

## WIPO LIST OF NEUTRALS

### BIOGRAPHICAL DATA

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Date of Birth: August 14, 1942

Nationality: American

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### EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

J.D., New York University School of Law, New York, 1970;

(cum laude, Salutatorian, Order of the Coif);

M.Sc., (Electrical Engineering), University of Pennsylvania, Philadelphia, 1966;

B.Sc., (Electrical Engineering), Rutgers University, New Brunswick, 1964.

Admitted to practice:

New York; United States District Courts for the Eastern and Southern Districts of New York, Eastern District of Michigan;

United States Court of Appeals for the Federal Circuit, Second Circuit, Third Circuit, Ninth Circuit;

United States Patent and Trademark Office.

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### LANGUAGES

English.

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November 13, 2018

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**PRESENT POSITION**

Partner, Rimon, 2018.

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**PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION**

Managing Partner, Darby And Darby, 1981-1989;  
Partner, Jones Day Head New York IP Practice, 1989-1993;  
Partner, Fried Frank Harris And Shriver, Head IP Practice, 1993-1998;  
Partner, Salans Hertzfield And Heilbron (Dentons), Head IP Practice, 2000-2004;  
Partner, Schiff Hardin LLP, 2004-2012;  
Partner, Eaton & Van Winkle, 2012-2018.  
Maxim IP 2018 Founder Arbitration And Mediation.

Trial lawyer/counselor in patents, trademarks, copyright issues of e-commerce/domain name disputes with significant transactional experience (over 200 separate acquisitions) regarding due diligence of intellectual property in concluding transaction. 48 years plus experience as a partner/first chair in litigation including work as counsel in arbitrations, as an arbitrator (over 240 cases) and in mediations (over 40 cases), as well as mediator for the International Trademark Association.

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**MEMBERSHIP IN PROFESSIONAL BODIES**

Member, Distinguished Panel of Neutrals, International Trademark Association (INTA) 2000-present;  
Chair (and Founder), Counterfeiting Enforcement Committees, International Trademark Association (INTA), 1989-1995;  
Member, Board of Directors, International Trademark Association (INTA), 1995-97;  
President, Fédération Internationale des Conseil en Propriété Industrielle (FICPI), United States Group, 1994-97;  
Counsel, Fédération Internationale des Conseil en Propriété Industrielle (FICPI), United States Group, 1985-94;  
Chair, Fédération Internationale des Conseil en Propriété Industrielle (FICPI) CET 6 Group, Enforcement of IP Rights (1997-2006) ;  
FICPI Delegate, Hague convention of Judgments 2002-2006;  
ETA Kappa NU, Electrical Engineering Society;  
Pi Mu Sigma, Mathematics Society;  
Life Fellow of The American Bar Foundation;  
Member, ABA Advisory Panel 2006-Present;  
Member, Board of Directors, Loyola University (Chicago) Law School (2008-Present);  
Recognized Patent and Trademark Expert(1998-Present);  
AV Rating 5.0 Martindale Hubbel 1980-Present;  
AVVO Rating 10.0;  
CPR Executive Committee in Restating Arbitration Rules in NON-ADMINISTERED Arbitrations Internationally(2017-2018).

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**AREAS OF SPECIALIZATION**

Intellectual property: litigation of patents, trademarks and copyrights. Has developed particular expertise representing companies in the computer hardware, neural networks, software, pharmaceuticals, polymer

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chemistry, electrical and nuclear engineering industries and financial/investment banking industries in addition to litigating trademark and copyright matters in most manufacturing contexts.

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### **EXPERIENCE IN INTELLECTUAL PROPERTY**

Has concentrated in the field of intellectual property for over 48 years.  
Selected in the Euromoney guide to the World's Leading Patent Law Experts and the Guide (1998-present) to the World's Leading Trademark Law Practitioners(1998-present).

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### **EXPERIENCE WITH RESPECT TO DOMAIN NAMES**

Has litigated over 240 domain name issues for over 18 years. Responsible for all INTA publicity on domain name dispute issues as member of the Internet Committee and its DNS governance subcommittee (2001-2004).

