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Pavan K. Agarwal is a partner with Foley & Lardner LLP, where he serves as chair of the firm's Intellectual Property Department. Mr. Agarwal is an active member in the firm's Electronics and IP Litigation Practices. He practices in various patent law areas, focused on patent litigation and licensing, as well as opinions and prosecution. Mr. Agarwal represents numerous high-tech clients, with a focus on electronics and automotive technology companies. He is also a member of the firm's Appellate and International Practices and Automotive Industry Team.

Mr. Agarwal joined Foley after a clerkship at the Court of Appeals for the Federal Circuit, where he served as judicial clerk to the Honorable Alvin A. Schall.

Mr. Agarwal was recognized among *IAM Patent 1000 – The World's Leading Patent Practitioners* (2013). In 2010-2011 and 2013, the *Legal 500* recognized Mr. Agarwal for his patent work.

Mr. Agarwal is a graduate of the George Washington University Law School (J.D., with highest honors, 1996), where he was a member of the *George Washington University Law Review*. He holds an electrical engineering degree, graduating first in his class at the University of Maryland (B.S.E.E., *summa cum laude*, 1993).

Mr. Agarwal has published various articles, including "Patenting In-Line With the Federal Circuit," *Federal Circuit Bar Journal* (2003). He has served as an adjunct professor at George Washington University Law School and as a patent editor for the *Federal Circuit Bar Journal*.

Mr. Agarwal is currently a member of the American Intellectual Property Law Association, American Bar Association and the Giles S. Rich American Inns of Court. He is admitted to practice in Virginia and Washington D.C. and before both the Federal Circuit and the U.S. Patent and Trademark Office.



Etsuo Doi



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Etsuo Doi is a partner with Foley & Lardner LLP, where he is a member of the Business Law and Intellectual Property Departments and Transactional & Securities, International, Electronics, and Privacy, Security & Information Management Practices. He is also a member of the Energy Industry Team. He represents both Japan-based and international companies in matters relating to cross-border transactions, intellectual property, e-commerce, joint ventures, licensing and general corporate work.

Prior to joining Foley, Mr. Doi was a partner at other major U.S. law firms. Previously, he was corporate counsel at eBay, Inc. and chief legal counsel at eBay Japan KK. Mr. Doi started working for eBay as outside counsel in early 1999 shortly after its successful IPO when eBay was seeking to expand globally. While serving as outside counsel, Mr. Doi had found the value of working more closely with eBay to experience the then novel e-commerce business model with a number of uncertain legal issues as well as to gain business experience. He decided to join eBay as in-house counsel as well as one of the top executives for eBay Japan K.K. Mr. Doi is one of very few Japanese lawyers who has real experience in Internet business and legal issues.

Mr. Doi was an AFS exchange student during his senior year of high school staying with a host family in Westchester County, New York. The host father was a partner of a leading New York law firm. Through his experience, he developed a much deeper understanding of U.S. culture than most Japanese bengoshi.

» Utilizing his rather unique bilingual and bicultural skills with private practice experience, in-house legal practice experience, start-up experience, business experience, experience in having worked both in traditional Japanese organizations and U.S. style organizations, etc., Mr. Doi has developed a unique practice of reasonable combination of inbound and outbound legal work. Inbound practice is for assisting foreign clients in their Japanese investments and Japanese legal issues, or for assisting Japanese clients as a counterparty to foreign companies investing into Japan. Outbound practice is for assisting Japanese clients on various overseas legal matters of the United States and other countries. Outbound practice

