



→ Steven P. Hollman

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Steven Hollman is a partner in the Business Trial Practice Group in the firm's Washington, D.C. office and Co-Leader of the Trade Secrets Team.

Areas of Practice

Steven has jury-tried patent, trademark and advertising cases during his career expanding over 35 years and has successfully tried section 337 patent and trademark investigations before the ITC. Steve has handled numerous labeling and advertising disputes for major pharma and food companies, including class action advertising litigation, and for pharmaceutical innovators and life sciences companies. He also puts his advocacy skills to use, arguing successfully before the Court of Appeals for the Federal Circuit.

In addition to his IP practice, Steven has handled numerous contract disputes; internet, telecommunications and high-technology disputes; health provider, health insurance and CMS conflicts; professional negligence matters; real estate and land use disputes; and employment litigation. His vibrant pro bono practice has included a broad range of civil rights and constitutional law cases involving claims under the First, Fifth and Fourteenth Amendments to the Constitution; the Voting Rights Act; the National Environmental Policy Act; the Administrative Procedure Act; Title VI; and federal immigration laws. He has been President of the Court of Federal Claims Bar Association, a member of the Board of Governors of the Federal Bar Association for Maryland and Co-Chair of the Washington Lawyers' Committee for Civil Rights and Urban Affairs. He is a Fellow of the American Bar Foundation.

Steven has been a top-rated lawyer in IP from 2012-2019 and recognized by *Super Lawyers* in its IP section from 2013-2019. He has had a Martindale Hubbell AV Preeminent Rating from 2000-2019 and enjoys a current Judicial AV Preeminent Rating, and he has been named repeatedly as an IP Star by *Managing IP Magazine*.

Honors

Gardner Gillespie Environmental Pro Bono Award, 2024

Intellectual Property Editorial Advisory Board, Law360, 2021

Leading Individual, *World Trademark Review*, 2017-2019

Top-rated lawyer in IP, 2012-2016

IP Super Lawyer, *Super Lawyers*, 2013-2024

Martindale Hubbell AV Preeminent Rating, 2000-2016

IP Star, *Managing IP Magazine*, 2017-2020, 2022

Experience

Patent

- Invalidated Eveready alkaline battery patent after five-week ITC trial and Federal Circuit appeal as lead trial and appellate counsel.
- Represented household products company in successfully protecting one of leading brands of enhanced sensitivity prophylactics in ITC patent proceeding.
- Represented Japanese camera and copying company in patent infringement lawsuit in Eastern District of Texas involving mass data storage systems.
- Represented Japanese company defending patent infringement case involving currency counting and enumerating equipment in Northern District of Illinois.
- Represented Taiwan companies in successfully protecting their liquid crystal display devices in ITC patent proceeding.
- Lead trial counsel in patent jury trial in District of Wisconsin involving method for urine drug testing for opioid patients.
- Successfully defended designer and manufacturer of laser-based speed and distance measuring devices in Delaware patent infringement action.
- Defended patent infringement action in Delaware involving business method patents covering e-sourcing and web-based auction services.
- Successfully overcame best mode defense in Alabama patent infringement action on behalf of manufacturer of high power radio broadcast transmitters.
- Defended manufacturer of nuclear imaging devices (gamma cameras) used for medical diagnostic purposes in Maryland infringement lawsuit.
- Asserted patents covering digital interactive program guides in ITC proceeding.

Trademarks

- Won a trial victory in the Middle District of Florida on behalf of provider of online learning programs (Stride, Inc.), defeating all of the trademark infringement, false advertising, breach of contract, and unfair competition claims (for multi-billion dollars) of Stride's public agency competitor following three years of litigation. *Fla. Virtual School v. K12, Inc.*, No. 6:20-CV-2354-GAP-EJK, 2024 WL 22039 (M.D. Fla. Jan. 2, 2024)
- Secured a trial victory before the Trademark Trial and Appeal Board on behalf of BCS Properties, LLC securing registration of client's COLLEGE FOOTBALL PLAYOFF trademark for NCAA Division I Bowl Eligible Championship Series Playoff over charge by on-line gambling enterprise Lile, Inc., owner of claimed mark "cfbplayoff.com," that BCS mark was generic or descriptive and registrable.
- Secured trial victory before the Trademark Trial and Appeal Board on behalf of maker of SAVE simplified automated ventilator in precedential decision recognizing that product testing or experimental use is sufficient bona fide use in commerce to sustain trademark priority.

