

Topic: "Successfully Litigating Patent Disputes in District Court and in the ITC - 360 Degree View from the Bench, the Boardroom, and the Bar"

Date: Wednesday, July 28, 2010

Location: Crowne Plaza Cabana Hotel, Palo Alto (El Camino Real just north of San Antonio Road)

Time: 6 p.m.-Registration and cocktails (cash bar); 7 p.m.-Dinner and Program

SVIPLA would like to thank our sponsor for this program: AppColl, makers of the patent management software, AppColl Intellectual Property Manager (IPM).

Program Description: Please join us for a panel discussion comparing patent litigation practice in federal district court and in the International Trade Commission. We will consider key issues that arise throughout the lifespan of a case and hear various perspectives about best practices, what risks may or might not be worth taking and instances where strategies have failed. Our distinguished panel will provide insight relating to interesting issues that tend to arise during discovery, claim construction, settlement, and trial, highlighting differences when litigating in district court versus at the ITC.

Panelists:

The Honorable Ronald M. Whyte, U.S. District Judge, U.S. District Court for the Northern District of California

The Honorable Carl C. Charneski, Administrative Law Judge, U.S. International Trade Commission

Andy Culbert, Director of Litigation, Microsoft Corporation

Stefani Shanberg, Partner, Wilson Sonsini Goodrich and Rosati

Moderator: Michael A. Oblon, Partner, Perkins Coie

About our panelists:

The Honorable Ronald M. Whyte is a federal judge in the United States District Court for the Northern District of California in San Jose. He was nominated by President George H.W. Bush on July 26, 1991, confirmed by the United States Senate on February 6, 1992, and appointed on March 2, 1992. Judge Whyte received an A.B. degree in Mathematics from Wesleyan University in Middletown, Connecticut in 1964, and a J.D. degree from the University of Southern California Law School, Los Angeles, California in 1967. From 1967 to 1968 Judge Whyte was in private practice in Claremont, California. He then served as a Lieutenant, Judge Advocate General Corps., U.S. Naval Reserves from 1968 to 1971, after which he returned to private practice working at Hoge, Fenton, Jones & Appel Inc. in San Jose, California until 1989 when he was appointed a Santa Clara County Superior Court Judge by Governor George Deukmejian.

The Honorable Carl C. Charneski has served as an Administrative Law Judge at the ITC since 2007. He manages litigation, presides over evidentiary hearings, and makes determinations in the agency's investigations involving unfair practices in import trade. These investigations most often involve allegations of patent, trademark, and copyright infringement. ALJ Charneski holds a J.D. degree from St. John's University School of Law and a bachelor of arts degree from St. Francis College. He is a member of the Bars of the District of Columbia and Virginia. Prior to serving as an ALJ at the ITC, Charneski served as an Administrative Law Judge at the U.S. Environmental Protection Agency from 1995 until his ITC appointment. He previously served as an Administrative Law Judge at the U.S. Social Security Administration from 1994 to 1995. He was also a trial attorney with the Mine Safety and Health Administration of the U.S. Department of Labor from 1991 to 1994 and an appellate attorney with that agency from 1988 to 1991. Prior to that, Charneski served as Counsel to Commissioner L. Clair Nelson at the Federal Mine Safety and Health Review Commission from 1983 to 1988. He was an attorney in the Office of the General Counsel at the Federal Mine Safety and Health Review Commission from 1977 to 1983.

Andy Culbert received a Bachelor of Arts degree in biology from Williams College, Williamstown, Mass. After college, he served in the Peace Corps for two years in Butembo, Congo (Zaire), teaching biology, chemistry, physics and mathematics in French to Congolese high school students. At William & Mary Law School, Andy was a Legal Writing Course Instructor and a member of the William & Mary Law Review. Following law school, he worked in the litigation department and became a partner at Drinker, Biddle, LLC, where he handled intellectual property litigation. He has served as the "first-chair" in a number of jury and non-jury trials in various federal courts. Andy is currently Associate General Counsel for Microsoft Corporation and head of Microsoft's worldwide patent infringement docket. He manages all of Microsoft's worldwide patent infringement litigation, including hiring and supervising of outside counsel, and directing strategic and tactical handling of the cases (currently about 50). Andy is also an adjunct professor in the intellectual property LLM program at the University of Washington, School of Law. He is admitted to practice before the United States Patent and Trademark Office, and has written and spoken extensively on intellectual property issues.

