

San Diego Intellectual Property Law Association

# SDIPLA News



## MARCH 15 LUNCHEON MEETING “WHAT ROLE WILL THE FEDERAL CIRCUIT PLAY IN PATENT REFORM?”

BY: KEVIN L. REINER, SENIOR COUNSEL, DARBY & DARBY

**Kevin L. Reiner** is Senior Counsel at Darby & Darby. He focuses his practice on patent prosecution, counseling and intellectual property litigation. He has represented a broad range of companies and individuals in a variety of technology areas, including mechanical and medical devices, pharmaceuticals and business methods.

Mr. Reiner will discuss how recent cases may portend what role the Federal Circuit will play in the current era of an active Supreme Court and calls for patent reform. The discussion will include issues that are both internal and external to the appeals court. Particular cases explored will include *Amgen Inc. v. Hoechst Marion Roussel, Inc.* (05-1157), *SmithKline Beecham v. Apotex* (04-1522), and *KSR, Inc. v. Teleflex, Inc.*, currently before the Supreme Court.

Mr. Reiner’s patent prosecution and counseling practice has involved such diversified technologies as radiological protection systems, biochemical sensors, automotive engines and transmission, surgical catheters, internet data transmission technologies, consumer hygiene goods, laser drilling systems, internet billing and payment systems, sewage and waste processing systems, garment and clothing technologies, optical analysis systems, diamond inscribing technologies, casting and metallurgical processes, scientific and industrial centrifuges, dental surgery and implant technologies, lumber and paper products, herbicidal compositions, metal alloys and composite materials, printing and embossing equipment, construction equipment and tools, industrial braiding technologies, and internet marketing systems.

(continued on Page 2)

### Upcoming Events

- March 15, 2007 SDIPLA Luncheon at the Hyatt Regency La Jolla featuring Kevin Reiner.
- April SDIPLA meeting featuring Robert Sherman
- May 24, 2007 SDIPLA meeting featuring Robert Spar, former Director of the USPTO’s Office of Patent Legal Administration

### IN THIS ISSUE:

#### TABLE OF CONTENTS

Professional Profile: March Lunch Meeting	1-2
Lunch Reservation Form — March Lunch Meeting	3
Announcements and Advertisements	4, 6-7
Upcoming Events	7
Membership Application	5

### March 15th LUNCHEON MEETING — Hyatt Regency La Jolla:

#### Date/Time/Location:

March 15, 2007  
12:00 noon—1:30 p.m.

#### **Hyatt Regency La Jolla**

3777 La Jolla Village Drive  
La Jolla, California

#### Notes:

The meeting is at the Hyatt Regency La Jolla.

This is a **lunch** meeting.

Speaker: Kevin Reiner

#### Directions:

I-5 to La Jolla Village Drive exit, turn east, hotel is on the right;

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(continued from Page 1)

Mr. Reiner practices extensively in all aspects of intellectual property litigation, from pre-filing investigation through trial and appeal. Notable cases include *Novozymes A/S v. Genencor Int'l, Inc. et al.*, 446 F.Supp. 2d 297 (D. Del. 2006), in which Mr. Reiner was third chair on the trial team that secured a patent infringement decision against a genetically-engineered starch processing enzyme used in the production of fuel ethanol from crops; *Concept Innovation Inc. v. CFM Corp. et al.* (N.D. Ill. 2005 - CA 04-3345), in which Mr. Reiner prosecuted a design patent and trade secret misappropriation action on behalf of a southeast Asian manufacturer against a Canadian competitor and negotiated a global IP settlement; *V.P. Intellectual Properties, L.L.C. v. Nobel Biocare USA, Inc. et al.* (D.N.J. 2003 - CA 99-3136), in which Mr. Reiner helped prosecute a patent infringement action involving dental implant technology against four major manufacturers that secured an over \$5 million settlement for the inventors; and *Allegiance Healthcare Corp. v. London Int'l Group Ltd. et al.* (N.D. Ga. 2002 - CA 89-1796), in which Mr. Reiner was a member of the trial and appeal team that successfully defended a medical device manufacturer at trial in a false advertising suit by a competitor and opposed the competitors' subsequent appeal to the Eleventh Circuit.