- Represented the Public Interest Law Institute in a trademark infringement action initiated by the Public Interest Law Initiative in the Northern District of Illinois involving the respective names of the two public interest, non-profit organizations, as well as the acronym "PILI."
- Handled a trademark opposition proceeding before the Trademark Trial and Appeal Board involving the trademark SALTWORKS and the related domain name saltworks.com.
- Counseled a National Hockey League franchise in trademark, trade dress and right of publicity issues in connection with commercial sponsorships.
- Represented Czech brewery in ITC trademark proceeding to protect limited right to import BUDVAR beer for consumption at certain foreign embassies located within the U.S.
- Successfully prosecuted action against food service provider in District of Maryland for infringing use of SPICE OF LIFE service mark.
- Represented provider of online learning programs to primary school students in Middle District of Florida proceeding involving marks FLORIDA VIRTUAL PROGRAM and FLORIDA VIRTUAL ACADEMY.
- First chair jury trial on behalf of creator of GUARDIAN ANGEL greeting cards and pins in South Carolina infringement action. Secured exceptional case award of attorneys' fees and costs and successfully defended award in Fourth Circuit appeal.
- Defeated effort by company in employee mobility services market to obtain temporary restraining order in Colorado to bar supposed competitor from appearing at trade show in Denver under its new name.

UDRP Domain Name Arbitration Proceedings

- Alibaba Group Holding Ltd. v. Jianliang Fei, Claim Number FA1012001364507 (National Arbitration Forum Feb. 7, 2011)
- Alibaba Group Holding Ltd. v. Dan Wang, Claim Number FA1012001365375 (National Arbitration Forum Feb. 9, 2011)
- Elan Home Systems, LLC v. domains Ventures, Claim Number FA0605000720783 (National Arbitration Forum July 10, 2006)
- People For the American Way v. Glenn Williamson, WIPO Case No. 2001-1006 (Oct. 24, 2001)

Trade Secrets

- Illinois Candy Company: Defended trade secret misappropriation enforcement case in federal court in Delaware involving product formulation information.
- Seattle Biotech Company: Defeated effort in Delaware Chancery Court by biotech company to enjoin client's use of lentiviral vectors in clinical trials for cancer treatment based on claim that use by both companies of common manufacturer violated plaintiff's contractual exclusivity with manufacturer and purportedly enabled client to misappropriate plaintiff's claimed trade secrets.
- Texas Distance Learning Company: Successfully resolved trade secret misappropriation and non-competition enforcement claims by private, for-profit education provider in state court in Dallas, Texas.
- Maryland Biotech Company: Prosecuted state court action in Maryland to protect trade secrets and enforce non-competition agreement in connection with genetic therapy techniques.

Copyright

- Academic Art Historian: Prosecuted lawsuit in Court of Federal Claims against federal gallery concerning unauthorized use of text of client's manuscript in published exhibition catalog for French Impressionist painter.
- Presidential Inaugural Committee: Negotiated for use in video for inaugural gala of copyrighted photograph of young Bill Clinton shaking hands with President Kennedy.
- Amnesty International Poster: Negotiated with representatives for architect Maya Lin over use of photograph of Alabama Civil Rights Memorial in "Imagine" poster promotional campaign.
- Public Broadcasting Program Formats: Successfully resolved copyright dispute involving allegations of theft of programming formats.

