

From: Fletcher, Tracy

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Subject: U.S. Trademark Application Serial No. 87645025 - PURE LAW - N/A - Request for Reconsideration Denied - Return to TTAB - Message 2 of 3

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Attachment Information:

Count: 8

Files: web2-4.jpg, web2-5.jpg, web3-1.jpg, web3-2.jpg, web3-3.jpg, web3-4.jpg, web4-1.jpg, web4-2.jpg

*Inc. et al.* (N.D. Ill.)

- Defended **VeriFone**, which provides technology for electronic payment transactions and value-added services at the point-of-sale, in an action alleging misappropriation of trade secrets involving pay-at-table software solutions for real-time communication via Wi-Fi networks for credit card terminals and point-of-sale systems. The case settled. *Communication Transaction Solutions, Inc. v. VeriFone Holdings, Inc., VeriFone, Inc., et al.* (Superior Court of Calif., County of Santa Clara)

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### Representative Copyright Litigation Experience

- Represented **ASE Technologies**, a software development company, in a copyright infringement matter involving allegations of trade secret misappropriation, breach of contract, tortious interference, and civil conspiracy related to a document management system. The case settled. *Nearstar, Inc. v. Waggoner, et al.* (E.D. Tex.)
- Represented **Club House Creations**, a retail clothing store, in a copyright infringement and unfair competition case brought by Urban Textile. The case was dismissed. *Urban Textile, Inc. v. Rue 21 Inc., et al.* (C.D. Calif.)
- Represent **Gameloft**, a mobile game developer, in a suit alleging copyright infringement, trade secret misappropriation, and other claims relating to the development of digital cars used in mobile video games. *Glass Egg Digital Media v. Gameloft, Inc. et al.* (N.D. Calif.)
- Represented **Remrylie Licensing**, a retailer of clothing, footwear, etc., in a copyright infringement case involving photographs of Tupac Shakur. The case settled. *Dana Ruth Lixenburg v. Bioworld Merchandising Inc., et al.* (C.D. Calif.)

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The screenshot shows the Duane Morris website interface. At the top, there is a navigation bar with the following items: Duane Morris, Practices, Industries, People, Offices, and News & Insights. The main content area features a dark background with glowing orange binary code (0s and 1s) and several glowing exclamation points. The text "INTELLECTUAL PROPERTY LITIGATION" is prominently displayed in white, bold, uppercase letters across the center. Below this, there are four navigation tabs: Overview, Representative Matters, Publications, and Events. The "Overview" tab is currently selected. To the right of the tabs, there is a small blue button labeled "Attorney Listing".

Duane Morris is one of the most-active law firms in the United States in all aspects of intellectual property litigation. National publications, including *U.S. News & World Report*, have recognized Duane Morris



igation. Numerous publications, including U.S. News & World Report, have recognized Duane Morris among the leading law firms handling IP litigation, patents, trademarks and copyrights.

Our intellectual property litigators have been involved in many of the cases that have defined the scope of intellectual property rights. These cases resulted in decisions of the Supreme Court of the United States or of the Court of Appeals for the Federal Circuit, the special appeals court for patent cases.

**Representative lawsuits** include *College Savings Bank v. Florida Prepaid Postsecondary Educ. Expense Bd.*, a case that resulted in two Supreme Court decisions defining the limits of applicability of federal patent and trademark laws to state entities; *Nobelpharma AB v. Implant Innovations, Inc.*, a Federal Circuit decision affirming a major award of damages to our client for the plaintiff's antitrust violation in attempting to enforce a patent procured through fraud; and *Markman v. Westview Instruments, Inc.*, which resulted in decisions of the Federal Circuit and the Supreme Court establishing that interpretation of patent claims is a question of law to be decided by a judge rather than by a jury, in what have become known as "Markman" hearings.

In today's legal environment, however, only a small percentage of cases go to trial. Thus, it is crucial that you have counsel who is focused on your business objectives and the most cost-effective means of achieving those objectives. If a creative business resolution is in order, we will litigate the case in a manner that will drive the case toward such a resolution. We also have extensive experience in the use of alternative dispute resolution mechanisms. From the outset of each case, we explore with our clients the potential risks, opportunities and costs associated with various strategies for dispute resolution, including litigation, mediation, arbitration, and negotiated settlements.

With Duane Morris, your legal representation is being provided by attorneys who have handled intellectual property cases of all kinds, including patents, trademarks, trade secrets and copyrights. Our clients include businesses large and small, universities and individuals. We can litigate cases in a cost-effective manner in any venue, whether it be state court, federal district court, the Court of Appeals for the Federal Circuit or the [International Trade Commission](#).

#### Patent Litigation

Duane Morris patent litigators have handled disputes in fields such as biotechnology, pharmaceuticals (including ANDA-related litigation), medical devices, semiconductor manufacturing, television set-top boxes, internet and email related technologies, optical disc technology, holographic imaging systems, data encryption, factory automation, vibration and tilt sensors, oil field tools and drilling fluids, marine seismic exploration, flare ignition systems, water treatment and purification, electrical components and fiberglass boat manufacturing. Our patent litigators combine mastery in trial advocacy, an in-depth knowledge of patent law, an aptitude for science and technology and a focus on our clients' business



- Duane Morris has the highest IPR institution percentage of any of the nation's Top 15 most active petitioner law firms. (According to Patexia's analysis of cases over five years.)

- Ranked the top firm representing petitioners before the Patent Trial and Appeal Board (PTAB). (According to Unified Patents' institutional success index in May 2019.)

- Top 5 Defense Firm in Patent Cases by Lex Machina



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