

ACPCTM

Association of Corporate Patent Counsel

2015 Winter Meeting
of the
Association of Corporate Patent Counsel

January 25-28, 2015
Eilan Resort and Spa
San Antonio, TX



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2014/2015
EXECUTIVE COMMITTEE LISTING

Officers:

President, Luke Dohmen, Boston Scientific Corp.
Vice President, Douglas Norman, Eli Lilly and Company
Treasurer, Brian Stierwalt, ConocoPhillips Company

At-Large Members:

Steven W. Miller, The Procter & Gamble Company (Immediate Past President)
Timothy Douros, Cubist Pharmaceuticals, Inc.
Darryl Frickey, The Dow Chemical Company
Carl Horton, GE
Jennifer Johnson, Syngenta Biotechnology, Inc.
Kevin Rhodes, 3M
Dennis Skarvan, Caterpillar, Inc



Association of Corporate Patent Counsel

Dear January 2015 ACPC Meeting Attendees:

Thank you for attending the ACPC's Annual Meeting in San Antonio, TX. We are excited to present this year's line-up of speakers and social activities.

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 IPR proceedings, divided infringement and patent law hot topics to name a few.

We will hear from the esteemed Judge Kathleen O'Malley of the United States Court of Appeals for the Federal Circuit; as well as two speakers from the USPTO, including ACPC Past President Russ Slifer, who is now Director of the Rocky Mountain Regional Office, and Drew Hirshfeld, Deputy Commissioner for Patent Examination Policy. We thank them and all of our wonderful speakers for taking the time to address our group.

Tim Douros has arranged the Monday golf scrambles tournament at La Cantera's Palmer Course and open play on Tuesday at La Cantera's Resort Course. We are also pleased to offer two tours, a Historical Tour of San Antonio and a chance to experience some Texas Hill Country wines with a Wine Tour to nearby Boerne.

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 enjoying our Winter Meeting with you!

Warm Regards,

Luke Dohmen
President



PROFESSIONAL PROGRAM

January 26-28, 2015

Monday, January 26

- 8:00-8:05 **Opening Remarks**
Luke Dohmen | ACPC President, Boston Scientific
- 8:05-9:30 **Federal Circuit, Moderator: Bernie Zidar | McKesson**
Honorable Kathleen O'Malley | Circuit Judge, United States Court of Appeals for the Federal Circuit
Matt McGill | Gibson, Dunn
Prof Tim Holbrook | Emory University School of Law
- 9:30-10:30 **USPTO – Satellite Offices Report and 101, Moderator: Gerry DePardo | McCormick, Paulding & Huber LLP**
Russ Slifer | Director, USPTO Rocky Mountain Region Office
Andrew Hirshfeld | Deputy Commissioner for Patent Examination Policy, USPTO
- 10:30-10:45 **Break**
- 10:45-11:30 **IP Operations at Biogen**
Bart Newland | Vice President and Chief IP Counsel

Tuesday, January 27

- 8:00-8:15 **ACPC Business Update/Vote**
- 8:15-9:15 **Practitioners' Guide to Post-Grant Reviews at the PTO, Moderator: Krish Gupta | EMC**
Erika Arner | Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
Jim Myers | Ropes and Gray
Peter Dichiara | Wilmer Hale
- 9:15-10:30 **Hot Topics – 101 Issues, Damages, Attorney Awards, Divided Infringement, Moderator: Doug Norman | Eli Lilly**
George Pappas | Covington & Burling
Ruffin Cordell | Fish & Richardson
Chris Ottenweller, | Orrick, Herrington & Sutcliffe
David Sipiora | Kilpatrick and Townsend
- 10:30-10:45 **Break**
- 10:45-11:30 **IP Operations at NetApp**
Doug Luftman | Chief IP Counsel

Wednesday, January 28

- 8:00-8:05 **Announcements**
- 8:05-8:45 **Legislative Update, Moderator: Michael Kirschner | Baxter Healthcare Corp.**
Herb Wamsley | Executive Director, IPO
Dennis Skarvan | Deputy General Counsel, Caterpillar
Aaron Cooper | Covington & Burling
- 8:45-10:00 **Best Practices in a changing environment – prosecution and tax, Moderator: Harry Gwinnell | Greenblum & Bernstein, P.L.C.**
Dennis Skarvan | Deputy General Counsel, Caterpillar
Michael Gnibus | Director, Global Patent Operations, GE
Adrian Looney | Senior IP Attorney, Pfizer
Lonnie Brist | Ernst and Young
- 10:00-10:15 **Break**
- 10:15-11:00 **IP Operations at Cargill**
Dan Enebo | Vice President and Chief IP Counsel



