



2018 Summer Meeting

JUNE 24-27, 2018
TAJ BOSTON • BOSTON, MA

ACPC Association
of Corporate
Patent Counsel

2018 SUMMER MEETING TABLE OF CONTENTS

ACPC Officers & Executive Committee	4
Letter from the President: Darryl Frickey	5

Summer Meeting Details

Professional Program	6-7
Activities Program	8
Map of Meeting Facilities	9
Presentation Summaries & Objectives	12-17
Speaker Biographies	20-35
Tuesday Off-site Dinner Information	36
Sponsors	37-38
List of Attendees	39-42
Restaurant Listings	43

ACPC Association of Corporate Patent Counsel

EXECUTIVE COMMITTEE

OFFICERS:

President, Darryl Frickey, The Dow Chemical Company
Vice President, Kevin Rhodes, 3M
Secretary, Krish Gupta, Dell
Treasurer, Bernie Zidar, McKesson Corporation
Past President, Karen Borrelli, Halyard Health, Inc

At-Large Members:

Glenn Edwards, Ingersoll Rand
Tim Loomis, Formerly of Qualcomm
Kelsey Milman, Caterpillar, Inc.
Cheryl Tubach, J.M. Huber Corporation
John Cheek, Tenneco Inc.
Sunjay Mohan, SAP

**Special thanks to the ACPC Program Committee for
their hard work in planning a superb program**

Kevin Rhodes, 3M (Committee Chair)
Bernie Zidar, McKesson Corporation
John Cheek, Tenneco
John Beninati, Honeywell International Inc.
Keith Newbury, Edwards Lifesciences
Bernie Graves, Formerly of Eastman Chemical Company
Jennifer Miller, Change Healthcare
Lori Heinrichs, Boston Scientific
Todd Dickinson, Polsinelli, P.C.

MESSAGE FROM THE PRESIDENT



Dear Colleagues:

Welcome to Boston! We are happy that you are able to join us at the ACPC Summer Meeting. The line-up of speakers and social activities planned will make for a wonderful meeting.

Our Professional Program will include presentations on the USPTO, a Judges Panel, Trade Secrets, Hot Topics in U.S. IP Law, WIPO Update, and Finding and Retaining Top Legal Talent for your Organization. We will also unveil and discuss

the ACPC Benchmarking Survey results (2nd edition). Of course, no ACPC program would be complete without the always informative IP Operations presentations from our members.

ACPC is extremely honored to welcome Andrei Iancu, Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, as a VIP speaker for our Summer Meeting.

Back by popular demand, ACPC will hold two Benchmarking Sessions (Benchmarking Survey: Deeper Dive and Trade Secrets) on Tuesday afternoon. These sessions will build on the plenary presentations on Tuesday morning. The ACPC Women's Lunch will be held Tuesday afternoon and will be led by Desiree Rolls-Morrison of Boston Scientific, followed by an informal open discussion.

Monday's organized activities include the Carl Horton Memorial Golf Tournament at the William Devine Golf Course (a Donald J. Ross design played by Bobby Jones), Boston Duck Tours, Urban Adventure Quest Scavenger Hunt, and an evening out on a Ghost & Gravestones Trolley Tour. I highly encourage you to register for an activity and experience all that Boston has to offer. For those who are not participating in one of the organized activities, I hope you will take full advantage of the hotel's great location and enjoy the beautiful Boston Public Garden and Boston Commons, walk the Freedom Trail, catch a Red Sox game, wander through Faneuil Hall and numerous historic sites only a walk or short cab ride away, and visit the art galleries and boutiques within walking distance of the Taj Boston.

Our meetings provide an opportunity for you to meet and get to know your peers. It is probably our most important member benefit! Please keep a look out for new ACPC Members who will have red ribbons on their name badges.

As always, please don't hesitate to reach out to me or any member of ACPC's Executive Committee with your thoughts and ideas about future programs.

I look forward to seeing you!

Warm Regards,

A handwritten signature in black ink that reads "D.Frickey". The signature is written in a cursive, slightly stylized font.

