

WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Kevin H. FORTIN
Louisville, CO
United States of America



Nationality: American

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

J.D., University of San Diego School of Law, San Diego, California, 1992;
B.S., Engineering, Clarkson University, Potsdam, New York, 1989.

Bar Admissions:

U.S. Patent and Trademark Office, 1991;
State Bar of California, 1993.

LANGUAGES

English

PRESENT POSITION

An intellectual property licensing professional who has practiced in the field for over 15 years. In the spring of 1992 had an internship in Moscow, Russia where intellectual property licensing opportunities with various Russian research institutions and individual scientists was discussed. In private practice administered patent and trademark licensing programs for small and medium-sized corporate clients was later initiated. Beginning in 2001 was employed by Philips Electronics, the Dutch conglomerate, to execute DVD and CD licensing programs from the Philips offices in Silicon Valley. The various CD and DVD licensing programs include patents pooled by companies including Philips, Sony, Pioneer, HP and LG Electronics. Presently an independent consultant working in the field of domain names, trademarks and patent licensing.

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PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Senior Licensing Counsel, Philips Electronics North America Corporation, San Jose, California, in a \$600M+ worldwide patent and trademark licensing program, 2001 – 2006:

- Studied market analysis, valuations, supply chain analysis, and patent mining to propose new patent licensing programs;
- Minimized licensing blow-back and expense by employing upstream and downstream assertion strategy;
- Concluded 6+ royalty audits and closed over 30 patent licensing deals;
- Managed investigators, auditors, and outside counsel respecting licensing, breach of contract and patent infringement litigation matters;
- Develop business intelligence gathering capability and procedures;
- Cultivated relationships with 7 major Electronics Retailers including formulating and delivering licensing seminars to international groups of retail global sourcing managers in the U.S. and China;
- Headed licensing negotiations with companies having headquarters in the U.S., Germany, Japan, China and Taiwan;
- Speaker for workshops/conferences for the Licensing Executives Society and World Research Group on the topics of licensing patents in China and in patent pools.

Senior Associate Attorney, Burns Doane Swecker & Mathis, L.L.P., Redwood Shores, California, 2000 – 2001:

- Manage and train staff including junior associate attorneys;
- Advise clients respecting Patent, Trademark and Copyright issues including and trademark infringement and domain name disputes;
- Prepare and file patent and trademark applications.

Chief Intellectual Property Counsel, Ewanted.Com Corporation, Santa Clara, California, 1999-2000:

- Developed and implemented intellectual property strategies to regulate competition through the use of trademarks, domain names and patents;
- Developed worldwide trademark portfolios;
- Negotiated and consummated licensing and domain name transactions.

Intellectual Property Attorney, Law Offices of Kevin H. Fortin, Sunnyvale, California, 1995 -2000:

- Create patent and trademark licensing and enforcement programs;
- Prepare and file applications for patents and trademarks;
- Provide in-house counsel services to Internet start-up, eWanted.com to develop patent and trademark portfolio.

Associate Attorney, Hopkins and Carley, A Law Corporation, San Jose, California, 1994 -1995;

- Draft patent applications in the field of software, memory storage devices, and medical devices;
- Resolve domain name and trademark disputes;
- Prepare infringement analyses and opinions.

AREAS OF SPECIALIZATION

Patents, trademarks and domain name disputes.

MEMBERSHIP IN PROFESSIONAL BODIES

Member;

- Licensing Executive Society;
 - State Bar of California Intellectual Property Section.
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EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Resolving domain name disputes since 1996.

EXPERIENCE IN COURT LITIGATION

Northern District of California:

Inclose Design, Inc. v. Orbiton Int. Inc.
Inclose Design, Inc. v. Just Cooler USA, Inc.
TY, Inc. v. Western Skyland, Inc.

Managed numerous contract litigations and patent infringement actions as in-house counsel.

PROFESSIONAL TRAINING IN MEDIATION

WIPO Mediation training.

EXPERIENCE IN ARBITRATION

Extensive post-litigation settlement experience.