Activities Program

Eilan Resort & Spa
January 25-28, 2015



Sunday, January 25, 2015

3:00 pm – 5:00 pm
5:30 pm – 8:30 pm
6:30 pm – 8:30 pm

Executive Committee Meeting – *Executive Board Room*
Registration – *Gallery Foyer*
Welcome Reception – *Cielo Terrace**

Monday, January 26, 2015

7:30 am – 12:00 pm
7:30 am – 9:00 am
9:00 am – 10:00 am
8:00 – 11:30 am
12:00 pm
12:00 pm – 5:30 pm
6:00 – 8:00 pm

CLE Registration – *Gallery Foyer*
Full Breakfast – *Palio Hall*
Continental Breakfast – *Palio Hall*
Professional Program – *Incanto Ballroom*
Optional Golf Tournament – *La Cantera Palmer Course (contact Tim Douros)*
Optional Activity: Historic San Antonio Tour
IPO Reception – *Cielo Terrace**

Tuesday, January 27, 2015

7:30 am – 12:00 pm
7:30 am – 9:00 am
9:00 am – 10:00 am
8:00 am – 11:30 am
12:00 pm – 4:30 pm
12:00 pm
2:00 pm – 4:00 pm
6:00 pm – 7:00 pm
7:00 pm – 10:00 pm

CLE Registration – *Gallery Foyer*
Full Breakfast – *Palio Hall*
Continental Breakfast – *Palio Hall*
Professional Program – *Incanto Ballroom*
Optional Activity: Boerne Wine Tour
Open Golf – *La Cantera Resort Course (contact Tim Douros)*
Optional Activity: Tennis (*contact Dennis Skarvan*)
Cocktail Reception – *Palio Hall*
Dinner (business casual) – *Palio Hall*

Wednesday, January 28, 2015

7:30 am – 11:00 am
7:30 am – 9:00 am
9:00 am – 10:00 am
8:00 am – 11:00 am

CLE Registration – *Gallery Foyer*
Full Breakfast – *Palio Hall*
Continental Breakfast – *Palio Hall*
Professional Program – *Incanto Ballroom*

*In the case of inclement weather, the Welcome Reception will be held in Sala Cristallo and the IPO reception will be held in Sala Vista.

ACPC™

Association of Corporate Patent Counsel

2015 Winter Meeting

Speaker Biographies

Speaker Information for Monday, January 26 (in order of appearance)



Bernie Zidar, Chief IP Counsel – McKesson Corp.

Joining McKesson in February 2007, Bernie has overall responsibility for intellectual property issues at McKesson, including patent, copyright, trademark and confidentiality issues. Previously, Bernie was a partner with the IP boutique Needle & Rosenberg, PC (now the IP practice of Ballard Spahr, LLP) and a mechanical engineer with Westinghouse Electric Company. Bernie holds a *Juris Doctor* from Emory University and a Bachelor's degree in Mechanical Engineering from the University of Notre Dame. He spends his spare time traveling, jogging, reading, hang gliding, golfing, playing tennis, fly fishing, hiking, camping and engaging in any other sport or outdoor activity he can get his hands on. Bernie loves his original hometown of Pittsburgh, PA, and remains a very enthusiastic Pirates, Penguins and Steelers fan.



Honorable Kathleen O'Malley, Circuit Judge - United States Court of Appeals for the Federal Circuit

Kathleen M. O'Malley was appointed to the United States Court of Appeals for the Federal Circuit by President Barack Obama in 2010. Prior to her elevation to the Federal Circuit, Judge O'Malley was appointed to the United States District Court for the Northern District of Ohio by President William J. Clinton on October 12, 1994. Judge O'Malley served as First Assistant Attorney General and Chief of Staff for Ohio Attorney General Lee Fisher from 1992-1994, and Chief Counsel to Attorney General Fisher from 1991-1992. From 1983 to 1991, Judge O'Malley was in private practice, where she focused on complex corporate and intellectual property litigation; she was with Porter, Wright, Morris & Arthur from 1985 to 1991 and with Jones Day from 1983 to 1985. During her sixteen years on the district court bench, Judge O'Malley presided over in excess of 100 patent and trademark cases and sat by designation on the United States Circuit Court for the Federal Circuit. As an educator, Judge O'Malley has regularly taught a course on Patent Litigation at Case Western Reserve University Law School; she is a member of the faculty of the Berkeley Center for Law & Technology's program designed to educate Federal Judges regarding the handling of intellectual property cases. Judge O'Malley has served as a board member of the Sedona Conference; as the judicial liaison to the Local Patent Rules Committee for the Northern District of Ohio; and as an advisor to national organizations publishing treatises on patent litigation (*Anatomy of a Patent Case*, Complex Litigation Committee of the American College of Trial Lawyers; *Patent Case Management Judicial Guide*, Berkeley Center for Law & Technology). Judge O'Malley began her legal career as a law clerk to the Honorable Nathaniel R. Jones, Sixth Circuit Court of Appeals in 1982-1983. She received her J.D. degree from Case Western Reserve University School of Law, Order of the Coif, in 1982, where she served on Law Review and was a member of the National Mock Trial Team. Judge O'Malley attended Kenyon College in Gambier, Ohio where she graduated magna cum laude and Phi Beta Kappa in 1979.