False Advertising

Competitor Cases

- *Millennium Dental Technologies, Inc. v. Dr. Allen Scott Terry, D.D.S. and Fotona, LLC (C.D. Cal.)* Settled Lanham Act false advertising case involving competing claims of sellers of periodontal laser dental devices.
- *Millennium Laboratories, Inc. v. Ameritox, Ltd.* (D. Md. 2010) Won a jury verdict as lead counsel in Lanham Act false advertising case that challenged advertisements concerning urine drug testing services were literally false.
- *West-Ward Pharmaceutical Corp. v. Sandoz Inc.* (D.N.J.) Successfully resolved Lanham Act claim asserting that client's labeling and its conduct in marketing its phenylephrine injection products constituted false and misleading advertising and unfair competition.
- *Genzyme Corp. v. Shire Human Genetic Therapies, Inc.* (D. Mass. 2012) Won ruling on preliminary motion in pharmaceutical advertising case that press release announcing study results and making product superiority claims constituted commercial advertising and not protected scientific expression.
- *International Bottled Water Association v. Eco Canteen, Inc.* (W.D.N.C. 2009) Obtained permanent injunction against false and misleading advertising claims by stainless steel water bottle distributor about putative health and safety risks of single use consumable plastic water bottles.
- *International Bottled Water Association v. Zero Technologies, LLC* (E.D. Va. 2010) Established organizational standing of industry association on behalf of bottled water companies against filtered water company making false and misleading comparative claims.
- *Regeneration Technologies, Inc. v. Musculoskeletal Transplant Foundation, Inc.* (N.D. Fla. 2001) Resolved competitor's challenge to client's "Everyone in the pool" advertising campaign concerning practice of pooling donor tissues.
- *Forum Publications, Inc. v. P.T. Publishers, Inc.* (E.D. Pa. 1989) Client prevailed after jury trial in defending Lanham Act lawsuit challenging comparative claims by trade publications for physical therapy professionals.

Class Actions

- *Ma v. Harmless Harvest, Inc.* (E.D.N.Y. filed Dec. 23, 2016) Negotiated settlement of putative consumer class action challenging "100% Organic" claims of coconut juice manufacturer.

- *National Consumers League v. Bimbo Bakeries USA* (D.C. Superior Court 2016) Negotiated settlement of claims that product labels for multi-grain muffins and honey wheat bread created erroneous belief among consumers that whole wheat was a principal ingredient in products.
- *Koenig v. Boulder Brands, Inc.* (S.D.N.Y. 2013) Negotiated settlement of claims challenging product labeling for fat free milk with Omega 3s.
- *Mitchell v. Boulder Brands, Inc.* (S.D. Cal. 2012) Settled putative class action challenging product labeling for spreadable butter with plant sterols.
- *Stewart v. Boulder Brands, Inc.* (D.N.J. 2011) Successfully resolved claims challenging product labeling for fat free milk with Omega 3s. *Hirsch v. Cadbury Adams* (N.Y. Supreme Ct., Queens County 2011) Defeated class action challenging “strengthening and rebuilding teeth” advertising claims for Trident Xtra Care chewing gum.

International Trade Commission

- *Certain Periodontal Laser Devices and Components Thereof*
Investigation No. 337-TA-1070 (USITC filed 08/10/17; instituted 09/08/17)
- *Certain Liquid Crystal Display Devices, Including Monitors, Televisions, and Modules, and Components Thereof*
Investigation No. 337-TA-749 (USITC filed 10/25/10; instituted 11/23/10)
- *Certain Liquid Crystal Display Devices, Including Monitors, Televisions, and Modules, and Components Thereof*
Investigation No. 337-TA-741 (USITC 9/16/10; instituted 10/12/10)
- *Certain Male Prophylactic Devices*
Investigation No. 337-TA-546 (USITC 12/5/06), *on remand* (USITC 6/21/07), *af f'd sub nom Portfolio Technologies, Inc. v. ITC*, No. 2007-1520 (Fed. Cir. Jun. 10, 2008)
- *Certain Zero-Mercury-Ad ded Alk aline Batteries, Part s thereof, and Prod ucts Containing Same*
Investigation No. 337-TA-493 (USITC 10/18/04), *rev'd sub nom Energizer Holdings, Inc. v. ITC*, 435 F.3d 1366 (Fed. Cir. 2006), *on remand* (USITC 2/23/07), *af f'd*, 275 F. App'x 969 (Fed. Cir. 2008), *cert. denied*, 556 U.S. 1126 (2009)
- *Certain Bearings and Pack aging Thereof*
Investigation No. 337-TA-469 (USITC 5/24/04), *af f'd sub nom SKF USA, Inc. v. ITC*, 423 Fed.3d 1307 (Fed. Cir. 9/14/05)(trademark, parallel imports/grey market goods)
- *Certain Set-Top Boxes and Components Thereof*
Investigation No. 337-TA-454 (USITC 8/29/02), *rev'd sub nom Gemstar-TV Guide International, Inc. v. ITC*, 383 F.3d 1352 (Fed. Cir. 2004)
- *Certain Beer Products*
Investigation No. 337-TA-420 (USITC 5/27/99) (trademark, Anheuser-Busch v. Budejovicky Budvar, N.P.)
- *Certain Semiconductor Memory Devices and Products Containing Same*
Investigation No. 337-TA-414 (USITC 11/29/99)