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- » area is broader than inbound as Mr. Doi serves to organize the team at Foley and becomes the contact person for various legal issues for Japanese clients. Mr. Doi's experience includes, but not limited to, the following:
 - » Inbound Practice:
 - » Mr. Doi's inbound practice focuses primarily on general corporate and M&A.
 - » One of the lead Japanese counsels representing the leading U.S. supermarket group in its TOB of a leading Japanese department store
 - » Represent independent committee of the target public Japanese apparel company regarding TOB by a leading apparel company
 - » Represent a major U.S. telecommunications company for its acquisition of a Japanese telecommunications service company
 - » Represent Lehman Brothers in its acquisition of a prime mortgage loan business of a leading Japanese financial institution
 - » Represent the largest creditor U.S. company for bankruptcy and reorganization of a public Japanese IT company
 - » Represent a major U.S. Internet company in its restructuring and reorganization of corporate structures among Asian subsidiaries, including Japan
 - » Represent various global M&A deals with regard to handling the Japanese subsidiaries part of the deals
 - » Represent a leading online payment solution services company for its various Japan legal matters
 - » Represent a leading U.S. based e-commerce company for its various Japan legal matters
 - » Represent a Luxemburg based leading IP phone company for its various Japan legal matters
 - » Represent a public electronic vehicle venture company for its various Japan legal matters
 - » Represent a major Japanese company on negotiations to establish a branch museum of a major U.S. museum
 - » Represent a leading Japanese cosmetic company on a joint venture with a French cosmetic company
 - » Represent a major French chemical company on a joint venture with a leading Japanese chemical company
 - » Prepare various privacy policies and related compliance manuals and work rules for Japanese subsidiaries of foreign companies, including a major U.S. investment bank
 - » Represent U.S. based companies in various securities litigation or securities fraud related investigation involving Japan and other Asian regions
 - » Represent a major U.S. based company for trade secrets misappropriation in Japan involving Japanese companies
 - » Represent a U.S. company as a leading Japanese counsel for global dispute on biotechnology patents of the Nobel Prize awarded invention
 - » Represent various U.S. and foreign based companies in its Japan legal issues, including incorporation, agreements drafting, licenses and negotiations, employment, data protection, user agreement/privacy policy drafting and other corporate, compliance and regulatory matters
- Outbound Practice:**
- Mr. Doi's outbound work includes intellectual property (particularly patent) related disputes, negotiations and licensing matters representing major Japanese companies, and corporate M&A related outbound matters.
- » Represent a major Japanese electronics company in ITC litigation involving key semiconductor patents
 - » Represent a major Japanese electronics company in patent litigation in the Northern District of California
 - » Represent a major Japanese electronics company in patent litigation in the Central District of California
 - » Represent a major Japanese electronics company in patent litigation in the Southern District of California

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- » Represent a major Japanese electronics company in patent litigation in the Eastern District of Texas
- » Represent a major automotive company in patent litigation in the Eastern District of Texas
- » Represent a major Japanese electronics company in its acquisition of a U.S. media company
- » Assist a leading Japanese gas company in its long term LNG project for Gorgon Australia
- » Represent a leading Japanese gas company in its long term LNG project with the leading LNG company in Qatar
- » Represent a major Japanese pharmaceuticals company in dispute with a major U.S. pharmaceuticals company relating to joint development
- » Represent a leading Japanese gas company in its long term LNG project with the leading LNG company in Oman
- » Organize and manage legal due diligence in 26 countries, including U.S., Europe, Asia, Mid East and South America of a new business provided by a leading Japanese general trading company

Mr. Doi has been listed in *Best Lawyers*® as one of a very limited number of Japanese lawyers in the area of international business transactions (2009, 2010, 2011, 2012). *The Legal 500* recognized Mr. Doi for his intellectual property and corporate and mergers & acquisitions work in Japan (2013). *The Legal 500 Asia Pacific* also specifically noted Mr. Doi (2011, 2012). Mr. Doi has been ranked by *Leading LAWYER 100 ASIA PACIFIC* as one of Asia's leading lawyers in intellectual property (2012, 2013) and, in 2011 in electronics. He was selected as one of only eight lawyers in Japan and one of only two Japan licensed lawyers (bengoshi) as the *World's Leading Patents and Technology Licensing Lawyers (IAM Licensing 250)* (2010, 2011, 2012), Mr. Doi has also been selected as one of only ten lawyers in Japan and one of only two Japan licensed lawyers (bengoshi) in patent licensing for the *World's Leading Patent Practitioners 2012 and 2013 (IAM Patent 1000)*, and one of eight lawyers in Japan and one of only two (bengoshi) in patent litigation for the same publication.

Mr. Doi is well versed in Japanese corporate, technology, and Internet laws and has been a panel speaker at numerous technology conferences. Mr.

Doi also has particular experience in privacy laws and regulations, and has been a board member of Council of Experts on Personal Information Protection in Japan. He is a governor of the board and an adjunct professor of law at Temple University Law School (Japan campus) and has taught courses, including the Comparative Enforcement of Intellectual Property Rights, Comparative Intellectual Property and East-West Negotiation. Mr. Doi has also taught in Japanese law schools, business schools and graduate schools, including Waseda University, Meiji Gakuin University and Nihon University. He is a consistent contributor of law articles to major publications both in Japanese and in English. Mr. Doi has been a member of a number of major government related committees, and is a drafter of the Japanese government's E-Commerce Guidelines.