Matthew D. McGill, Partner – Gibson Dunn

Matthew D. McGill is a partner in the Washington, D.C. office of Gibson, Dunn & Crutcher. He practices in the firm's Litigation Department and its Appellate and Constitutional Law and Intellectual Property practice groups. Mr. McGill recently was named a national [Rising Star](#) by *Law360*, which identified him as one of 10 appellate lawyers under 40 to watch. In the intellectual property area, Mr. McGill regularly participates in significant copyright and patent cases before the Supreme Court and the court of appeals. In the patent area, he represented Microsoft in *Microsoft v. AT&T*, and more recently in *Microsoft v. i4i*, which addressed the standard of proof for patent invalidity. And he advises a range of companies on legal issues in high-stakes patent infringement cases. In the copyright field, Mr. McGill recently represented publisher John Wiley & Sons in its Supreme Court case concerning the first sale doctrine, and he currently represents Viacom in its landmark copyright infringement action against YouTube. Prior to joining Gibson Dunn, Mr. McGill served as a Bristow Fellow in the Office of the Solicitor General at the U.S. Department of Justice. He clerked for the Hon. Joseph M. McLaughlin of the U.S. Court of Appeals for the Second Circuit and the Hon. John G. Roberts, Jr. of the U.S. Court of Appeals for the D.C. Circuit. Mr. McGill earned a Bachelor of Arts degree, *magna cum laude*, from Dartmouth College in 1996. In 2000, he graduated from Stanford Law School, where he was elected to the Order of the Coif.



Professor Tim Holbrook, *Associate Dean of Faculty – Emory University School of Law*

Timothy R. Holbrook is associate dean of faculty and professor of law at Emory University School of Law. He is one of the nation's leading patent law scholars, with over twenty-five publications and one hundred presentations around the world on patent law. His work has been cited in briefs before the US Supreme Court, the US Court of Appeals for the Federal Circuit, and various district courts. The Federal Circuit and district courts have cited his work favorably. Dean Holbrook earned his JD from Yale Law School and his B.S. in Chemical Engineering from North Carolina State University. Following law school, he clerked for the Honorable Glenn L. Archer Jr. of the Federal Circuit, and he practiced at Wiley, Rein & Fielding (now Wiley Rein) before entering the academy. Before joining the Emory faculty, Dean Holbrook was a tenured professor at the Chicago-Kent College of Law, and he has served as a visiting professor at Stanford Law School, Washington University School of Law in St. Louis, and the University of Denver Sturm College of Law. Dean Holbrook was

a founder of the Atlanta Intellectual Property Inn of Court and served as its first president. He is an elected member of the American Law Institute (ALI).



Gerry DePardo, *McCormick, Paulding & Huber LLP*

Gerald DePardo is a partner at McCormick, Paulding & Huber in Hartford, CT. His practice focuses on representing companies on domestic and international corporate intellectual property matters across a wide range of technologies and industries. Before joining McCormick, Gerry was Vice President, Chief Intellectual Property Counsel for The Travelers Companies, Inc., where he led the intellectual property function, including development and implementation of a comprehensive patent portfolio, trade secrets management, and famous-brand enforcement initiatives. Gerry was also formerly Chief IP Counsel for several global emerging-growth technology companies, including Illumina, Inc., CyVera Corporation, and CiDRA Corporation, in the Biotech tools, Telecommunications, and Oil & Gas industries. He was also an intellectual property attorney with several

divisions of United Technologies Corporation. Gerry is a founding Advisory Board member of The Arterton American Inn of Court, specializing in Intellectual Property, a board member of the CT Science & Engineering Fair, and a former member of the IPO Board of Directors. Gerry holds a J.D., *cum laude*, from the University of Connecticut Law School and engineering degrees from Northeastern University and Rensselaer Polytechnic Institute.