Darryl Frickey
ACPC President

PROFESSIONAL PROGRAM

June 25-27, 2018 • Grand Ballroom

Monday 6/25

- 8:00 - 8:15 **Opening Remarks**
Darryl Frickey, *ACPC President*
- 8:15 - 9:15 **Judges Panel**
Honorable Patti B. Saris, *Chief Judge, United States District Court for the District of Massachusetts*
Honorable Cathy Bissoon, *United States District Judge for the Western District of Pennsylvania*
Honorable George A. O'Toole, Jr., *Senior Judge, United States District Judge for the District of Massachusetts*
Barbara Fiacco, *Foley Hoag, Moderator*
- 9:15 - 10:30 **Fireside Chat with USPTO Director Andrei Iancu**
Honorable Andrei Iancu, *Under Secretary of Commerce for Intellectual Property and Director of the USPTO*
Darryl Frickey, *ACPC President, Moderator*
- 10:30 - 10:45 **Break in the Upper Foyer**
- 10:45 - 11:30 **IP Operations**
Jennifer F. Miller, *Change Healthcare*

Tuesday 6/26

- 8:00 - 8:15 **ACPC Organizational Update**
Darryl Frickey, *ACPC President*
- 8:15 - 9:15 **Trade Secrets**
Richard (Rich) Plansky, *Investigations, Exiger LLC*
James (Jim) Pooley, *James Pooley PLC*
Bernie Graves, *Formerly of Eastman Chemical Company, Moderator*
- 9:15 - 10:30 **Hot Topics in U.S. Patent Law**
Tara D. Elliott, *Latham & Watkins*
Honorable Paul Michel, *Chief Judge, United States Court of Appeals for the Federal Circuit (retired)*
Dennis Crouch, *University of Missouri*
Robert 'Bob' Armitage, *Intellectual Property Strategy, Moderator*
- 10:30 - 10:45 **Break in the Upper Foyer**
- 10:45 - 11:30 **Benchmarking Survey Results**
Kevin Rhodes, *3M Innovative Properties Company*

PROFESSIONAL PROGRAM

June 25-27, 2018 • Grand Ballroom

Wednesday 6/27

- 7:55 - 8:00 **Opening Remarks**
Darryl Frickey, *ACPC President*
- 8:00 - 9:00 **Recent and Upcoming Patent-Related Developments at the World Intellectual Property Organization (WIPO)**
Deputy Director General John Sandage, *WIPO*
Matthew "Matt" Bryan, *Director, PCT Legal Division, Patents and Technology Sector (PTS), WIPO*
Marc Adler, *Marc Adler, LLC, Moderator*
- 9:00 - 10:00 **Finding and Retaining Top Legal Talent for Your Organization**
Eliza Stoker, *Major, Lindsey & Africa*
Christine Rivers, *Korn Ferry*
John J. Cheek, *Tenneco, Moderator*
- 10:00 - 10:15 **Break in the Upper Foyer**
- 10:15 - 11:00 **IP Operations**
Teresan W. Gilbert, *The Lubrizol Corporation*

ACTIVITIES PROGRAM

Taj Boston

June 24 – 27, 2018



Sunday, June 24, 2018

3:00 pm – 5:00 pm	Executive Committee Meeting – <i>Petite Ballroom</i>
3:00 pm – 6:00 pm	Registration – <i>Upper Foyer</i>
6:30 pm – 8:30 pm	Welcome Reception – <i>The Roof</i>

Monday, June 25, 2018

7:00 am – 8:30 am	Full Breakfast – <i>Taj Room</i>
7:30 am – 12:00 pm	CLE Registration – <i>Grand Ballroom</i>
8:00 am – 11:30 am	Professional Program – <i>Grand Ballroom</i>
12:30 pm – 6:00 pm	Optional Activity: Carl Horton Memorial Golf Tournament – <i>William Devine Golf Course</i>
12:40 pm – 1:50 pm	Optional Activity: Boston Duck Tours – <i>Transportation outside of main lobby</i>
2:30 pm – 6:00 pm	Optional Activity: Urban Adventure Quest Scavenger Hunt– <i>Meet outside of main lobby</i>
6:45 pm – 8:15 pm	AIPLA Reception – <i>The Roof</i>
8:45 pm – 10:15 pm	Optional Activity: Ghosts & Gravestones Trolley Tour – <i>Transportation outside of main lobby</i>