Prior to his legal career, Mr. Reiner was an engineer with Riley Stoker Corporation, a manufacturer of equipment for the power industry, and with Teledyne Engineering Services, an engineering consulting firm. He obtained his Professional Engineer license in the Commonwealth of Massachusetts in 1995.

The SDIPLA thanks our Sponsors for the  
monthly meetings:

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## Reservation Form for March 15, 2007 SDIPLA Meeting

### March 15, 2007 Lunch Meeting

#### “WHAT ROLE WILL THE FEDERAL CIRCUIT PLY IN PATENT REFORM?”

BY: KEVIN L. REINER, SENIOR COUNSEL  
DARBY & DARBY

Due to the large number of attendees expected at this event, the SDIPLA is again requesting **Pre-Registration and Pre-Payment.**

To reserve your place, please fill out the below registration, and send it **WITH YOUR CHECK MADE PAYABLE TO ‘SDIPLA’** to:

Boris Zelkind  
SDIPLA Secretary  
Knobbe, Martens, Olson & Bear LLP  
550 West C Street, Suite 1200  
San Diego, CA 92101  
(619) 235-8550  
Fax: (619) 235-0176  
boris.zelkind@kmob.com

On-line reservation available– go to [www.acteva.com](http://www.acteva.com) and search for SDIPLA or follow the link at [www.SDIPLA.org](http://www.SDIPLA.org)

**Please fill out a separate form for each attendee.**

### REMINDERS

- Please mail, fax, or e-mail your reservation to Boris Zelkind at the address, fax, or e-mail address indicated for receipt **no later than 5:00 p.m. on Tuesday, March 13, 2007.**
- The reservation deadline is dictated by the hotel and not by the SDIPLA.
- This program has been approved for MCLE credit by the State Bar of California in the amount of one (1.0) unit.

Thursday  
March 15, 2007

### Hyatt Regency La Jolla

Registration starts at 11:45 a.m..  
Lunch starts at 12:00 noon p.m.  
Presentation starts at 12:30 p.m.

#### Luncheon Buffet

### NOTE MEAL PRICES

**\$45.00 SDIPLA Member**

**\$55.00 Non-Member**

## Registration

Name: \_\_\_\_\_ E-Mail Address: \_\_\_\_\_

Firm/Employer: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Member of SDIPLA? (circle one) YES NO

### Applications for SDIPLA Membership

The following individuals have applied for SDIPLA membership. Active Members may oppose membership status to these individuals by lodging a formal notice of opposition. The opposition must include relevant grounds for disqualification and should be submitted to the Secretary on or before November 1, 2006.

Erik Anderson	Tim Brown	Lili Chen	Craig Countryman
Dr. Jason Feinberg	Brooks Gifford III	Monica Gorman	Cynthia Hathaway
Ron Katznelson	Ford Khorsandian	Eric Lane	Bryan Lee
James Leimbach	Jeremy Livianu	Kathleen Mekjian	Ryan Melnick
Marc Morley	Marianne Patch	Jeremy Pierce	Ali Razai
Pedro Suarez	Jesus Joanos i Timoneda	David Tseng	John Wilson

**SDIPLA COMMITTEES:** SDIPLA has Amicus, Awards, Editorial, Events, Sponsorship, and Mentoring committees. Please contact a board member if you are interested in joining a committee. Go to the SDIPLA website at [www.sdipla.org](http://www.sdipla.org) for more information about these

### Announcements

This Announcements section is designed to better serve the needs of the membership. This page may be used to advertise for positions offered or desired, as well as to provide a forum for announcements of interest to the San Diego IP community. Please contact Boris Zelkind if you would like to place an ad or announcement.

## MEMBERSHIP APPLICATION

Name: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

(required to receive newsletters)

Firm/Employer: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Send check or money order payable to SDIPLA Dues to:

Attorney Member Dues: \$50/year

Non-Attorney/Retired Attorney Dues: \$25/year  
(e.g. law students, paralegals, patent agents, retired attorneys, etc.)