Stefani Shanberg is a partner in the Palo Alto office of Wilson Sonsini Goodrich & Rosati, where her practice focuses on intellectual property litigation, with a particular emphasis on patent litigation before both District Courts and the International Trade Commission. Stefani has extensive experience spearheading litigation involving a broad range of technologies including software, hardware, semiconductor, Internet, and consumer products. Her clients range from emerging growth ventures to Fortune 100 companies. For all clients, Stefani prides herself on an efficient and pragmatic approach to litigation. Among other successful outcomes, Stefani has won cases on summary judgment, prevailed on advantageous claim constructions, and convinced the Ninth Circuit and Federal Circuit Courts of Appeal to affirm favorable lower-court rulings. Stefani is an active member of the executive committee of the International Trade Commission Trial Lawyers Association. She was an associate at WSGR earlier in her career. Prior to rejoining WSGR, she was a partner at Perkins Coie.

Michael A. Oblon is a partner in the Intellectual Property practice in Perkins Coie's Washington D.C. office. Michael focuses on patent litigation in district courts throughout the country and at

the International Trade Commission, and provides strategic patent counseling and patent portfolio management for companies that develop electronics, electromechanical, software and household consumer products. He is the primary intellectual property counsel to several leading companies in these fields. Michael is also a frequent lecturer about patent law strategy at various corporations, CLE seminars, and at the University of Virginia, and teaches a course in technology law at the University of Maryland. Before private law practice, Michael served a judicial clerkship for the Honorable Alvin A. Schall, Circuit Judge at the U.S. Court of Appeals for the Federal Circuit. In addition, Michael is a former patent examiner at the U.S. Patent and Trademark Office, where he examined patent applications related to database software, file management and computer architecture.

TO REGISTER FOR DINNER MEETING – click here: [Registration](#).

If you are unable to connect to the registration link above, please copy and paste this URL:
<https://thriva.activenetwork.com/Reg4/Form.aspx?IDTD=2557657&RF=859167&mode=0>

Also, if you have problems registering for the July dinner meeting and want to make a reservation, please email:
svipla@yahoo.com.

Cost: Member - \$55 Non-Member - \$85 Student - \$25

SVIPLA Tax ID#-77-0491659

DEADLINE FOR RESERVATION OR CANCELLATION: Noon, Monday, July 26, 2010. Online registration will close at that time - please make your reservation online (see link above) by the deadline as there are only a few extra spaces allotted at the meeting for walk-ins. The venue may not be able to serve meals beyond the guaranteed number expected for the meeting.

MCLE: CLE credit applied for in California in the amount of 1.0 hour. SVIPLA certifies that this activity conforms to the standards for approved education activities prescribed by the State Bar of California governing minimum continuing legal education.

NEW SVIPLA MEMBERSHIP YEAR BEGINS IN SEPTEMBER 2010 THROUGH JUNE, 2011. The SVIPLA September meeting (date to be announced) will be held to honor the Inventor of the Year - look for the meeting notice in late August.

SILICON VALLEY SEMINARS - UPCOMING PATENT WORKSHOPS

Seminar One: "Patent Process" (including books) – July 29 - \$575* (for Secretaries/Paralegals/New Attorneys and Agents)

Seminar Two: "The PCT Process" (including books) - July 30 - \$575* (for Secretaries/Paralegals/New Attorneys and Agents)

Seminar Three: "Claim Drafting" - August 2, 3 - \$1250* (limited to 16 and includes Steve Shear's Claim Drafting Book)

***NOTE: 10% discount for SVIPLA members** (email: janice@patentseminars.com for discount)
For workshop details or to register, go to: **Error! Hyperlink reference not valid.** or contact: steve@patentseminars.com.

Location: Cupertino Courtyard Marriott, Cupertino, California (Wolf Rd. between Homestead and 280)

Seminars conducted by Steve Shear.
(CLE credit available)

Or consider an in-house workshop! See details at our website, www.patentseminars.com; or contact Steve Shear, steve@patentseminars.com.

VISIT SVIPLA'S WEBSITE

Check out our website for additional information on SVIPLA and meeting news at: www.svipla.org [please note that the website is an ".org."]

2009-2010 SVIPLA BOARD OF DIRECTORS

PRESIDENT

Steven Cahill, Law Office of Steven J. Cahill, steven.j.cahill@gmail.com

VICE PRESIDENT

Anthony Diepenbrock, IPx Law Group LLP, adiepenbrock@ipxlaw.com

SECRETARY

David J. Aston, Peters Verny LLP, djaston@pvjsa.com

TREASURER

David Tsai, Townsend and Townsend and Crew LLP, djtsai@townsend.com

PROGRAM CHAIR

Kirupa Pushparaj, Perkins Coie LLP, kpushparaj@perkinscoie.com

PAST PRESIDENTS

Glenn Von Tersch, TIPS Group, Inc., gvontersch@tipsgroup.com

Marcel Bingham, Hickman Palermo Truong & Becker LLP, mbingham@hptb-law.com

Brian Coleman, Perkins Coie LLP, bcoleman@perkinscoie.com