
OVERVIEW

I am a professor of intellectual property law, with an emphasis on patent law. My research focuses on patent remedies, emerging technologies, and industrial design protection. I am also an accomplished patent litigator, having frequently appeared and argued before many U.S. district courts and the U.S. Court of Appeals for the Federal Circuit (where I previously served as a law clerk). Prior to becoming a full-time law professor, I was a shareholder at The Webb Law Firm, an intellectual property boutique, where I have remained of counsel to advise and assist in the firm's appellate practice.

ACADEMIC POSITIONS

University of Akron School of Law, Akron, OH

Assistant Professor of Law (8/2016 – Present)

- Courses: *Patent Law & Policy, Patent Office Litigation, International Intellectual Property, Licensing Intellectual Property*
- Committees: Faculty Recruitment, Curriculum, Dean Search (2016-2017)

University of Pittsburgh School of Law, Pittsburgh, PA

Adjunct Professor of Law (1/2014 – 5/2016)

- Courses: *Patent Law* (S14, F14, F15), *Advanced Topics in Patent Law* (S15, S16)

PUBLICATIONS

Law Reviews and Journals (available at <http://ssrn.com/author=1359847>)

Computer-Implemented Business Methods and TRIPS Compliance (work in progress)
Casting Aspersions in Patent Trials, 79 U. PITT. L. REV. __ (forthcoming 2017) (with Bryan Clark)
Pro Se Patent Appeals at the Federal Circuit, __ STAN. TECH. L. REV. __ (forthcoming 2017)
Private Technology (Foreword), 16 PGH J. TECH. L. & POL'Y 1 (2016)
Patenting Physibles: A Fresh Perspective for Claiming 3d-Printable Products, 55 SANTA CLARA L. REV. 837 (2015)
Ending Unreasonable Royalties: Why Nominal Damages are Adequate to Compensate Patent Assertion Entities for Infringement, 39 VERMONT L. REV. 867 (2015)
Will the "Nexus" Requirement of Apple v. Samsung Preclude Injunctive Relief in the Majority of Patent Cases?: Echoes of the Entire Market Value Rule, 51 SAN DIEGO L. REV. 153 (2014)
Asserting Patents to Combat Infringement Via 3D Printing: It's No "Use," 23 FORDHAM INTELL. PROP. MEDIA & ENT. L.J. 771 (2013)
Overcoming the "Impossible Issue" of Nonobviousness in Design Patents, 99 KY. L.J. 419 (2011) (with Janice Mueller)
Enough is Enough: Time to Eliminate Design Patents and Rely on More Appropriate Copyright and Trademark Protection for Product Designs, 16 TEX. INTELL. PROP. L.J. 325 (2008)
Keeping Time Machines and Teleporters in the Public Domain: Fiction as Prior Art for Patent Examination, 7 PGH J. TECH. L. & POL'Y 8 (2007)

Book Chapters

Design Protection, Section 6B of Understanding Intellectual Property Law, Donald S. Chisum et al., (LexisNexis 3d ed. 2015)
Intellectual Property Protection for Designs, Design and Design Thinking: Essentials, Product Development and Management Association (forthcoming John Wiley & Sons 2015)
Design Protection, Section 6B of Understanding Intellectual Property Law, Donald S. Chisum et al., (LexisNexis 2d ed. 2011)

Periodical Contributions

- TC Heartland v. Kraft Foods*, American Bar Association Preview of U.S. Supreme Court Cases (March 2017) (with Camilla Hrdy)
- Unreasonable Royalties: Patent Infringement and the Requirement that Damages be Compensatory*, Delaware Lawyer (Fall 2015)
- A Brief History of Unreasonable Royalties*, Law360 (July 21, 2014)
- Tech Startups: Get Smart About Patent Litigation*, TechBurgher, Pittsburgh Technology Council (March 24, 2014)
- Has the Patent Troll Finally Taken its Toll?*, TEQ Magazine, Pittsburgh Technology Council (June 7, 2013)
- Benefits of a Coordinated Joint Defense in Patent Cases*, Law360, Intellectual Property Expert Analysis Segment (November 27, 2012) (with Lee Cheng)
- The New "Nexus" Injunction Standard of Apple v. Samsung*, The Legal Intelligencer (October 9, 2012)
- Getting "Good Marks" for your Trademark Practices*, At Issue, Pennsylvania Bar Association (Spring 2011)
- Five Guidelines for a Happy Patenting Experience*, TEQ Magazine, Pittsburgh Technology Council (April 18, 2010)
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PROFESSIONAL EXPERIENCE

The Webb Law Firm, Pittsburgh, PA

Of Counsel (7/2016 – present)

- Manage and advise on Federal Circuit appellate practice
- Brief and argue patent appeals in the Federal Circuit
- Consult on patent litigation matters in district court

Shareholder (1/2016 – 6/2016)