Russ Slifer, *Director – Rocky Mountain Regional USPTO*

Russell Slifer is the Director of the Rocky Mountain Regional USPTO where he is responsible for general oversight of the regional office. He also serves as the primary channel of outreach with USPTO stakeholders, including the intellectual property bar, businesses, and the education community in the region. He maintains responsibility for tailoring outreach efforts to the satellite office community consistent with the Agency's goals of increasing community engagement, enhancing goodwill within the USPTO's stakeholder community, obtaining support for USPTO programs and initiatives and providing education and information to applicants regarding intellectual property rights and laws. Russ has practiced intellectual property law for the last 20 years and was the Chief Patent Counsel for Micron Technology in Boise, Idaho. He was a design engineer for Honeywell and spent more than nine years in private practice helping high technology clients, including individual inventors, universities, and

Fortune 100 companies build patent portfolios to protect their innovations. Russ is a past President of ACPC and past Board Member of IPO.



Andrew Hirshfeld, Deputy Commissioner for Patent Examination Policy – USPTO

As Deputy Commissioner for Patent Examination Policy, Mr. Hirshfeld serves as the authority on patent laws, rules, and examining practice and procedure, and provides administrative oversight and direction for the activities of the Office of Petitions, Office of Patent Legal Administration, Office of the Manual of Patent Examining Procedure, and the Office of Patent Quality Assurance. Further, Mr. Hirshfeld establishes patent examination and documentation policy standards for the Commissioner for Patents. Prior to serving as Deputy Commissioner for Patent Examination Policy, Mr. Hirshfeld was the Chief of Staff to the Under Secretary of Commerce for Intellectual Property and Director of the USPTO. Mr. Hirshfeld began his career at the USPTO in

1994 as a Patent Examiner. He became a Supervisory Patent Examiner in 2001, and was promoted to the Senior Executive Service in 2008 as a Group Director in Technology Center 2100, Computer Architecture and Software. Mr. Hirshfeld received a Bachelor of Science from the University of Vermont, and a J.D. from Western New England College School of Law.



Bart Newland, Vice President and Chief IP Counsel – Biogen Idec

Bart Newland is Vice President and Chief I.P. Counsel of Biogen Idec, the world’s oldest independent biotechnology company. Biogen Idec uses cutting edge science to discover, develop, manufacture and market products for the treatment of serious diseases with significant unmet medical needs including multiple sclerosis, Alzheimer’s disease, ALS, Parkinson’s disease and hemophilia. Biogen’s commercial products and r&d pipeline include both biologics and drugs. From 2001 through 2009, Bart served as Vice President for Intellectual Property at Genzyme Corporation, where he built and managed teams responsible for ip related to recombinant protein therapeutics, gene therapy, small molecule drugs and biomaterials. He managed Genzyme’s ANDA patent litigations involving multiple defendants in multiple jurisdictions. Prior to joining Genzyme, Bart was a partner at

Rothwell, Figg, Ernst & Manbeck in Washington, D.C. Bart’s practice at Rothwell, Figg encompassed all phases of patent law and included a substantial amount of patent litigation for both research-based pharmaceutical and biotechnology clients as well as generic drug companies.

Speaker Information for Tuesday, January 27 (in order of appearance)



Krish Gupta, Senior Vice President and Deputy General Counsel – EMC Corp.

Krish Gupta is Senior Vice President and Deputy General Counsel for EMC Corporation. EMC is a global leader in enabling businesses and service providers to transform their operations and deliver information technology as a service (ITaaS) and the world’s leading developer and provider of information infrastructure technology with 2013 revenues of \$23.2B. At EMC, Krish has worldwide responsibility for IP law and policy, technology licensing, patents, trademarks and copyrights, open source and standards, IP litigation, OEM and channel agreements, export & trade compliance and IP support for EMC’s M&A activities. Krish previously served as Senior Counsel at Digital Equipment Corporation. He sits on the Boards of Directors for the Intellectual Property Owners Association and the Association of Corporate Counsel – Northeast Chapter. He holds an MS degree in Electrical

Engineering from Clemson University and a JD from Suffolk University Law School.



Erika Arner, Finnegan, Henderson, Farabow, Garrett & Dunner LLP

Erika Arner chairs Finnegan’s Patent Office practice. She has served as lead counsel in dozens of *inter partes* review and post-grant review proceedings before the Patent Trial and Appeal Board of the U.S. Patent and Trademark Office, and she argued the first appeal to the U.S. Court of Appeals for the Federal Circuit from a covered business method patent post-grant review. Her practice focuses on PTAB trials, appeals to the Federal Circuit, and client counseling with an emphasis on electronic technology, computer software, and the Internet. Ms. Arner is a well-known authority in the area of business method patents and patent-eligibility jurisprudence. She represented the petitioners before the U.S. Supreme Court in *Bilski v. Kappos*, and has advised clients on issues related to patentable subject matter before the U.S. Court of Appeals for the Federal Circuit, U.S. district courts, and the U.S. Patent and Trademark Office. Ms. Arner has provided opinions on patentability, infringement, and validity of patents, and drafted or overseen the drafting of more than 250 patent applications for business method, electrical, telecommunications, and software-based technologies. She is a frequent author and lecturer on business method and computer-related patents.



