



Daily Journal

APRIL 7, 2010

Intellectual Property

75 LEADING IP LITIGATORS



YAR (YAREMA) CHAIKOVSKY
MCDERMOTT WILL & EMERY
MENLO PARK

Patent

Chaikovsky made a name for himself in Silicon Valley as Yahoo's first in-house patent counsel. He left there to join Weil, Gotshal, where he made partner. He was recruited to open Sonnenschein's Silicon Valley office and last year made the jump to McDermott Will & Emery.

He was lead counsel for Kinetic Technologies Inc. in a pending patent infringement complaint filed by Advanced Analogic Technologies Inc. He was able to persuade the judge handling the case to grant a stay last fall even before the U.S. Patent and Trademark Office granted a request to re-examine the patent.

He represented a New York doctor and his company, Fastenetix, which invented a spinal implant device and subsequently sued Medtronic Inc. in New Jersey federal court for patent infringement. The parties reached a settlement, and Medtronic subsequently announced it paid \$125 million to resolve the lawsuit to buy the patents. Chaikovsky is lead counsel for Broadcom Corp. in a multi-defendant patent case in Texas.



TERRENCE P. MCMAHON
MCDERMOTT WILL & EMERY
MENLO PARK

Patent

Last fall, McMahon and his client took a surprise hit when U.S. Magistrate Judge Joseph C. Spero indicated he would issue a rare preliminary injunction blocking the sale of "flip-chip" integrated power products because they infringed patents belonging to Volterra Semiconductor Corp. McMahon vowed to fight on for client Infineon Technologies AG and prevailed less than two months

later when Spero reversed himself and denied the preliminary injunction. "We says we would pursue this vigorously and we did," he says.

Previously, McMahon — a member of the firm's executive committee — was lead counsel in a patent infringement case filed by client Extreme Networks Inc. against Enterasys Networks Inc. A jury found that Enterasys infringed all of Extreme's patents, and that Extreme infringed none of its rival's. He also represented Seagate Technology in a precedent-setting 2007 decision by the U.S. Court of Appeals for the Federal Circuit that makes it more difficult to prove that patent infringement is willful, which can result in treble damages.

25 PORTFOLIO MANAGERS, PROSECUTORS AND LICENSE SPECIALISTS



MARK J. ITRI
MCDERMOTT WILL & EMERY
IRVINE

Patent and trademark

Itri's practice ranges from preparation and prosecution of patent and trademark applications to both patent and trademark litigation.

Among his clients are Wyse Technology Inc., American Vanguard Corp., STEC Inc., Qualcomm Inc., Lockheed Martin Corp., Heraeus Inc. and its parent W.C. Heraeus, Vision Solutions Inc., Infineon Technologies, Western Digital Corp.,

Toshiba Corp., Haas Automation Inc., Pioneer Inc. and Zodiac Marine & Pool.

Itri is responsible for managing and overseeing several thousand issued and pending patent and trademark files for his U.S. and foreign-based clients.

These days, he spends much of his time trying to help his clients weather the sour economy.

"They are turning to their portfolios for a revenue stream, and we're faced with helping them get as much out of their portfolios as possible, with opportunities to license or gain royalties from competitors."

With an economic downturn, Itri says that he also spends a lot of time policing portfolios.

"Competitors are poaching, and we are trying to be diligent."