

---

# IP Litigation

---

It is widely accepted that the efficient method to settle business disputes, including intellectual property disputes, is through negotiations to avoid disruption to your business. However, there are times when these discussions are exhausted and a contested proceeding is the next solution. Whether enforcing or defending your IP rights, or defending against another party's assertion of their rights, Volpe Koenig's litigation team works to minimize your risk and provide cost-effective, real world solutions that serve you now and in the future.

Volpe Koenig handles litigation matters for clients and disputes of various sizes. Individually and as a firm, we are well-versed in all aspects of IP law and we strive to keep abreast of changes in the law, litigation procedures, and the business implications of litigation. When the matter requires it, we have the technical expertise to present a strong factual case on a sound legal basis in complex technologies.

Our attorneys have litigated IP matters in various states and federal courts across the U.S. Our team also has extensive experience in petitioning for and defending patents in post-grant proceedings, such as *inter partes* review proceedings before the Patent Trial and Appeals Board.

Our litigation attorneys understand that our strategy must be consistent with your goals, and must be achieved efficiently, with a focus on being cost effective. We evaluate each case and develop strategies to prevent any possible obstacles. We partner with you and work hand-in-hand to decide the best course of action, bypassing the "do everything you can do" approach to litigation and its associated additional costs. We understand your business objectives and assess the relevant technologies as they apply to the matter, identify the risks, recommend mitigation strategies, and keep you involved and informed every step of the way.

While our firm is always prepared to litigate from initial pleadings through trial, we also understand that litigation is expensive and burdensome on our clients. Therefore, we are devoted to resolving our clients' disputes early in the litigation process or prior to litigation entirely. Accordingly, our litigators are skilled in alternative dispute resolution and are experienced in crafting creative settlements to

## Attorneys

Ryan W. O'Donnell  
John J. O'Malley  
Anthony S. Volpe

## Professionals

Jonathan M. Dunsay  
Daniel H. Golub  
Thomas P. Gushue  
Gerald B. Halt Jr.  
Randolph J. Huis  
C. Frederick Koenig III  
Thomas A. Mattioli  
Robert J. L. Moore  
Todd A. Norton  
Ryan W. O'Donnell  
John J. O'Malley  
Michael F. Snyder  
Nicholas M. Tinari  
Anthony S. Volpe

## Related Industries

Computer Technology Software  
and Business Methods  
Consumer Products and  
Services  
Electrical Technology and  
Components  
Life Sciences and Chemistry  
Material Sciences and  
Metallurgy  
Mechanical Technologies

## Global Experience

Asia Pacific  
Europe  
Middle East and Africa

favorably resolve intellectual property disputes.

North America

South America

Volpe Koenig has represented national and international clients in the following *inter partes* matters:

- Patent litigation
- Trademark litigation
- Copyright litigation
- Trade secret litigation
- Franchise and license agreement disputes
- Non-complete and NDA disputes
- Inter Partes Review (IPR) and Post Grant Review (PGR) proceedings before the Patent Trial and Appeal Board
- Arbitration
- Mediation
- International Trade Commission (ITC) cases
- Domain name disputes
- Foreign cancellation proceedings
- Foreign enforcement and/or invalidity actions

## Blog Posts

Fed. Circuit Upholds CosmoKey Authentication Patent Asserted Against Duo

*Imagine That IP Law Blog*, 10.21.2021

Supreme Court Google-Oracle Ruling: The Highlights

*Imagine That IP Law Blog*, 04.14.2021

One Bite at the Apple: How the Outcome of a Previous Patent Litigation Can Impact Later Lawsuits

*Imagine That IP Law Blog*, 01.06.2021

Patent Inventor Teamwork Doesn't Always Make the Dream Work

*Imagine That IP Law Blog*, 12.18.2020

Sovereign Immunity The 11th Amendment and Intellectual Property

*Imagine That IP Law Blog*, 08.07.2020

U.S. Supreme Court Sides with Booking.com in Critical Trademark Case

*Imagine That IP Law Blog*, 07.01.2020

Supreme Court Finds 'Willfulness' Not Required To Obtain A Profits Award From An Infringer

*Imagine That IP Law Blog*, 05.05.2020

Pharma Formulations – Patentability and Obviousness

*Imagine That IP Law Blog*, 04.21.2020

Federal Circuit Lowers Restrictions on Obtaining Registration of Color Marks

*Imagine That IP Law Blog*, 04.14.2020