Mr. Doi is a graduate of Tokyo University (L.L.B., 1988), and from Columbia University School of Law (LL.M., 1996).

Mr. Doi is an attorney at law admitted to practice in Japan and New York. He is also a patent attorney admitted to practice in Japan. He is a member of the Tokyo Bar Association, the Japan Patent Bar Association, the New York Bar Association and the American Bar Association.

Mr. Doi is fluent in Japanese and English.



Andrew S. Baluch



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Andrew Baluch is an Intellectual Property law special counsel with Foley & Lardner LLP and serves as vice chair of the firm's Patent Office Trials Group. He advises companies on global IP strategies, including international portfolio management, IP diligence reviews, opinions, licensing, litigation, patent reexamination, and trade secret protection. As a member of the firm's China practice, Mr. Baluch provides clients with information on the impact of the Chinese legal environment and consultancy on international conventions, including the WTO Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS).

Mr. Baluch is a former director of international IP enforcement in the White House Office of the IP Enforcement Coordinator. In this role, he oversaw the implementation of all international IP enforcement initiatives in the U.S. Government's Joint Strategic Plan on IP Enforcement and coordinated U.S. Embassy personnel stationed in 17 priority countries, including China, Brazil, Russia and India. His responsibilities also included convening inter-agency teams to assist companies facing IP theft abroad and participating in all major bilateral trade dialogues with China, including the U.S.-China Joint Commission on Commerce & Trade (JCCT) and the U.S.-China Strategic & Economic Dialogue (S&ED).

Prior to his White House appointment, he was an expert legal advisor to the under secretary and director of the U.S. Patent & Trademark Office (USPTO). During his tenure with the USPTO, he participated in numerous trade missions to China, advised the director on IP litigation, drafted regulations for public comment, and helped draft the USPTO's 2010-2015 Strategic Plan. In this role, he gained particular experience in post-grant patent disputes handled within the USPTO.

Mr. Baluch served as a law clerk to Judge Richard Linn of the U.S. Court of Appeals for the Federal Circuit and was an associate with Foley before this service.

In the area of nanotechnology, he is managing editor of *Nanotechnology Law & Business* and conducted graduate research in the field of molecular nano-electronics.

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Mr. Baluch holds degrees in materials science engineering from Northwestern University (B.S., M.S.) and Boston University School of Law (J.D.), where he served as editor of the *Boston University Law Review*.

Mr. Baluch is admitted to practice in the District of Columbia, Massachusetts, the U.S. Court of Appeals for the Federal Circuit, and the USPTO.

Representative Matters:

- » *Takeda Pharm. Co. v. Doll*, 561 F.3d 1372 (Fed. Cir. 2009). Drafted Federal Circuit brief in civil suit against USPTO Director, resulting in favorable 2-1 precedential decision vacating USPTO's rejections against client's patented blockbuster drug. All claims were confirmed as patentable on remand.
- » *Nichia Corp. v. Seoul Semiconductor*, No. 06-cv-0162 (N.D. Cal.). Drafted petitions resulting in complete termination of infringer's *inter partes* reexam challenge against client's patents in USPTO, thereby preserving client's favorable jury verdict of infringement.
- » *In re Certain Semiconductor Chips*, ITC Inv. No. 337-TA-630, *aff'd*, 646 F.3d 1357 (Fed. Cir. 2011). Participated in discovery and ITC briefing phase on behalf of Japanese respondent, resulting in favorable determination of no infringement under a patent "exhaustion" defense.

Selected Publications:

- » "The Surprising Efficacy of Inter Partes Patent Reexamination," 9 *Patent Strategy & Management* 1 (2008) (cited by court in *ACCO Brands v. PC Guardian Anti-Theft Prods.*, 592 F.Supp.2d 1208 (N.D. Cal. 2008))
- » "Patenting Graphene: Opportunities and Challenges," 5 *Nanotechnology Law & Business* 289 (2008)
- » "Seed Exhaustion: Quanta's Effect on Biotech Patents," *IP Law360* (2008)
- » "Negative differential resistance through individual organic molecules bound to the Si(111)-7×7 surface," *TMS Letters*, 1, 125 (2004)
- » "Atomic-level robustness of the Si(100)-2×1:H surface following liquid phase chemical treatments in atmospheric pressure environments," *Journal of Vacuum Science and Technology A*, 22, L1 (2004)



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Harold C. Wegner is a partner in the international law firm of Foley & Lardner LLP, where he is actively engaged in cutting edge domestic and international patent issues. Domestically, Prof. Wegner focuses upon appellate patent issues as well as reexamination and other complex matters at the U.S. Patent and Trademark Office. Globally, Prof. Wegner crafts strategies for multinational and particularly Chinese and Japanese patent enforcement and management.