- Managed and established strategy for patent litigation through trial and appeal
- Led firm's appellate practice, briefed and argued Federal Circuit appeals
- Counseled clients regarding intellectual property portfolio management

Senior Associate (1/2013 – 12/2015)

- Managed patent litigation through trial and appeal
- Briefed and argued Federal Circuit appeals, pre- and post-trial issues in district court
- Took and defended depositions of inventors, experts, and other witnesses
- Interfaced with expert witnesses and assisted in composition of expert reports
- Supervised discovery, including infringement/invalidity contentions
- Counseled clients regarding intellectual property portfolio management
- Negotiated license agreements for patents and other intellectual property
- Handled *inter partes* review proceedings

Associate (9/2008 – 5/2011; 7/2012 – 12/2012)

- Briefed and argued *Markman*, summary judgment, evidentiary, and post-trial issues
- Drafted appeal briefs and coordinated appeal procedures
- Prepared for and took depositions, managed discovery
- Drafted and prosecuted utility and design patent applications
- Handled reexamination proceedings and USPTO appeals
- Conducted validity and infringement analyses for patents and products
- Composed license and nondisclosure agreements

Patent Agent (5/2006 – 8/2006; 5/2007 – 8/2007)

- Drafted patent applications and responses to office actions
- Assisted with due diligence regarding patent portfolios being sold or acquired
- Performed trademark searches and related counseling
- Conducted legal research and composed memoranda

FEDERAL CIRCUIT APPEARANCES

*Advanced Ground Information Systems, Inc. v. **Life360, Inc.***, No. 16-1332 (pending)*
*AdjustaCam, LLC v. **Newegg Inc.***, No. 16-1882 (pending)
*TQP Development, LLC v. **Newegg Inc.***, ___ Fed. Appx. ___ (Fed. Cir. 2017)*
***Becton, Dickinson & Co.** v. *Baxter Int'l Inc.**, 639 Fed. Appx. 652 (Fed. Cir. 2016)*
*Advanced Ground Information Systems, Inc. v. **Life360, Inc.***, 830 F.3d 1341 (Fed. Cir. 2016)*
***Allied Erecting & Dismantling** v. *Genesis Attachments, LLC**, 825 F.3d 1373 (Fed. Cir. 2016)*
*Wonderland Nursery Goods Co. v. **Thorley Indus. LLC***, 644 Fed. Appx. 1011 (Fed. Cir. 2016)*
*Pragmatus Telecom, LLC v. **Newegg Inc.***, 625 Fed. Appx. 528 (Fed. Cir. 2016)
*Macrosolve, Inc. v. **GEICO & Newegg Inc.***, 637 Fed. Appx. 591 (Fed. Cir. 2015)*
*SFA Systems, LLC v. **Newegg Inc.***, 793 F.3d 1344 (Fed. Cir. 2015)
*Wonderland Nursery Goods Co. v. **Thorley Indus. LLC***, 601 Fed. Appx. 991 (Fed. Cir. 2015)*
*AdjustaCam, LLC v. **Newegg Inc.***, 626 Fed. Appx. 987 (Fed. Cir. 2015)
In re Newegg Inc., No. 15-142 (Fed. Cir. 2015)
*Alcatel-Lucent USA v. **Overstock.com & Newegg Inc.***, 505 Fed. Appx. 957 (Fed. Cir. 2012)
*Soverain Software v. **Newegg Inc.***, 705 F.3d 1333 (Fed. Cir. 2013)

Clients in bold; * = argued

JUDICIAL CLERKSHIP

United States Court of Appeals for the Federal Circuit, Washington, DC

Law Clerk to the Honorable Jimmie V. Reyna (6/2011 – 5/2012)

- Drafted opinions addressing various patent and non-patent issues
- Prepared bench memoranda for upcoming oral arguments
- Gave presentations and led discussions regarding active cases
- Reviewed, analyzed, and commented on opinions from other chambers
- Evaluated petitions for panel and *en banc* rehearing
- Oversaw and mentored judicial interns

SPEAKING ENGAGEMENTS

Presentations & Lectures

CASTING ASPERSIONS IN PATENT TRIALS, Duquesne University School of Law, Pittsburgh, PA (March 27, 2017)

CASTING ASPERSIONS IN PATENT TRIALS, The George Washington University Law School, IP Speaker Series, Washington, DC (February 7, 2017)

CASTING ASPERSIONS IN PATENT TRIALS, Junior Intellectual Property Scholars Association, Moritz College of Law, The Ohio State University, Columbus, OH (January 20, 2017)

3D PRINTING AND THE NEXT WAVE OF DIGITAL INFRINGEMENT, Cincinnati Intellectual Property Law Association, Cincinnati, OH (May 12, 2015)

TOPSY-TURVY PATENT CLAIMING AND ENFORCEMENT ISSUES IN A 3D-PRINTED WORLD, International Trademark Association 3D Printing Conference, New York, NY (March 10, 2015)