Reported Cases

- *Fla. Virtual School v. K12, Inc.*, No. 6:20-CV-2354-GAP-EJK, 2024 WL 22039 (M.D. Fla. Jan. 2, 2024)
Won a trial victory in the Middle District of Florida on behalf of provider of online learning programs (Stride, Inc.), defeating all of the trademark infringement, false advertising, breach of contract, and unfair competition

claims (for multi-billion dollars) of Stride's public agency competitor following three years of litigation.

- *Charter Commc'ns, Inc. v. Prewitt Mgmt., Inc.*, No. 1:16-CV-1268-LY, 2023 WL 3859027 (W.D. Tex. Apr. 28, 2023)
Communications Law/Contract Dispute – Secured trial victory for national cable operator in case involving contract, constitutional, and statutory issues over the cable operator's obligations to pay royalty fees under municipally-issued permits that expired when the state of Texas took over issuance of cable franchises. The ruling relieved our client of the obligation to pay millions of dollars for expired, city-issued permits.
- *Trout Unlimited et al. v. Pirzadeh et. al.*, No. 20-35504, 2021 WL 2460989 (9th Cir. June 17, 2021)
Environmental Law/Administrative Procedure Act – Obtained a landmark appellate victory for not-for-profit organization at Ninth Circuit Court of Appeals for not-for-profit organization on issue of first impression under the Clean Water Act and Administrative Procedure Act.
- *Theravectys SA v. Immune Design Corp.*, Civil Action No. 9950-VCN (Del. Chanc. Mar. 9, 2015), <http://cases.justia.com/delaware/court-of-chancery/2015-ca-9950-vcn-0.pdf?ts=1426896044>
Trade Secrets – Defeated effort by biotech company to enjoin client's use of lentiviral vectors in clinical trials for cancer treatment based on claim that use by both companies of common manufacturer to produce lentiviral vectors violated plaintiff's contractual exclusivity with manufacturer and enabled client to misappropriate plaintiff's claimed trade secrets.
- *Genzyme Corp. v. Shire Human Genetic Therapies, Inc.*, 906 F.Supp.2d 9 (D. Mass. 2012)
False Advertising – Court ruled on preliminary motion in pharmaceutical advertising case that press release making product superiority claims constituted commercial advertising and not protected scientific expression.
- *Victor Stanley, Inc. v. Creative Pipe, Inc.*, 2011 WL 4596043 (D. Md. Sept. 30, 2011)
Copyright and Design Patent Infringement/False Advertising -- Obtained judgment and fee award in copyright infringement, unfair competition, false advertising and design patent infringement case involving design drawings for outdoor furniture.
- *M&G Polymers USA, LLC v. Carestream Health, Inc.*, 2010 WL 1611042 (Apr. 21, 2010), <http://courts.state.de.us/opinions/ud53ujzwwg43xydrzfkpgj55/download.aspx?ID=137090>
aff'd sub nom Carestream Health, Inc. v. M&G Polymers USA, LLC, 9 A.3d 475 (2010), <http://courts.delaware.gov/opinions/downloads.aspx?ID=146820>.
Supply Contract for Medical Equipment – \$15.5 million jury verdict plus sanctions totaling \$850,000 for litigation conduct in breach of requirements contract case involving medical film.
- *Automedx, Inc. v. Artivent Corp.*, 95 USPQ2d 1976 (TTAB 2010)
Trademark for Medical Device – Precedential decision sustaining client's trademark opposition to competitor's application to register the mark SAVE for simulated automated ventilators; product testing recognized as sufficient bona fide use in commerce to sustain trademark priority.
- *Aronson & Company v. Fetridge*, 181 Md. App. 650, *cert. granted*, 406 Md. 743 (2008)
Attempted Non-Compete Enforcement/Wage Act Claim – \$1,302,820.07 jury verdict for breach of employment contract, trebled to \$3,908,460.21 under Wage Act, reported as largest Wage Act recovery in Maryland history.
- *Energizer Holdings, Inc. v. Int'l Trade Comm'n*, 435 F.3d 1366 (Fed Cir. 2006), *on remand* (USITC Feb. 23, 2007), *aff'd*, 275 F. App'x 969 (Fed. Cir. 2008), *cert. denied*, 556 U.S. __ (S. Ct. Mar. 23, 2009)
Patent Infringement/ITC § 337 – Invalidated Eveready zero-mercury added alkaline battery patent on which royalties had been paid by Duracell, Rayovac and Matsushita, among other battery manufacturers.