Jim Myers, *Ropes and Gray*

Jim Myers is a patent litigation partner in Ropes & Gray's Washington, D.C. office, and is the AIPLA Committee Chairman for USPTO Inter Partes Patent Proceedings. Jim has participated in 13 Patent Trial and Appeal Board post-grant proceedings (both CBMs and IPRs), and seven Federal Circuit appeals of PTAB final written decisions. He often speaks on PTAB issues and authors articles on PTAB proceedings. Jim is also prominently featured on the Ropes & Gray PTAB Insights YouTube channel, which releases videos of the firm's lawyers discussing post-grant proceedings before the PTAB. He works with clients on complex litigation involving a wide range of technologies, particularly financial services, insurance, banking, computer systems, and software, in patent disputes with sums at stake in amounts ranging from ten million to over one billion dollars.



Peter Dichiara, *Wilmer Hale*

Peter Dichiara focuses his practice on obtaining and enforcing intellectual property rights, with an emphasis on the electronics, communications, storage and computer industries. He has litigated patents and trade secrets relating to communication systems, computer software, storage systems, digital cameras, electronic security, hard disk drive testing technology, wireless communications, electronic circuits, optoelectronics and semiconductor manufacturing equipment. He has advised clients with regard to post-grant patent proceedings, complex prosecution and portfolio strategy. Mr. Dichiara has provided pro bono services through the Community Enterprise Project of the WilmerHale Legal Services Center of Harvard Law School. Mr. Dichiara was previously employed as a senior hardware engineer and a senior software engineer at Digital Equipment Corporation, where he designed CPU and I/O related logic and developed firmware. While working at Digital, he received a patent for one of his circuit designs.



Douglas Norman, *Vice President and General Patent Counsel – Eli Lilly*

Douglas K. Norman is Vice President and General Patent Counsel for Eli Lilly and Company in Indianapolis. He received his B.S. in Microbiology from Indiana University in 1981 and his J.D., *cum laude*, from the Indiana University School of Law – Indianapolis in 1988. Mr. Norman's practice has included many aspects of patent law, including procurement, licensing, and litigation. He is a member of the Board of Intellectual Property Owner's Association, recently having served as President and where he has also served as Treasurer from 2008-2009, as Chair of the Amicus Committee from 2003 through 2005 and as Chair of the Annual Meeting in 2006. He is also a member of Interpat. Mr. Norman is currently Chair of the National Association of Manufacturer's subcommittee for Intellectual Property. He was the 2002 co-Chair of the Intellectual Property and Anti-Trust Task Force for the United States Council for International Business and served from 2002 through 2006 as the Chair of the Intellectual Property Task Force for PhRMA. He is also the current chair of the PhRMA Intellectual Property Staff working Group.



George Pappas, *Covington & Burling LLP*

Mr. Pappas has served as lead trial counsel in hundreds of cases, having appeared in federal and state courts throughout the United States and internationally. He has successfully represented clients across a broad range of industries including pharmaceutical, medical device, biotechnology, computer and electronics, software, telecommunications, and the financial services industry. Mr. Pappas is a Fellow of the American College of Trial Lawyers and Chairman of its Complex Litigation Committee (2009-2011). He is also Chairman of the Editorial Committee and one of the co-authors of the book, *Anatomy of a Patent Case* (2009; 2012 2nd ed.), prepared by the Complex Litigation Committee of the American College of Trial Lawyers and published in conjunction with the Federal Judicial Center. Notably, the book has been distributed to all judges of the federal judicial branch. He also is on the Practitioner and Academic Advisory Board of the Patent Case Management Judicial Guide (2009). At the invitation of the Federal Judicial Center (FJC) beginning in 1996, Mr. Pappas has presented programs on patent law issues at 37 FJC National Workshops for federal district and magistrate judges. He also serves as a member of the District of New Jersey Local Patent Rules Committee



