

Representative Legal Matters

Brian McCormack

- Lead counsel for a cinema technology company (patent owner) in multiple IPR proceedings, upholding the patentability of all claims in 6 out of 7 IPRs filed against the client's patents, and upholding the patentability of most claims in the 7th IPR. Successfully argued the matter before the PTAB.
- Lead counsel for a semiconductor manufacturing company (petitioner), successfully establishing unpatentability of claims that had been asserted against the client's customers. Successfully argued the matter before the PTAB.
- Lead counsel for a SaaS (Software-as-a-Service) client as petitioner in an IPR, filing five petitions against the client's opponent, resulting in a favorable settlement of a matter being litigated in the Northern District of California.
- Acted for a semiconductor component manufacturer in the Eastern District of Texas through trial and early appeal stages. Lead a litigation team in the matter through trial and favorable settlement.
- Acted as lead counsel for a group of 11 independent defendants in a huge litigation filed against more than 200 retailers in the Eastern District of Texas based on geolocation technology. Successfully negotiated settlement on behalf of all clients after discovery and claim construction procedures.
- Acted as lead counsel for a SaaS company as defendant in a patent matter filed in Delaware. Established key invalidity positions and pursued an inter partes reexamination in the matter that led to favorable settlement for the client.
- Acted for a financial services company in a matter in the Eastern District of Texas against a non-practicing entity that was widely considered to be the reason that Covered Business Method proceedings were included in the America Invents Act of 2011. Had lead role in establishing invalidity evidence for the matter, which settled favorably shortly before trial.
- Acted for a financial services company in the Eastern District of Texas in defense of a patent suit filed asserting that the company's web security technology infringed a patent owned by the plaintiff. Lead a search effort to find a key piece of prior art that when presented to the opponent led to an early and favorable settlement in the case.
- Acted for a Japanese video game manufacturer in a patent infringement action brought in Massachusetts and appealed to the Federal Circuit. Summary judgment of non-infringement given and upheld in favor of client.

- Acted for a Taiwanese manufacturer of non-volatile memory in a patent infringement action brought in the Northern District of California. Summary judgments dismissing one patent and majority of claims in other patent granted. Case settled on favorable terms.
- Acted for two separate high-tech companies in a patent infringement action brought in the Eastern District of Texas. Secured a claim construction that was very favorable to the respective clients. Negotiated settlements upon favorable terms.