- *Cummins-Allison Corp. v. Glory, Ltd.*, 2003 WL 22125212 (N.D. Ill. Sept. 5, 2003)(adopting Report and Recommendation of Magistrate Judge)
Patent Infringement – Denying preliminary injunction in patent infringement lawsuit involving currency counting equipment.
- *Washington Suburban Sanitary Commission v. Utilities, Inc. of Maryland*, 775 A.2d 1178 (Md. 2001)
Eminent Domain – Successfully obtained a just compensation jury verdict of \$9,700,000, and successfully challenged a state statute that unconstitutionally reduced the jury's award to account for front foot benefit charges, causing condemning authority to abandon the take and pay client's attorneys' fees and costs.
- *Jersey Heights Neighborhood Ass'n v. Glendenning*, 174 F.3d 180 (4th Cir. 1999)
NEPA/Environmental Justice – Affirming right of African-American citizens to consider discriminatory impact of highway placement decision on their community.
- *Latin Investment Corp. v. L&L Construction Associates, Inc.*, 168 B.R. 1 (Bankr. D.D.C. 1993)
Bankruptcy – Decision affirming bankruptcy trustee's standing to maintain claims for mismanagement of debtor's business and misuse of corporate funds.
- *Armistead Homes Corp. v. Pinchback*, 907 F.2d 1447 (4th Cir.), *cert. denied*, 498 U.S. 983 (1990).
Public Accommodations Civil Rights Case – Affirming award and denying further review of determination that defendant engaged in discriminatory housing practices.
- *Forum Communications of Nevada, Inc. v. P.T. Publishers, Inc.*, 1989 WL 30713 (E.D. Pa. 1989)
False Advertising – Defeating claim of trade journal for physical therapy professionals that rival publication engaged in false advertising.
- *Blue Cross & Blue Shield of Maryland, Inc. v. Chestnut Lodge, Inc.*, 81 Md. A. 149, 567 A.2d 147 (1989), *cert. denied*, 570 A.2d 864 (1990)
Health Insurance/Coverage for Pre-Existing Conditions – Confirming that all material terms of plan must be disclosed in benefit booklet.
- *Shaare Tefila v. Cobb*, 481 U.S. 615 (1987)
Civil Rights/Hate Crimes – affirming coverage of Civil Rights Act of 1866, which prohibits racial discrimination, to individuals subjected to intentional discrimination on account of ancestry or ethnic characteristics.

Articles

- "Hot Topics in Internet Liability: Avoiding Copyright and Trademark Infringement Online," D.C. Bar Seminar, June 28, 2016
- Co-author with S.M. Wertheim, "How to Protect and Enforce Trademark Rights: A Primer," D.C. Bar Seminar, presented in 2001-2016
- "Top Trademark Cases Since October 2015 (and a few holdovers)," AIPLA Spring Meeting, May 18-20, 2016
- "How to Sell a President," *Intellectual Property Magazine*, September 29, 2015
- "Inside Views: U.S. Political Trademarks and Campaign Branding 2016," *Intellectual Property Watch*, June 25, 2015