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### **MAJOR PUBLICATIONS**

"Acquiring and Protecting Intellectual Property Rights", co-author, Matthew Bender, 1985, (up-dated 1986-2004);  
 "CAFC Patent Developments to Date", ABA, Appellate Practice Committee, Litigation Section, November 1984, 1985, 1986, 1988;  
 "Compensation in Patent Damage Cases", American Intellectual Property Law Association, 1985;  
 "Patent Rights in Space", Space Communication and Broadcasting Journal, 1987;  
 "The Federal Circuit at Half-Decade – Pro Patent and Pro Forma; Southwestern Legal Foundation", Matthew Bender, 1988;  
 "Defending Summary Judgement Motions in Intellectual Property Cases", AIPLA quarterly, Spring 1992;  
 "The Status of Patent Harmonization", University of Texas Computer Law Institute, 1990;  
 "Penwalt Redux – Judicial Uncertainty vs. Procrustean Bed, AIPLA Journal, Fall 1991;  
 "Diverted Goods: Wolf in Sheep's Clothing", Managing Intellectual Property, July/August 1994;  
 "Trademark Enforcement and the Internet", Computer Law Reporter, June 1999;  
 "21<sup>st</sup> Century Money Banking and Commerce", Chapter 18, Intellectual Property Considerations in E-Commerce, 1998;  
 "Cutting Edge Trademark Enforcement", International Trademark Association, 1999.  
 Post Judgment Royalties After Plaice v Toyota, AIPLA Quarterly DigestTBP Summer 2010).  
 Navigating the Shoals and Icebergs in Trade Dress Litigation (April 2018 AIPLA Spring Meeting).

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### **EXPERIENCE IN COURT LITIGATION**

Has been a trial lawyer for 48 years plus and lead counsel since 1976 for all sciences in many complex patent/antitrust/trademark litigations including complex multi-district litigations in intellectual property, video game industry, semiconductor technology, laser bar code patent enforcement, cosmetics, neutraceuticals, pharmaceuticals, publishing, business method patents, financial industry IP, trade dress , copyright litigation in luxury goods, libel and slander and employment discrimination cases.

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**PROFESSIONAL TRAINING IN MEDIATION**

Has received CPR/INTA professional training for membership as a member of the Panel of Neutrals for INTA in mediation presently an INTA Neutral Mediator, 2000-present.

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**EXPERIENCE IN MEDIATION**

Has participated in over 40 mediations as mediator and counsel for patent and trademark/copyright owners. Has conducted mediation work for INTA class training (32 hours). Has mediated 30-35 cases as Mediator. Mediator Southern District of New York since 2012.

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**PROFESSIONAL TRAINING IN ARBITRATION**

American Arbitration Association chosen arbitrator in multiple patent disputes. Has received training 16 hours for AAA.

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**EXPERIENCE IN ARBITRATION**

Worked both as arbitrator and counsel in arbitrations involving patents, trademarks/copyrights, trade dress, design rights and right of publicity. Has arbitrated over 240 cases for WIPO.

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**ARBITRATION EXPERIENCE**
**SUMMARY TABLE**

Type	Administering Institution		Role			
	Name	Number of Arbitrations	Presiding Arbitrator	Sole Arbitrator	Co-arbitrator	Counsel
International Arbitrations	AAA	1		1	1	1
	ICC					
	LCIA					
	Ad Hoc					
	Others:	240		230	10	
Number of cases: sub-total						
Domestic Arbitrations	AAA	5		1	2	3
	Various (in practice)					
Number of cases: sub-total						
<b>TOTAL</b>		<b>246</b>		<b>241</b>	<b>12</b>	<b>4</b>

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**MEDIATION EXPERIENCE**
**SUMMARY TABLE**

Type	Administering Institution		Role	
	Name	Number of Mediations	Mediator	Counsel
International Mediations				
	Ad Hoc			
	Others:			
Number of cases: sub-total				
Domestic Mediations	Federal Courts	55	35	30
Number of cases: sub-total		65	35	
<b>TOTAL</b>		<b>65</b>	<b>35</b>	<b>30</b>