Tuesday, June 26, 2018

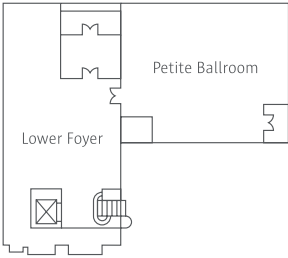
7:00 am – 8:30 am	Full Breakfast – <i>Taj Room</i>
7:30 am – 12:00 pm	CLE Registration – <i>Grand Ballroom</i>
8:00 am – 11:30 am	Professional Program – <i>Grand Ballroom</i>
11:45 am – 1:15 pm	Women's Networking Lunch -- <i>Commonwealth Room</i>
1:30 pm – 3:30 pm	Benchmarking Sessions – <i>Taj Room & Grand Ballroom</i>
6:30 pm – 7:30 pm	Cocktail Reception – <i>Smith and Wollensky: Battle Room</i>
7:30 pm – 9:30 pm	Dinner (business casual) – <i>Smith and Wollensky: Battle Room</i>
9:30 pm – 11:00 pm	Post Dinner Reception – <i>The French & Adam's Lounge, located at the Taj</i>

Wednesday, June 27, 2018

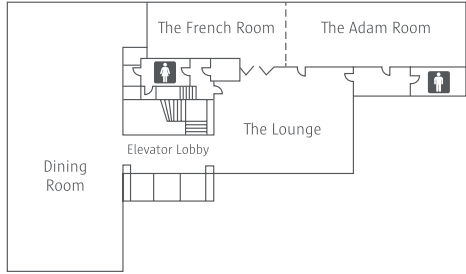
7:00 am – 8:30 am	Full Breakfast – <i>Taj Room</i>
7:30 am – 12:00 pm	CLE Registration – <i>Grand Ballroom</i>
8:00 am – 11:00 am	Professional Program – <i>Grand Ballroom</i>

MEETING SPACE

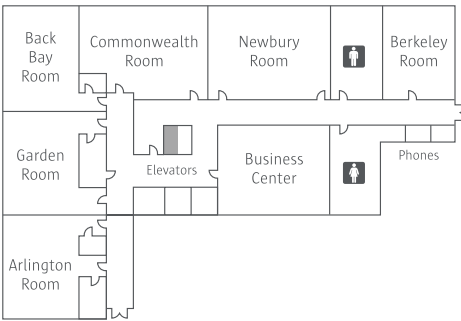
Commonwealth Tower - Lobby Level



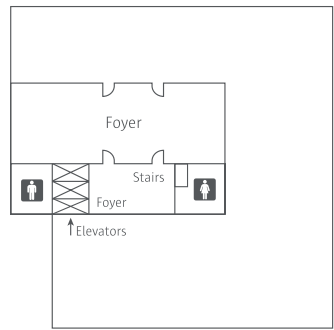
Newbury Tower - Second Level



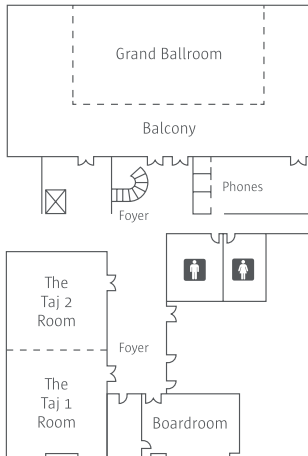
Newbury Tower - Third Level



The Roof



Commonwealth Tower - Second Level



Presentation
Summaries
and Objectives

2018
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MONDAY PROGRAM

Judges Panel

Monday, June 25th • 8:15am - 9:15am

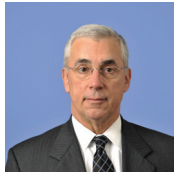
This panel offers a unique opportunity to hear comments and inside perspectives from members of the Judiciary on the current substantive and procedural issues in the trial of patent and trade secret cases.

Learning Objectives:

1. Interactive panel discussion on patent litigation case management issues.
2. Interactive panel discussion on trade secret cases and the enactment of the DTSA.
3. Interactive panel discussion on the intersection of U.S. district court and PTAB cases.