Ruffin Cordell, *Fish & Richardson*

Ruffin Cordell is a Principal of Fish & Richardson in the firm's Washington, DC, office. A member of the award-winning intellectual property litigation group, his practice emphasizes all aspects of intellectual property litigation. He appears regularly as lead counsel before federal district courts throughout the country, and has extensive experience before the ITC in Section 337 proceedings. In 2012, Mr. Cordell was elected as a Fellow of the American College of Trial Lawyers. Over his career, he has handled hundreds of patent and trade secret cases involving a wide variety of highly complex products and services. Prior to joining Fish & Richardson, Mr. Cordell served as a Patent Examiner in computer interface device technology at the United States Patent and Trademark Office. Mr. Cordell was recognized as one of the industry's leading litigators in *Intellectual Asset Magazine's* international listing of the "Patent Litigation 250" (2011). He has also been named one of *The Best Lawyers in America* (2006 to 2015), among the "Top 50 Under 45" attorneys in *IP Law & Business* (May 2008), and one of the *Legal Times*' "Leading IP Lawyers in D.C." (October 2003).



Chris Ottenweller, *Orrick, Herrington & Sutcliffe*

Mr. Chris Ottenweller, a partner in the Silicon Valley office, is a member of the Intellectual Property group. His practice focuses on patents, copyrights, trade secrets and complex technology disputes. Chris has served as first-chair counsel in more than 75 cases, successfully resolving virtually every one of them; and has tried many cases to judgment, in all types of forums, including jury trials, bench trials, the ITC and arbitrations. His cases involve cutting-edge legal issues and run the full gamut of technologies, including data storage, mobile devices, semiconductors, computers, graphical user interfaces, flash memory and many other technologies. Chris has been recognized by clients, his peers, and multiple publications as a leading lawyer in the IP field. He has been honored by *The National Law Journal* as one of "50 Intellectual Property Trailblazers and Pioneers," by *IP Law360* as an Intellectual Property MVP, by *Managing Intellectual Property* as an "IP Star," by *Chambers USA* as a Leading Attorney in Intellectual Property, and by *The Daily Journal* as one of the "Top 75 IP Litigators" in California. A number of his victories have been profiled by the *American Lawyer*, *Corporate Counsel*, *The National Law Journal* and *National Public Radio*.



David Sipiora, *Kilpatrick and Townsend*

David is a partner in the firm Kilpatrick Townsend & Stockton. His practice focuses on patent litigation, patent licensing and counseling, trademarks, and trade secrets. He advises clients on intellectual property matters in the context of transactional, employment, licensing and pre-litigation law. David has litigated in many and varied areas of technology, including electronics and telecommunications, with particular experience in microprocessors, computer memory, databases, networks, wireless communications, and optics.



Douglas Luftman, *Vice President of Innovation Services and Chief IP Counsel - NetApp*

Douglas Luftman serves as Vice President of Innovation Services and Chief Intellectual Property Counsel for NetApp, Inc., a Fortune 500 Silicon Valley storage networking and data management company. The legal work and activities that Mr. Luftman oversees encompasses a wide variety of matters, including complex technology transactions, intellectual property licensing, and intellectual property portfolio development and enforcement. NetApp's innovation and intellectual property program has been nationally recognized including by Fortune - one of the Fastest-Growing Companies in California and Nationwide; by Forbes - one of the World's Most Innovative Companies; the Intellectual Property Owners Association - one of the top 300 patent holders for 8 consecutive years and IEEE - one of the highest quality patent portfolios in its industry. NetApp's Legal Department recently also was honored with the distinction of the Best Legal Department in corporate America. Prior to joining NetApp, Mr. Luftman's roles have included Vice President & Chief Patent Counsel for

CBS; Chief Intellectual Property Counsel, Palm, Inc.; Vice President, General Counsel and Secretary of Caspian Networks; West Coast Counsel of CIENA Corporation; and Senior Intellectual Property Group Counsel for Intel's Communications Group. Prior to working in-house, Mr. Luftman was an attorney at Fenwick & West LLP. He also externed for former Chief Judge Randall Rader of the U.S. Court of Appeals for the Federal Circuit. Mr. Luftman earned his J.D. with honors from The George Washington University School of Law and his B.S. in Electrical Engineering from UCLA.

Speaker Information for Wednesday, January 28 (in order of appearance)



Michael Kirschner, *Assistant General Counsel – Baxter Healthcare Corporation*

Michael Kirschner is Assistant General Counsel at Baxter Healthcare Corporation where he manages the BioScience IP group. He has been a member of ACPC since 1999.



