Boehnen Hulbert & Berghoff LLP. An experienced biotechnology patent lawyer, Dr. Noonan brings more than 10 years of extensive work as a molecular biologist studying high-technology problems in serving the unique needs of his clients. His practice involves all aspects of patent prosecution, interferences, and litigation. He represents pharmaceutical companies both large and small on a myriad of issues, as well as several universities in both patenting and licensing to outside investors. He has also filed amicus briefs to district courts, the Federal Circuit and the Supreme Court involving patenting issues relevant to biotechnology. Dr. Noonan is a frequent speaker, commentator and author on a variety of intellectual property law topics. He is a founding author of the [Patent Docs weblog](#), a site focusing on biotechnology and pharmaceutical patent law. In 2010, he was interviewed for a segment that aired on the television program "60 Minutes" that addressed the issue of gene patenting.

Dana Robert Colarulli, *Director of Governmental Affairs, USPTO*



Dana Colarulli is currently the Director of the Office of Governmental Affairs at U.S. Patent and Trademark Office, which he joined in December 2009. He has sixteen years of experience working in and with the Federal government and the U.S. Congress in various roles. Mr. Colarulli facilitated discussions addressing a wide range of substantive and operational issues included in legislation affecting USPTO and IP rights, including patent law reform, performance rights, online counterfeiting and trademark issues. While in this position, among other legislation, Mr. Colarulli coordinated USPTO personnel and resources to support enactment of legislation to increase USPTO's FY 2010 spending authority by \$129 million (Public Law 111-224) and to enact the American Invents Act (AIA), the most significant change in U.S. patent law since 1836 (Public Law 112-29).

Dennis Skarvan, *Chief IP Counsel, Caterpillar*



Dennis manages Caterpillar's Intellectual Property Department based in Peoria, IL with offices in the U.K. and China. Dennis joined Caterpillar in 1993 and has held numerous positions within Caterpillar's Legal Services Division. As an attorney at Caterpillar Financial Services Corporation, from 1996-2001, he managed local and cross-border financing and supported regional office expansion in Asia, both in Nashville, TN, and as an expatriate located in Singapore. As the general counsel for the Solar Turbines subsidiary of Caterpillar, from 2008-2011, he managed the legal offices of Solar Turbines in San Diego, CA and Europe. Prior to joining Caterpillar, Dennis was in private practice with an IP firm in Indianapolis, IN. Dennis began his career as a design engineer with General Motors Corporation, graduating from General Motors Institute (now Kettering University) with a Bachelor's degree in Mechanical Engineering. Dennis received a GM Fellowship to attend Stanford University

where he graduated with a Master's degree in Mechanical Engineering. Shortly afterwards, Dennis attended Indiana's School of Law in Indianapolis and graduated with his JD degree while working with the Indianapolis IP firm.

Speaker Information for Wednesday, January 18 (in order of appearance)

Joseph Kirincich, *IP Litigation, Avaya*



Joe Kirincich manages Avaya's intellectual property litigations, and is also involved in licensing, adverse action matters, agreement preparation, negotiation and counseling, acquisitions, and patent prosecution. Prior to joining Avaya, Joe worked at Pitney Bowes Inc. for ten years managing their commercial and intellectual property litigations. Prior to joining Pitney Bowes in 2001, Joe spent several years at the intellectual property law firm of Fish & Neave (**now Ropes & Gray**) in NYC. He received his B.E., Electrical Engineering from Manhattan College in 1989, and his Juris Doctorate from New York Law School in 1993. He is admitted in New York, New Jersey and the U.S. Patent and Trademark Office. Joe served as the Chair of the IPO's Litigation Committee for 7 years.



Honorable Chad Everingham (retired), *Akin Gump*

Chad Everingham is a partner with Akin Gump Strauss Hauer & Feld, LLP, where he practices intellectual property law. He is a former United States Magistrate Judge for the Eastern District of Texas. During his tenure as a Magistrate Judge, Mr. Everingham presided over a wide range of intellectual property disputes covering a diverse array of technologies. Before his appointment, he served as a career law clerk to United States District Judge T. John Ward. Prior to that, he was an attorney in private practice with the firm of Brown McCarroll & Oaks Hartline in Longview, Texas. He is a 1993 honors graduate of Baylor University School of Law where he served as Lead Articles Editor for the Baylor Law Review. After graduation from law school, he served as a law clerk to United States District Judge Howell Cobb in Beaumont, Texas.