Prof. Wegner is the former director of the Intellectual Property Law Program at the George Washington University Law School, where he had been a professor of law; he continues his affiliation with George Washington as member of the Dean's Advisory Board. He has been a visiting professor at Tokyo University and spent several years as a Mitarbeiter at the Max Planck Institute for Intellectual Property Law in Munich followed by service as a Kenshuin at the Kyoto University Law Faculty.

He was recognized among *IAM Patent 1000 – The World's Leading Patent Practitioners* (2012-2013).

Prof. Wegner holds degrees from Northwestern University (B.A.) and the Georgetown University Law Center (J.D.). He started his career as a patent examiner. In 1980 he founded his own law firm; in 1994 he merged his practice into the Foley firm.



Jeffrey H. Greene



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Jeffrey H. Greene is a partner with Foley & Lardner LLP where he is chair of the firm's Trademark, Copyright & Advertising Practice and the New York office Intellectual Property Department. Recently, the Trademark, Copyright & Advertising Practice was listed in the 1st Tier nationally in 2013 for *U.S. News and Report*, and was also included in the 2013 *Chambers* and *Legal 500* practice rankings. Mr. Greene counsels foreign and domestic clients on all aspects of intellectual property including trademarks, copyrights, licensing, enforcement, litigation, advertising, software, technology, unfair competition and trade dress. He provides intellectual property counseling on issues relating to mergers, acquisitions, joint ventures, financings and other business transactions, including due diligence, agreement/contract drafting, licensing and negotiation, opinions and transfer issues and regularly provides strategic advice relating to foreign and domestic trademark selection, clearance, prosecution and global portfolio management. He has experience in addressing all of these issues in a variety of industries, including financial services, beverages, consumer products, pharmaceuticals, media, publishing, medical devices, telecommunications and clothing.

Prior to joining Foley, Mr. Greene was a partner with Morgan, Lewis & Bockius LLP.

Mr. Greene received his J.D. from Yeshiva University, Benjamin N. Cardozo School of Law, 1996, where he was an articles editor for the *Journal of International and Comparative Law*, and received his B.A. from Cornell University, 1992.

Mr. Greene has been named in the *World Trademark Review's* "WTR 1000" directory (2011 and 2012). The *Legal 500* recognized him for his work in both trademarks (non-contentious) and marketing and advertising (2010 – 2013), where clients described him as "*business-centric and responsive.*"

Mr. Greene is an active member of the International Trademark Association, where he currently serves on the U.S. Roundtables Project Team. He has previously served on the U.S. Programs Committee for the 2008 and 2010 annual meetings and the Alternative Dispute Resolution Committee, as well as

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the Trademarks and Unfair Competition Committee
of the Association of the Bar of the City of New York.

Mr. Greene is admitted to practice in New York.

Presentations and Publications:

- » Moderator, International Trademark Association's (INTA) Annual Meeting, Topic: Fraud at the PTO: What Do We Do Now?, May 2010
- » Speaker, International Trademark Association's (INTA) Creating the Perfect Partnership: In-House and Outside Counsel Relations Post-Recession program, Topic: Providing Excellent Service To In-House Clients During Tough Economic Times, March 2010
- » Co-author, "IP Protection Menu for Medical Devices," *Foley Legal News: Medical Devices*, November 2008
- » Moderator/Panelist, ALM's 20th Annual General Counsel Conference: IP Defense and Brand Protection, June 2008
- » Moderator, International Trademark Association's (INTA) 130th Annual Meeting, Topic: Trademarks, Patents and Copyrights: Understanding the Interplay, May 2008
- » Speaker, Annual ALI-ABA Conference: Fundamentals of Trademarks, Copyrights & Unfair Competition: Protection and Enforcement in the Digital Age for the General Practitioner and Corporate Counsel, Topic: Selecting Strong and Enforceable Marks, 1999 – present
- » Speaker, Eastern Region Meeting of the Association of University Technology Managers, Topic: What's in a Name: A Trademark Law Primer, June 2000
- » Co-author, "Is the FTDA Diluting Trademark Law," *New York Law Journal*, May 2001
- » Co-author, "Email and Ethics: Safeguarding Client Confidences," *Corporate Business and Banking Law Journal*, Summer 1998



Stephen B. Maebius



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Stephen B. Maebius is an Intellectual Property law partner with Foley & Lardner LLP. He is a member of the firm's Management Committee and former chair of the Intellectual Property Department. Prior to becoming a lawyer, he was a patent examiner in the Biotechnology Group of the U.S. Patent & Trademark Office. He has led teams within Foley handling a variety of different kinds of IP work, including IP diligence reviews, opinions, international portfolio management, licensing, litigation and parallel reexaminations, patent term extensions and interferences. Two IP transactions in which he has participated were awarded "Deal of Distinction" status by the Licensing Executives Society.