- "The Politics of Branding: Political Messaging, Fair Use and Infringement," *Maryland Bar Journal*, Vol. XLVIII, Number 2, March/April 2015 at 14
- "U.S. Supreme Court on *POM Wonderful LLC v. The Coca-Cola Company*: Supreme Court Allows Lanham Act Competitor Claims Challenging Federally Regulated Food and Beverage Labels," Lexology, July 24, 2014
- "Is Your Survey Up to Snuff?: Evidence in Lanham Act False Advertising Cases," *IP Litigator*, Vol. 19, Issue 3, May-June 2013
- "Drug Promotion: protected scientific expression or commercial advertising?" Lexology, January 31, 2013
- "Survey Evidence in Deceptive Advertising Cases," AIPLA, September 30, 2012
- "Political Trademarks in the 2012 Presidential Election," *Intellectual Property Today*, June 2012
- "N.Y. court takes bite out of Trident chewing gum class," Lexology, July 21, 2011
- "Use of mark in sale of medical devices solely for testing prior to FDA approval is bona fide and therefore constitutes 'use in commerce' for establishing priority," Lexology, October 14, 2010
- "Q&A with Steven Hollman," *Law360*, May 26, 2009
- "Opening Statements and Closing Arguments," CLE International Eminent Domain Institute, Fifth Annual Eminent Domain Conference, May 5, 2008
- "*Kelo* and the Invitation to Act: State Legislative Responses," CLE International Eminent Domain Institute, Eminent Domain National Conference: A Retrospective on *Kelo*, April 19-20, 2007
- "Using the International Trade Commission as a Part of an IP Protection Strategy," Update, November 1, 2004
- "Eminent Domain in the District of Columbia: Delegations of Authority, Public Use, and Practice," D.C. Bar, September 23, 2004
- "The Branding of the President: When pols and ads speak the same lingo," *Legal Times* March 24, 2003
- "The Branding of the President: Blurring the Line Between Politics and Pop Culture," 2002
- "Trade Dress: Protecting Your Investment in Innovative Packaging," *Flexible Packaging*, June 1999
- Co-Editor, "Civil & Criminal Remedies for hate Motivated Violence," Report for Washington Lawyers' Committee for Civil Rights and Urban Affairs, September 1999
- "It Takes Time, Money, to Select, Protect and Respect Trademarks," *Meat Marketing and Technology*, August 1998
- Co-Editor, "Striking Back at Bigotry: Remedies Under Federal and State Law for Violence Motivated by Racial, Religious, and Ethnic Prejudice," Supplement, National Institute Against Prejudice & Violence, 1991
- "Court Should Apply Civil Rights Act to Anti-Semitic Attacks: *Shaare Tefila Congregation v. Cobb*," Committee Report, Lawyers Committee for Civil Rights Under Law Winter, 1987
- "When Legal Advocacy Is Charity," *Washington Post*, Opinion Editorial, November 23, 1985 at A22

Covering Your Ads Blog

- "Maryland Breaks Ground with Digital Advertising Tax," March 17, 2021

Trade Secrets Law Blog

- "Trade Secret vs. Patent – a False Dichotomy," August 30, 2021

- "The China Pivot: Closing the "Back Door" to Trade Secret and IP Theft," January 15, 2021
- "Why Patents Can Matter In Trade Secret Cases," September 23, 2020
- "Trade Secret Protection & the COVID-19 Cure: Observations on Federal Policy-Making & Potential Impact on Biomedical Advances," September 14, 2020

Books

Trade Secret Litigation and Protection: A Practice Guide to the DTSA and the CUTSA
04.2022

Media Mentions

Florida Virtual School Spent \$1 Million-Plus in Tax Dollars on Federal Lawsuit it Lost
Orlando Sentinel, 01.12.2024

Litigator of the Week Runners-Up and Shout Outs
American Lawyer, 01.05.2024

Judge Rips Fla. Agency As TM 'Bully' In Online School Row
Law360, 01.03.2024

Feds, Backers Fight Alaska's High Court Effort To Revive Mine
Law360, 11.09.2023

Sheppard Mullin Bolsters Fight to Mend DC Police's Mental Health Response
National Law Journal, 07.07.2023

Judge Tosses Trump-Era Pebble Mine Approval in Bristol Bay
Bloomberg Law, 11.01.2021

EPA Says Decision Paving Way For Pebble Mine Must Go
Law360, 09.29.2021

EPA Moves To Block Pebble Mine Again
Law360, 09.09.2021

EPA Reversal on Pebble Mine Pollution Limits is Reviewable
Bloomberg Law: Environment & Energy, 06.17.2021

