

**KYLE B. FLEMING, ESQ.**

kffleming@rennerotto.com

kyle@kyleffleming.com

**EDUCATION**

**George Washington University, National Law Center**  
*J.D. with Honors, May 1993*

**Northwestern University**  
*B.A., Economics with Honors, May 1988*

**EXPERIENCE**

**Renner Otto Boisselle & Sklar LLP** 2008-Current  
*Partner, Chair of Litigation*

**Electrolux North America** 2006-2007  
*Associate General Counsel, Intellectual Property*  
Responsible for intellectual property litigation and related activity concerning North American and select global operations.

**Baker & Hostetler LLP** 1996-2006  
*Partner, Litigation, Intellectual Property, and Competition*  
Responsible for wide range of matters including intellectual property, First Amendment, antitrust and complex commercial litigations. Responsible for over 50 premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976.

**Benesch, Friedlander, Coplan & Aronoff LLP** 1994-1996  
*Associate, Financial Institutions*

**Wells Fargo Bank, N.A.** 1994  
*Assistant General Counsel, Litigation*

**Federal Reserve Bank of Cleveland** 1988-1990  
*Research Assistant, Economics Department*

## **BAR ADMISSIONS**

States of California, Ohio and New York.

Numerous federal courts including:

- International Trade Commission
- U.S. Courts of Appeal for the Second, Sixth, Ninth, Eleventh and Federal Circuits
- U.S. District Courts in California (Northern, Central and Southern), New York (Southern and Eastern), Ohio (Northern and Southern), Michigan (Eastern), Wisconsin (Eastern), Colorado, and Illinois (Northern and Central).

## **OTHER PROFESSIONAL**

San Francisco IP Lawyers Association, Cleveland IP Lawyers Association, International Trade Commission Trial Lawyers Association, Federal Bar Association

## **OTHER**

### **Bay Village Lacrosse Club**

Board of Trustees, General Counsel and Coach 2014-Current  
President 2017-Current

### **The Cleveland Yachting Club**

Director, Start-Opti-Sailing 2011, 2012  
Member, Sail Camp Committee 2012-2014

### **Northwestern University Crew**

Alumni Board of Directors 2010-2012

## SELECT LITIGATION MATTERS

### Appellate

*Dodocase VR, Inc. v. MerchSource, LLC*, 2018-1724 (pending)

*Apator Miitors ApS v. Kampstrup A/S*, 887 F.3d 1293 (Fed. Cir. 2018)

*Eastcott v Hasselblad USA, Inc.*, 564 Fed.Appx. 590 (Fed. Cir. 2014)

*Alcohol Monitoring Systems, Inc. v. Actsoft, Inc.*, 499 Fed.Appx. 974 (Fed. Cir. 2013)

*ABB, Inc. v. Cooper Industries, LLC*, 635 F.3d 1345 (Fed. Cir. 2011)

*Alcohol Monitoring Systems, Inc. v. Actsoft, Inc.*, 414 Fed.Appx. 294 (Fed. Cir. 2011)

*In re Seagate Technology, LLC*, 497 F.3d 1360 (Fed. Cir. 2007) (amicus)

*TAP Pharmaceutical Products, Inc. v. Owl Pharmaceuticals, LLC*, 419 F.3d 1346 (Fed. Cir. 2005)

*Paradise Creations, Inc. v. U V Sales, Inc.*, 315 F.3d 1304 (Fed. Cir. 2003)

*International Periodical Distributor v. Bizmart, Inc.*, 95 Ohio St. 3d 452 (Ohio 2002) and 43 UCC Rep.Serv.2d 1173 (Ohio Ct. App. 2001)

*State ex rel. Dispatch Printing Co. v. Loudon*, 91 Ohio St. 3d 61 (Ohio 2001)

*State ex rel. Plain Dealer Publishing Co. v. Cuyahoga Cty. Court of Common Pleas*, 90 Ohio St. 3d 272 (Ohio 2000) and 88 Ohio St. 3d 1225 (Ohio 2000)

### International Trade Commission

*In re Digital Televisions and Components Thereof*, 337-TA-789

*In re Blu-Ray Disc Players, Components Thereof and Products Containing Same*, 337-TA-824

### **Patent and Trademark Office**

*Triple Plus Ltd. v. Mordechai Ben Old*, PGR2018-00038

*MerchSource, LLC v. DODOcase VR, Inc.*, PGR 2018-00019, PGR2018-00020, and IPR2018-00494

*Ruiz Food Products, Inc. v. MacroPoint, LLC*, IPR2017-02016 and IPR2017-02018

### **Federal District Courts**

*DODOcase VR, Inc. v MerchSource LLC dba Sharper Image*  
California, Northern District – Patent infringement; breach of license

*Romeo's Pizza Franchise, LLC v. Romeo's Pizza LLC*  
South Carolina – Trademark infringement

*Aspen Medical Products, Inc. v. Comfortland Medical, Inc.*  
California, Central District – Patent infringement

*Julius Zorn, Inc. v. Circaid, Inc.*  
California, Southern District – Patent infringement

*Spectrum Diversified Designs, Inc. v. Harman, Inc.*  
Ohio, Northern District – Patent infringement

*Rubik's Brand Limited v. MerchSource, LLC, et al.*  
New York, Southern District – Trademark infringement

*Vita-Mix Corp. v. Blendtec, Inc.*  
Ohio, Northern District – Patent infringement

*ASM Assembly Systems Switzerland GmbH v. QTS Engineering, Inc.*  
Massachusetts – Patent infringement

*Air Monitor Corp. v. Promecon Prozess-und Messrechnik Conrads GmbH*  
New York, Southern District – Breach of license

*Traffic Systems LLC v. Wapiti Engineering, LLC et al.*  
Ohio, Northern District – Patent infringement

*Digitech Image Technologies v. Hasselblad A/S et al.*  
California, Central District – Patent infringement

*Eastcott v. Hasselblad A/S et al.*  
New York, Southern District – Patent infringement

*Technology Licensing Corp. v. Westinghouse Digital, LLC et al.*  
California, Northern District – Patent infringement

*Semiconductor Energy Laboratory Co. Ltd v. Chimei Innolux Corp. et al.*  
California, Central District – Patent infringement

*Radiation Stabilization Solutions LLC v. Varian Medical Systems, Inc. et al.*  
Illinois, Northern District – Patent infringement

*Quantum Electronics Ltd et al. v. C B Home Detention Equip. & Services*  
Ohio, Northern District – Patent infringement

*Technology Licensing Corp. v. Westinghouse Digital, LLC et al.*  
Illinois, Northern District – Patent infringement

*Vizio Inc. v. Coby Electronics Corp. et al.*  
California, Central District – Patent infringement

*Brain Life, LLC v. Elekta Inc. et al.*  
California, Southern District – Patent infringement

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.