Marla Butler, *Robins Kaplan Miller & Ciresi*

Marla R. Butler is a Partner in the New York office of Robins, Kaplan, Miller & Ciresi L.L.P. She is a trial lawyer and patent litigator. Throughout her career, she has been the lead lawyer in matters that have been resolved by trial, mediation and arbitration. She has litigated medical, semiconductor, LCD, networking and other electronics technologies. With results and client service as her primary objectives, she has helped technology clients monetize their patent assets and/or defend against lawsuits that threaten their business.

Ms. Butler was trial counsel in a matter in which she represented an inventor asserting a patent related to computer hard drive technology in an action against computer and hard drive manufacturers. A federal jury in Marshall, Texas, found that the defendants had willfully infringed the patent of Ms. Butler's client. The verdict was announced on July 26, 2011. In addition to her litigation practice, Ms. Butler has sought out opportunities

throughout her career to contribute to various aspects of firm culture and management. In this regard, Ms. Butler is Chair of the Robins, Kaplan, Miller & Ciresi L.L.P. Diversity Committee and has been a member of the firm's Executive Board since March 2009. In addition, she has formal and informal mentoring relationships with many associates in the firm. Ms. Butler received a degree in English from Cleveland State University in 1991 and a law degree from Florida State University College of Law in 1997. In law school, Ms. Butler won a first place moot court victory, a first place mock trial victory, and served as President of the mock trial team.



Mallun Yen, *Executive Vice President, RPX Corporation*

Mallun Yen is Executive Vice President of RPX Corporation, the leading provider of patent risk management solutions, where she is responsible for corporate development, M&A, structured acquisitions and new product development. With over 100 members ranging from Fortune 10 to start-up companies, RPX helps clients reduce exposure and costs from patent litigation by providing rational alternatives to traditional litigation strategy, including by using pooled defensive buying, proactive patent acquisitions, syndicated transactions, and its unique patent and marketplace intelligence and proprietary databases. Ms. Yen joined RPX following an eight-year career at Cisco where, as Vice President of Worldwide IP and Deputy General Counsel, she was responsible for developing and implementing the company's strategy to protect, enhance, defend, and capture the value of its IP. She built a group of over two dozen senior industry professionals with responsibility for all patent, copyright and trademark strategy, development, prosecution, disputes, licensing, acquisitions,

marketplace, and policy, as well as patent pools and standards-related matters. She is credited with evolving Cisco's IP strategy to advance its business objectives and drive competitive differentiation, which marked the company's transformation into a global IP leader. Ms. Yen chairs the advisory board of the Berkeley Center for Law and Technology at UC Berkeley Law School, serves on the advisory board for Stanford Law School's Center for Law, Science and Technology, and has served on the Executive Committee of the Association of Corporate Patent Counsel. She is a founding board member of CHIPs, an organization dedicated to the advancement, mentoring and retention of women in the IP field. She is a frequent invited speaker on a wide range of topics, including IP strategy, patent best practices, patent defense strategies, IP marketplace and acquisition, patent pools, innovation and standards. By invitation, she has testified before the FTC on the "Evolving IP Marketplace." Ms. Yen received her BS from California Polytechnic State University, San Luis Obispo and her JD from UC Berkeley School of Law, Boalt Hall.



Michael Lynch, *Schwegman Lundberg & Woessner*

Michael Lynch is a registered patent attorney and shareholder whose practice is focused on prosecution, IP development and enforcement strategies, complex licensing and opinions. Immediately prior to joining Schwegman, Lundberg & Woessner, Mike spent almost ten years as Chief Patent Counsel of Micron Technology, Inc. in Boise, ID. During his time at Micron, he managed and/or participated in virtually all aspects of IP development, management and enforcement. Prior to joining Micron, Mike was a shareholder in the IP specialty firm of Arnold, White & Durkee, in the Houston and Minneapolis offices. Before joining Arnold, White & Durkee, he was a patent attorney at Western-Atlas, where he previously worked, before and during law school, in the R&D labs developing well logging systems. Mike received his J.D. from the University of Houston Law Center in 1981, where he was an Editor of the Law Review. Over the course of his career, Mike has handled both litigation and prosecution in a variety of technologies, including: semiconductor structures and processing; oil and gas industry technologies, including drilling, completion, production logging and fluids recovery; medical devices, including cardiac pacemakers, surgical instruments and critical care hospital beds; electromagnetic railguns and seismic exploration systems. He has served as an adjunct professor of law, teaching courses in patent prosecution at both the University of Texas at Austin (1993-1995) and at William Mitchell College of Law (1995). He recently served as Project manager for the Semiconductor Industry Association, representing the U.S. semiconductor industry in negotiations with international semiconductor advocacy groups and with Trade and Customs representatives of various nations to achieve trade classification of multi-chip integrated circuits parallel to that of monolithic integrated circuits. Mike also recently served for six years as a Board Member of the Intellectual Property Owners Association, and is an emeritus member of the Association of Corporate Patent Counsel.