9th Circuit revives lawsuit over Alaska's Pebble Mine project
Reuters, 06.17.2021

9th Circ. Says EPA's Move On Alaska Mine Can Be Challenged
Law360, 06.17.2021

Sheppard Mullin Helps Secure Win For Voters With Disabilities
Law360, 05.16.2021

Virginia Agrees to Provide Accessible Absentee Voting Option for Voters with Print Disabilities
Blue Virginia, 04.20.2021

Enviros Can Restart Alaska Mine Suit Despite COVID-19 Stay
Law360, 04.10.2020

Enviros Seek Restart In Alaska Mine Suit Despite Virus Pause
Law360, 04.07.2020

Native, Green Groups Want Pebble Mine Restrictions Revived
Law360, 02.03.2020

EPA Says It Can't Be Sued For Nixing Pebble Mine Restrictions
Law360, 12.11.2019

Fishing Industry News: Trout Unlimited Sues EPA; Florida Moves to Protect Shoal Bass
Grand View Outdoors, 10.14.2019

Daily Dicta: Sheppard Mullin Goes Fishing for Justice
Law.com, 10.10.2019

EPA Sued For Lifting Restrictions On Pebble Mine Project
Law360, 10.09.2019

Trout Unlimited Joins Legal Fray over EPA's Pebble Mine Plan
Bloomberg Environment, 10.09.2019

Licensing Agent Sues Va. Children's Theater Over Musicals
Law360, 06.06.2018

D.C. Settles Suit with Spanish-speaking Immigrant Allegedly Denied Prenatal Care
The Washington Post, 12.02.2016

Sheppard Mullin Snags Ex-Hogan Lovells Trial Pro In DC
Law360, 11.04.2016

Wheaton Gym Sued for Bias Files Bankruptcy
Washington Times, 05.30.1991

Bias Laws are Ruled to Cover 'All Races'
Washington Times, IA, May, 19, 1987

Speaking Engagements

"Avoiding Copyright and Trademark Infringement Online," D.C. Bar Seminar, 2001-2024

"Life Sciences Advertising Challenges Around the World," Webinar, October 28, 2015

"Social Media: Let's Give Them Something to Talk About," International Trademark Association (INTA) 137th Annual Meeting, San Diego, May 4, 2015

"Developments in Lanham Act False Advertising Food Cases," GMA 2014 Litigation Conference, Dana Point, California, February 26, 2014

"Update: Patent Litigation in the U.S. and Europe," The American Chamber of Commerce in Hong Kong, January 18, 2013

"Litigation in the International Trade Commission (ITC)," Tokyo Seminar October 7, 2012

"Survey Evidence in Deceptive Advertising Cases," American Intellectual Property Law Association (AIPLA) 2012 Annual Meeting, September 25, 2012

"The ITC and Beyond: What Does It Mean to Be a Responding in the International Trade Commission," Seminar, Tokyo, July 10, 2012

Nuts and Bolts of U.S. IP Litigation, Part 3, Developing a Case Theme, Preparing for, Taking and Defending Depositions, Tokyo and Osaka, October 2011

Nuts and Bolts of U.S. IP Litigation, Part 1, Preparing for a Lawsuit, Tokyo, February 23, 2011

"Opening Statements and Closing Arguments," CLE International Eminent Domain Institute, Fifth Annual Eminent Domain Conference, May 5, 2008

Moderator, "Patents: A Need for Uniformity in the Law of Patents, Recent Supreme Court Decisions, Other Hot Topics," with Panelists Chief Judge Edward J. Damich, PTO Deputy General Counsel John Whealan, General Electric Vice President Q. Todd Dickinson, U.S. Court of Federal Claims 20th Judicial Conference, Boulder, Colorado, October 11, 2007

"Kelo and the Invitation to Act: State Legislative Responses," CLE International Eminent Domain Institute, Eminent Domain National Conference: A Retrospective on Kelo, Las Vegas, April 19, 2007

"Openings, Closings and the Art of Persuasion," Washington Council of Lawyers Litigation Skills Training Program, Washington, D.C., April 26, 2007, and March 15, 2005