HOW TO GET CAUGHT STEALING TRADE SECRETS WITHOUT REALLY TRYING, Q. Todd Dickinson IP Inn of Court, U.S. District Court for the Western District of Pennsylvania (November 17, 2014)

HOME FABRICATION AND THE FUTURE: BEST PRACTICES FOR DESIGNERS OF 3D-PRINTED PRODUCTS, GSMI 3D Printing and Additive Manufacturing Summit, Pittsburgh, PA (September 17, 2014)

SUPREME COURT IP UPDATE, U.S. District Court for the Western District of Pennsylvania, Patent Pilot Program Seminar, Pittsburgh IP Law Association (June 27, 2014)

FEDERAL CIRCUIT CASE LAW UPDATE, U.S. District Court for the Western District of Pennsylvania, Patent Pilot Program Seminar, Pittsburgh IP Law Association (March 14, 2014)

HOW THE NEW "NEXUS" STANDARD FROM APPLE V. SAMSUNG WILL MAKE INJUNCTIONS DIFFICULT TO OBTAIN, Pennsylvania Bar Institute, Philadelphia, PA (April 25, 2013)

Overcoming the “Impossible Issue” of Nonobviousness in Design Patents, Pennsylvania Bar Institute, Intellectual Property Law Symposium, Philadelphia, PA (March 31, 2011)
Intellectual Property Basics for Product Designs, Industrial Designers Society of America, Western Pennsylvania Chapter Innovation Series Event, Pittsburgh, PA (August 18, 2010)

Panels & Symposia

3D Printing: Aftermarkets and FDA Regulation, Akron Law Symposium on Intellectual Property Law and Policy, Akron OH (March 20, 2017)
Protecting Innovation in the 3D Printing World, U.S. Patent and Trademark Office, 3D Printing Symposium, Alexandria, VA (June 28, 2016)
The Wild West of Patent Litigation: Fee Shifting in the Wake of Octane Fitness, ALM In-House Counsel CLE Seminar, Pittsburgh, PA (September 29, 2015)
Collision Course: Design Patents and the Convergence of Existing Intellectual Property Regimes, University of Pennsylvania School of Law, PIPG Symposium (March 19, 2015)
Multi-Defendant Litigation Involving Non-Practicing Entities, U.S. District Court for the Western District of Pennsylvania, Patent Pilot Program Seminar, Pittsburgh Intellectual Property Law Association (July 12, 2012)
Design Patent Litigation: Issues in Apple v. Samsung, Intellectual Property Law Owners Association, IP Chat Channel Webinar (June 7, 2012)
The Future of Industrial Design Protection in the United States, Europe, and Beyond, University of Pittsburgh School of Law, Pittsburgh, PA (February 26, 2009)

MEDIA APPEARANCES

Encryption Patent that Roiled Newegg is Dead on Appeal, ArsTechnica (February 28, 2017)
Federal Circuit Won’t Reinstate \$2.3M Newegg Patent Verdict, Law360 (February 27, 2017)
Federal Circuit Skeptical Becton Dickinson Patent Survives Alice, Law360 (May 4, 2016)
Federal Circuit Urged to Revive IP Lobbed at Anti-‘Patent Troll’, Law360 (March 7, 2016)
Newegg Pushes Federal Circuit to Award Fees in Survey IP Row, Law360 (February 1, 2016)
What Product Managers Need to Know About IP Protection, The Everyday Innovator, www.productinnovationeducators.com (September 28, 2015)
Patent of Pretzels Shaped Like Peace Signs at Center of Pittsburgh Federal Lawsuit, Pittsburgh Post-Gazette (July 17, 2013)

EDUCATION

University of Pittsburgh School of Law, Pittsburgh, PA

Juris Doctor, Intellectual Property & Technology Certificate (5/2008)

- Honors *Cum Laude*
Faculty Award for Excellence in Legal Scholarship
ABA-BNA Intellectual Property Law Award
- Activities Lead Articles Editor, *Pittsburgh Journal of Technology Law & Policy*
Teaching Assistant, Legal Analysis and Writing

Carnegie Mellon University, Pittsburgh, PA

Bachelor of Science, Physics (5/2005)

- Honors High Honors Dean’s List, 2003-04
- Activities Teaching Assistant, Physics, Carnegie Mellon Action Project
Guitar Studio Performance Series

**LICENSURES &
BAR ADMISSIONS**

Attorney at Law, Supreme Court of Pennsylvania, 2008
Patent Agent, United States Patent & Trademark Office, 2006

United States Supreme Court, 2016

United States Court of Appeals for the Federal Circuit, 2010

United States Court of Appeals for the Fifth Circuit, 2014

United States District Court for the Western District of Pennsylvania, 2008

United States District Court for the Eastern District of Texas, 2012

**ASSOCIATIONS
& MEMBERSHIPS**

Q. Todd Dickinson Intellectual Property American Inn of Court
American Intellectual Property Law Association
Pittsburgh Intellectual Property Law Association
Allegheny County Bar Association