Luke Dohmen, *VP Chief Patent Counsel, Boston Scientific Corp.*

Luke is a Corporate Vice President for Boston Scientific Corporation where he serves as Chief Patent Counsel. The Patent Department has responsibility for all aspects of intellectual property including patents, trademarks, licensing, and litigation. Luke has served on the Board of IPO. He received his J.D. degree from Saint Louis University and his M.S. and B.S. in Chemical Engineering from the University of Missouri at Rolla.



Robert Stoll, *Commissioner for Patents (retired), USPTO*

Robert L. Stoll's distinguished career in public service culminated in his appointment to Commissioner for Patents of the United States Patent and Trademark Office (USPTO) on October 5, 2009. As Commissioner, Mr. Stoll provided astute leadership for patent examination, examination processing and patent policy for the USPTO. He was responsible for not only managing the patent Corps; but provided an important leadership role in building external stakeholder relations. Mr. Stoll has lectured and spoken widely on intellectual property policy and patent examination best practices. During his 29 years with the USPTO, Mr. Stoll developed a robust foreign official training academy providing education to foreign officials and the public on all aspects of intellectual property protection and enforcement. In 1995, Mr. Stoll became the Administrator of the Office of Legislative and International Affairs for USPTO. In this capacity, he led development and analysis of legislation concerning intellectual property, as well as analysis of international issues related to intellectual property. He led several US delegations to international meetings; and provided key leadership on the development and negotiation of US intellectual property positions. He was appointed Executive Assistant to the USPTO Director in 1994 and was responsible for providing technical and policy assistance to the Director on a broad range of national and international intellectual property issues. He also helped develop and plan USPTO strategic goals, objectives, and priorities, and served as a liaison with patent and trademark bar groups and academic and scientific communities. Most recently, he has applied his invaluable expertise to lead important substantive discussions on all aspects of the Leahy-Smith America Invents Act legislation and has provided strong leadership during this bill's implementation at the USPTO. Mr. Stoll joined the Federal Service in 1979 as a Chemical Engineering Researcher in metallurgy at the United States Bureau of Mines, where he worked until 1982. He joined the USPTO in 1982 as a Patent Examiner, reviewing patents for metal containing complexes and compounds. In 1990, he became a Supervisory Patent Examiner, managing the examination of classified chemical applications, radioactive bio-treating compositions, and liquid crystals. Mr. Stoll holds a bachelor of science in chemical engineering from the University of Maryland. While working at USPTO, he earned a juris doctor from Catholic University and became a member of the Maryland Bar.



Peter Lee, *Vice President and Chief Counsel, Intellectual Property, Thermo Fisher Scientific*

Mr. Peter Lee has been engaged in the practice of IP law for over 25 years, starting out in private practice in Philadelphia, moving on to an in-house counsel position at Schlumberger Limited, and ultimately becoming Chief Counsel, Intellectual Property at Thermo Fisher Scientific - the premier provider of analytical instruments, scientific equipment, reagents, consumables and laboratory supplies in the world. In his current capacity, Peter has responsibility for IP related matters of Thermo Fisher, including strategy, use, organization and litigation. From 1991 to 2001, Mr. Lee was the International IP Counsel of Schlumberger Oilfield Services, and then the general counsel of Schlumberger Research, based in Cambridge, England. He has assisted in various strategic initiatives at Schlumberger, such as to create a distributed research network in the former Soviet Union, and to set up a research center in Saudi Arabia. Mr. Lee speaks Mandarin and has taught patent and licensing law in

conjunction with the Chinese Ministry of Justice, as part of the internal training for Chinese patent professionals and judges. Mr. Lee has an AB degree in physics from Princeton University, and a JD degree from Boston College Law School. Prior to becoming a lawyer, he had worked as a field engineer on oil exploration drilling rigs in Indonesia, Singapore and the South China Sea.



Association of Corporate Patent Counsel

SITE OF FUTURE ACPC MEETINGS

2012 Summer Meeting

Vail/Beaver Creek, Colorado
Park Hyatt Beaver Creek
June 24-27, 2012

2013 Winter Meeting

Orlando, Florida
Disney's Grand Floridian
January 27-30, 2013

2013 Summer Meeting (tentative)

Asheville, North Carolina
Grove Park Inn
June 23-26, 2013

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