"Trial at the U.S. Court of Federal Claims: Effective Openings and Closings," U.S. Court of Federal Claims 19th Judicial Conference, Washington, D.C., October 25, 2006

"Trade Secrets: Are Your Clients Protecting Their Crown Jewels? Are You?" February 28, 2005

"Eminent Domain in the District of Columbia: Delegations of Authority, Public Use, and Practice," D.C. Bar Real Estate, Housing and Land Use Section, September 23, 2004

"Discovery Plans in Federal Practice," Montgomery County, Maryland Bar Foundation CLE Seminar, November 11, 2003

Participated as faculty in multiple trial advocacy training sessions with the National Institute for Trial Advocacy

Intellectual Property Law Blog Posts

- "IP Protection and the Open COVID Cure Chase," May 4, 2020

Events

Ad Law Symposium
Webinar, 05.04.2022

Inaugural Ad Law Symposium
Webinar, 01.27.2021

ACC-SFBA Patent Law Committee Meeting
Choosing Between Patent and Trade Secret Protection: When, Why and How
Palo Alto, 12.11.2019

ACC-SFBA Patent Law Committee Meeting Sponsored
Choosing Between Patent and Trade Secret Protection: When, Why and How
Sheppard Mullin San Francisco, 12.10.2019

Memberships

Member, Quarterly Journal Editorial Board, American Intellectual Property Law Association, 2017-2019

Member, Board of Directors, ACLU of Maryland, 2003-2004

American Bar Foundation Fellow, 2011-present

Member, American Intellectual Property Law Association

Member, Board of Directors, Court of Federal Claims Bar Association, 2006-2011

President, Board of Directors, Court of Federal Claims Bar Association, 2010

Member, Steering Committee, Section on Criminal Law and Individual Rights, DC Bar, 1993-1995

Member, Election Board, D.C. Bar, 1992-1994

Member, Maryland Chapter Board of Governors, Federal Bar Association, 2007-2009

Member, GW Inn of Court

President, Board of Directors, Harvard Club of Washington, 2004-2006

Member, Board of Directors, Harvard Club of Washington, 1998-2007

Member, Board of Directors, Hebrew Home of Greater Washington, 2003-2017

Member, International Trademark Association

Member, Board of Directors, Montgomery County Community Foundation

Elected Representative, Montgomery County Democratic Central Committee, 1998-2002

Member, Board of Directors, Montgomery County Workforce Development

Member, Board of Directors, Strathmore Hall Foundation, Inc., 2014-2019

Member, Board of Directors, Washington Council of Lawyers, 1986-2017

President, Board of Directors, Washington Council of Lawyers, 1991-1992

Member, Board of Directors, Washington Hebrew Congregation, 1999-2007

Trustee, Washington Lawyers' Committee for Civil Rights & Urban Affairs, 2006-2009

Member, Board of Directors, Washington Lawyers' Committee for Civil Rights & Urban Affairs, 2010-2019

Co-Chair, Washington Lawyers' Committee for Civil Rights & Urban Affairs, 2014-2017

Podcasts & Webinars

Ad Law Symposium

05.04.2022

Inaugural Ad Law Symposium

01.27.2021

Practices

Healthcare

Intellectual Property

Copyrights

False Advertising, Lanham Act and Unfair Competition

International Trade Commission (ITC)

Patent Litigation

Trade Secrets

Trademarks and Trade Dress

Litigation

Class Action Defense

Real Estate, Energy, Land Use & Environmental

Industries

Advertising

Automotive

Blockchain

Blockchain and Fintech

Entertainment, Technology and Advertising

Fintech

Food and Beverage

Healthcare

Life Sciences

Retail, Fashion & Beauty

Education

J.D., University of Virginia School of Law, 1983

A.B., Harvard College, 1980, *magna cum laude*

Admissions

District of Columbia

Maryland

U.S. Court of Appeals for the D.C., Fourth, Eleventh and Federal Circuits

U.S. Court of Federal Claims

U.S. District and Bankruptcy Courts for the District of Columbia

U.S. District Court for the District of Maryland

U.S. District Court for the Western District of Wisconsin

U.S. Supreme Court

Languages

French