He has been active as both a teacher and author in the intellectual property field. He has been a visiting associate professor of intellectual property law at Tokyo University's Research Center for Advanced Science and Technology, as well as a faculty adjunct professor at George Washington University Law School, where he taught comparative and international patent law. In addition, he testified on reexamination practice at the 2002 FTC/DOJ hearings on the "Implications of Competition and Patent Law and Policy."

In the area of nanotechnology, he helped start the NanoBusiness Alliance and the *Nanotechnology Law & Business* journal. He continues to serve as an associate editor of the *Nanotechnology Law & Business* journal.

Mr. Maebius was recognized for post-grant procedures among *IAM Patent 1000 – The World's Leading Patent Practitioners* (2012-2013). In 2012, he was ranked in *Chambers Global* Intellectual Property – Regional Experts (Spotlight Table). In 2013, Mr. Maebius was ranked again in *Chambers Global* in Intellectual Property – Foreign Experts (Spotlight Table) and in Intellectual Property – Experts Based Abroad (Spotlight Table) for Japan. *Chambers USA* ranked him for the District of Columbia in intellectual property and patent prosecution in both 2012 and 2013. In 2010 - 2013, the *Legal 500* recognized Mr. Maebius for patent licensing and patent prosecution. He has also been selected by his peers for inclusion in *The Best Lawyers in America*® since 2007 in the areas of biotechnology law, patent litigation, and patent law,

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as well as intellectual property since 2009. In 2006, Mr. Maebius was runner-up in the *Washington Business Journal's* Top Washington Lawyers for Intellectual Property, and has been Peer Review Rated as AV® Preeminent™, the highest performance rating in Martindale-Hubbell's peer review rating system.

Mr. Maebius graduated from Cornell University (B.S. biology, 1989) and the George Washington University Law School (J.D., 1994). He is admitted to practice in the District of Columbia, the state of Virginia, before the Court of Appeals for the Federal Circuit, the U.S. Supreme Court and before the U.S. Patent and Trademark Office.

He also serves as a board member of the CARES Foundation.

Representative Matters:

- » *Takeda Pharmaceutical Co. Ltd. v. John Doll* (Fed. Cir. 2009) – precedential 2-1 decision remanding a double patenting rejection arising from patent reexamination (all claims confirmed to be patentable upon remand to the Patent Office)
- » *Goldenberg & Immunomedics v. Cytogen & C.R. Bard* (Fed. Cir. 2004) - obtained reversal of summary judgment in client's favor in precedential 2-1 decision
- » Reexamination of 2 patents in parallel litigation covering pharmaceutical with \$1.5B in sales per year - obtained decision confirming patentability of all claims in under a year
- » Licensing of biotechnology drug with up-front payment of \$100M - represented acquiring company in IP diligence and drafting transaction agreements

Publications:

- » "Top Ten Mistakes Made In *Inter Partes* Reexamination," *BNA Patent, Trademark & Copyright Journal*, 77 PTCJ 428, 2009 (co-author)
- » "Patenting Risk Evaluation & Mitigation Strategies for Pharmaceuticals: A New Life Cycle Management Target for Patents?" *Pharmaceutical Law & Industry*, 7(1): 1-3, 2009 (co-author)
- » "The Surprising Efficacy of *Inter Partes* Reexamination," *Patent Strategy & Management*, 2008 (co-author)

- » "Bayer Highlights Debate on Research Method Use (Patent Won't Cover Fruit of Offshore Research Not Made with the Method)," *National Law Journal*, 2001 (co-author)
- » "Extending Process Claims From Intermediate to Final Product: Avoiding the Trap of *Eli Lilly v. American Cyanamid*," *Journal of the Patent & Trademark Office Society*, 1998
- » "Novel DNA Sequences and the Utility Requirement: The Human Genome Initiative," *Journal of the Patent & Trademark Office Society*, 1992