Herb Wamsley, *Executive Director - IPO*

Herbert C. Wamsley is the Executive Director of the Intellectual Property Owners Association, a trade association that serves approximately a hundred large companies, along with small businesses, universities and individuals who own patents, trademarks, copyrights and trade secrets. Mr. Wamsley is a registered lobbyist with the U.S. Congress and a frequent speaker on intellectual property topics. He is a member of the bars of the District of Columbia and Virginia. He received his J.D. degree from Georgetown University, where he was an editor of the law review and he also holds a LL.M. degree in Patent and Trade Regulation Law from George Washington University. He serves on the Industry Functional Advisory Committee on Intellectual Property, which advises the U.S. Trade Representative and the U.S. Department of Commerce on trade-related IP issues. He is a member of the advisory boards of the National Patent Board, the United States Patents Quarterly, and BNA's Patent, Trademark and Copyright Journal. Before Mr. Wamsley came to IPO, he was employed at the U.S. Patent and Trademark Office in numerous positions, including Director of the Trademark Examining Operation and Executive Assistant to the Commissioner of Patents and Trademarks. He has received legal writing awards from John Marshall Law School and is a recipient of the Patent and Trademark Office Society's Dr. Joseph Rossman Memorial Award. In 2001 he was named by Legal Times as one of 22 individuals "who are making a difference in the way intellectual property is protected today" and was awarded the Pasquale J. Federico Memorial Award by the Patent and Trademark Office Society.



Dennis Skarvan, *General IP Counsel - Caterpillar Inc.*

Dennis Skarvan is Deputy General Counsel in Caterpillar's Legal Services Division. Dennis manages Caterpillar's Intellectual Property practice group based in Peoria, IL with offices in the U.S., U.K., China, Japan and India. Dennis began his career as a design engineer with General Motors Corporation in 1984 before joining an IP law firm in Indianapolis, IN in 1990. He joined Caterpillar in 1993 as a patent attorney and has held various 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. As 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. Dennis has been a speaker at IP meetings and is a member of the American Intellectual Property Law Association, Association of Corporate Patent Counsel, and on the Board of Directors for the Intellectual Property Owners Association. In 2012, Caterpillar received the International Law Office's Global Counsel Team Award for its Intellectual Property practice group. Dennis holds engineering degrees from General Motors Institute (now Kettering University) and Stanford University, and he received his JD degree from Indiana's School of Law in Indianapolis.



Aaron Cooper, *Covington & Burling*

Aaron Cooper is of counsel in Covington & Burling's Public Policy and Government Affairs Practice Group. His practice focuses on developing and implementing short and long term policy objectives in the fields of intellectual property, antitrust, communications law, and related areas. Mr. Cooper returned to the firm in December 2013, after serving more than seven years for Chairman Leahy on the Senate Committee on the Judiciary, where he was the Committee's Chief Counsel for Intellectual Property and Antitrust Law. In this role, Mr. Cooper had primary responsibility for all aspects of Chairman Patrick Leahy's intellectual property and antitrust initiatives, including drafting, negotiating and developing the legislative strategy for passage of the Leahy-Smith America Invents Act. Mr. Cooper was also the lead Committee counsel responsible for drafting and securing passage of the Satellite Television Extension and Localism Act, the Theft of Trade Secrets Clarification Act, the Patent Law Treaties Implementation Act, the Trademark Technical and Conforming Amendments Act, and numerous other IP and antitrust laws enacted over the last several Congresses. In 2014, Mr. Cooper received the Outstanding Achievement in IP award from Managing Intellectual Property and in 2012 was listed in Roll Call's 30 Hill Aides to Know and the National Law Journal's Hill Hot List. Prior to serving for Senator Leahy, Mr. Cooper was legal counsel to Senator Sarbanes (2005-2006), an associate at Covington & Burling (2001-2005), and law clerk for Judge Tjoflat on the United States Court of Appeals for the Eleventh Circuit (2000-01). Mr. Cooper graduated from Vanderbilt Law School in 2000 and Princeton University in 1995.



Harry Gwinell, *Greenblum & Bernstein, PLC*

Harry is currently Counsel at Greenblum & Bernstein, P.L.C., in Reston, Virginia. Prior to that he was Vice-President, Chief Intellectual Property Counsel, at Cargill Incorporated, in Minneapolis, Minnesota; Assistant General Counsel, Intellectual Property, and Assistant Secretary, at Eastman Chemical Company, in Kingsport, Tennessee; Intellectual Property Corporate Counsel and Assistant Secretary, at Cabot Corporation, in Boston, Massachusetts; and Assistant Chief Patent Counsel, at United Technologies Corporation, in Hartford, Connecticut. He has been named by Intellectual Asset Management Magazine as one of the World's Leading IP Strategists, he has received the IPO President's Distinguished Service Award, is currently Vice-Chair of IPO's Corporate IP Practice Committee, has been a member of the Association of European Chief IP Counsel, the President of the Association of Corporate Patent Counsel, the President of the Tennessee Intellectual Property Law Association, the President of the Connecticut Patent Law Association, the Founding President of the Intellectual Property Owners Education Foundation, the Vice-President of the Intellectual Property Owners Association, a member of the Board of Directors of the National Inventors Hall of Fame, a Member of the Advisory Board of the University of New Hampshire, Franklin Pierce Law Center, a Member of Advisory Board of William Mitchell College of Law, St. Paul, Minnesota – 2009 to 2011, and a speaker at numerous colleges and universities on the topic of intellectual asset management. He has also been an active participant in Big Brothers/Big Sisters Program in Minneapolis.