Boris Zelkind

SDIPLA Secretary

Knobbe, Martens, Olson & Bear LLP  
550 West C Street, Suite 1200  
San Diego, CA 92101

### Notes Regarding Your Membership

- E-Mailing of newsletters and notices has replaced regular mailing.
- **On-line registration now available– visit [www.SDIPLA.org](http://www.SDIPLA.org).**
- SDIPLA would like to increase active membership, including significantly in-house practitioners.
- SDIPLA welcomes any suggestions to make the renewal process more efficient.
- SDIPLA welcomes any suggestions to increase membership.
- If you have suggestions, please do not hesitate to contact one of the officers.

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**CONEXANT SYSTEMS**  
[www.conexant.com](http://www.conexant.com)

We have been retained by our client Conexant Systems to conduct a search for a senior patent attorney. The candidate may choose to work in Newport Beach or from the satellite office in Sorrento Valley, San Diego.

Conexant is a leading provider of broadband communications solutions for consumer, enterprise, personal computer and service provider markets. Products include broadband system-level solutions for modems, routers, residential gateways, settop boxes, and DSLAMs.

**JOB DESCRIPTION AND DUTIES**

Candidate will be responsible for the preparation and prosecution of patent applications and maintenance of patents for the company. Relevant technologies include video, MPEG, H.264 (high definition MPEG), RF, cable modem, digital subscriber line (DSL), wireless local area networks (WLAN), multi-function-peripherals (MFP), power line communications, voice over IP (VoIP), satellite, and other semiconductor related technologies.

The structure is a hybrid of vertical responsibilities depending on the skill set, technical competencies and the needs of the product lines. Candidate will need experience in a variety of legal and IP areas. The candidate's primary responsibilities will be related to patent prosecution, in U.S. and abroad (India). Travel to Conexant sites in India is required.

The candidate will be responsible for managing the patent portfolio of the company currently consisting of over 1200 U.S. and foreign cases. Secondary responsibilities may also evolve to licensing IP diligence and litigation matters.

With regard to patent prosecution the candidate will be responsible for relationships with various engineers and product lines; harvesting of intellectual property; training; interviewing inventors; preparing and drafting patent applications; working with patent drafters based outside the U.S.; filing; and prosecuting patent applications. The candidate will also manage a case load that is currently prosecuted by outside counsel.

**IDEAL CANDIDATE PROFILE**

- Experience in communication semiconductors is a huge plus;
- JD with strong academic credentials; excellent writing skills; and a bachelor degree or masters degree in electrical arts (EE, CPRE, physics);
- Member of the Patent bar (USPTO);
- Minimum 5+ years experience as a patent attorney in a law firm with prosecution emphasis; and/or in-house setting at a semiconductor company;
- Experience in managing a patent portfolio; patent prosecution; cultivating, harvesting and managing a patent portfolio; reviewing and evaluating the work of outside law firms and drafters;
- Negotiating and drafting documents, i.e., settlement agreements, licensing and technology agreements, contracts, joint venture agreements, etc.

Please contact Dee Summers for additional information or email your resume for consideration to [dee@attorneyplacement.com](mailto:dee@attorneyplacement.com)

*Additional position available for Patent Attorney with 3-5 years experience, please call Erin Brownstein for details.*

**Visit SDIPLA on the Web at:  
www.sdipla.org**

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**ARTICLES:** If you have an article for the newsletter, please send it to Boris Zelkind.  
**DUES:** To pay or renew your **membership dues:** Please use the form on page 5, and send form via mail or fax to Boris Zelkind. - online registration now available - visit [www.SDIPLA.org](http://www.SDIPLA.org).

Date	Event	Speaker/Topic
March 15, 2007	SDIPLA March Lunch Meeting	Kevin L. Reiner, Senior Counsel, Darby & Darby
TBA	SDIPLA April Meeting	Robert Sherman of Paul, Hastings, Janofsky & Walker LLP
May 24, 2007	SDIPLA May Meeting	Robert Spar, former Director of the USPTO's Office of Patent Legal Administration