Michael Gnibus, *Director – GE Global Patent Operation*

Mike has been the leader of GE's Global Patent Operation (GPO) since 2007. The GPO has operations in Fairfield, Connecticut; Bangalore, India; London; Shanghai; and Tokyo. The GPO team is focused on the development and monetization of GE's extensive global patent portfolio. Annually, the GPO manages about 11,000 of GE's global patent filings and handles 5,000 of the company's global office actions. Mike continues to direct the GPO's development of best practices/processes for building a high quality strategic global portfolio that suitably protects GE's investment in software and advanced manufacturing technologies. Prior to joining GE, Mike served as in-house IP counsel for several corporations during which he handled a diverse array of IP procurement and transactional related support.



Adrian Looney, *Assistant General Counsel - Pfizer*

Adrian Looney is an Assistant General Counsel in the Pfizer Patent Department at their corporate headquarters in New York City. He leads a team of patent attorneys and professional staffers who provide IP support for Pfizer's oncology franchise spanning discovery, development and commercialization of novel small molecule and biologic drugs. Adrian also has oversight responsible for Pfizer's patent department in Japan. Adrian is a member of Pfizer's IP Leadership Team and co-chairs the Pfizer IP Policy and Practices' Committee. Adrian serves as a member of Pfizer's core patent negotiation team for licensing and acquisitions for all therapeutic areas. Additionally, he leads teams conducting complex due diligence assessments of the patent portfolios of potential partner companies. Adrian has worked on the development of Pfizer's IP approach for companion diagnostics used in precision medicine. Adrian also provides global support for Pfizer's IP policy initiatives to create an environment supportive of innovation and laws around the world that supports this mission. Prior to joining Pfizer Adrian worked as a patent agent and associate at two New York based intellectual property law firms where his practice focused on the procurement of patents, client consulting, due diligence and litigation for Universities, biopharmaceutical and pharmaceutical clients. Adrian received his J.D. from New York Law School, a M.A., M.Phil., and Ph.D. in Chemistry from Columbia University and a honors B. Sc. degree in Chemistry from University College Cork, Ireland.

Lonnie Brist, *Chief IP Counsel, Chevron*

Lonnie E. Brist is a Ph.D. economist with the Economics and Transfer Pricing Practice for the Pacific Northwest area of Ernst & Young. Lonnie has been with Ernst & Young since 1998. As a member of Ernst & Young's transfer pricing group, Lonnie assists multinational companies with the strategic planning of their intercompany transactions. Areas of focus include transfers of intangible property, cost-sharing arrangements, trading company activities, manufacturing and distribution. Specific areas of focus relating to intangible property include technology, processes, strategic management, mastheads and call letters. Prior to employment with Ernst & Young, Lonnie was an assistant Professor of Economics at the University of Alabama. While at the University of Alabama, Lonnie engaged in applied econometric research of high technology industries. Areas of focus include firm learning through technological change, changing market shares, firm entry and exit, firm participation and pricing trends. He taught economic courses at the undergraduate and graduate level. Lonnie has also written a number of articles for various publications.



Dan Enebo, *Chief IP Counsel, Chevron*

Dan joined Cargill in 1999 and now is Vice President and Chief Intellectual Property Counsel. He focuses on management of Cargill's global IP team, strategic use of intellectual property across Cargill's diverse businesses, technology development and licensing, IP in complex M&A/JV transactions, IP enforcement and freedom to operate. Prior to joining Cargill, he was an IP attorney with Minneapolis law firm Fredrikson & Byron.



Association of Corporate Patent Counsel

SITES OF FUTURE ACPC MEETINGS

2015 Summer Meeting

Truckee, California
Ritz-Carlton Lake Tahoe
June 21-24, 2015

2016 Winter Meeting

Coral Gables, Florida
The Biltmore
January 24-27, 2016

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5841 Cedar Lake Road, Suite 204
Minneapolis, MN 55416
Phone: (952) 646-2036
Fax: (952) 545-6073
www.acpcnet.org