*Honorable
Cathy Bissoon*



*Honorable
George A.
O'Toole*



*Honorable
Patti B. Saris*



*Barbara A.
Fiacco
(Moderator)*

Fireside Chat with USPTO Director Andrei Iancu

Monday, June 25th • 9:15am - 10:30am

In this 75-minute session, Director Iancu will provide an overview of his goals and priorities for the USPTO, with an emphasis on what the agency can do to bolster economic growth and promote American innovation.

Learning Objectives:

1. Understand the importance of reliability, certainty and quality with regard to U.S. patents.
2. Understand why the IP system must be balanced.
3. Better understand recent SCOTUS cases, such as *Oil States & SAS*, particularly with respect to the USPTO's role in the U.S. patent system.



*Honorable
Andrei Iancu*



*Darryl Frickey
(Moderator)*

IP Operations at Change Healthcare

Monday, June 25th • 10:45am - 11:30am

IP Operations at Change Healthcare

Learning Objectives:

1. Overview of the Change Healthcare business.
2. Change Healthcare law department and IP team structure and responsibilities.
3. Patent program details.



Jennifer Miller

TUESDAY PROGRAM

Trade Secrets

Tuesday June 26th • 8:15am - 9:15am

We will have two presentations followed by time reserved for audience questions. Richard Plansky will give an overview of investigative practices, including techniques specific to intellectual property investigations, in particular those involving trade secret loss. James Pooley will discuss selected matters involving trade secret law and management.

Learning Objectives:

1. Best practices for conducting worldwide investigations.
2. Best practices for identification, management, and protection of trade secrets.



Richard Plansky



James Pooley



Bernie Graves
(Moderator)

TUESDAY PROGRAM

Hot Topics in U.S. Patent Law

Tuesday, June 26 • 9:15am - 10:30am

"Hot Topics in Patent Dispute Resolution" by Tara D. Elliot. How will IPRs change with Oil States and especially SAS and how will those changes impact patent litigation strategies? How might the USPTO change the rules of the game in IPRs—and how soon? How are IPRs, Rule 11, § 285 attorney-fee awards, and other factors affecting alleged patent litigation abuses?

"Even Hotter Topics in Enforcing Patent Rights" by Honorable Paul R. Michel. How successfully is the patent's promise of "exclusive rights" being realized by inventors post-eBay—and what do limitations on injunctive relief mean for the incentive to invest in the development and marketing of new technology? In the 22 years after *Markman*, have the courts succeeded in bringing greater certainty or greater confusion to claim construction—including articulation of the proper role for §§ 103/112 in determining the scope of a patent's protection?

"The Searing Topic of Patent Eligibility" by Professor Dennis D. Crouch. How well are the courts handling the *Mayo/Alice* framework? Does the recent *Vanda* decision offer hope for the biopharma inventor? Is there any path forward for a legislative response and, if so, what is being proposed?

Learning Objectives:

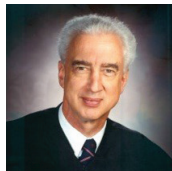
1. Gain unique insights to the most significant recent developments in U.S. patent law.
2. Address audience questions and comments on these patent law developments.
3. Provide some informed speculation on implications for managing IP operations.



*Professor Dennis
D. Crouch*



Tara D. Elliott



*Honorable Paul
R. Michel*



*Robert A.
Armitage
(Moderator)*

Benchmarking Survey Results

Tuesday, June 26 • 10:45am - 11:30am

This session will report on the results of the 2018 ACPC member company benchmarking survey. It will include information gathered from member companies on the size, organization, staffing, and spending of their legal departments and IP departments; roles and responsibilities of the IP function; how the IP function is measured and evaluated; the types and volumes of IP obtained and managed by the IP function; a variety of spending, productivity, and cycle time data, and many other data of interest to in-house IP counsel.

Learning Objectives:

1. Understanding of the size, organization, staffing, and spending of peer company legal departments and IP departments.
2. Understanding of the roles, responsibilities, and metrics used by peer company IP departments.
3. Best practice sharing among IP member companies with respect to IP function spending, productivity, and cycle time metrics, vendor information, and other data of interest to in-house IP counsel.



Kevin Rhodes

WEDNESDAY PROGRAM

Recent and Upcoming Patent-Related Developments at the World Intellectual Property Organization (WIPO)

Wednesday, June 27 • 8:00am - 9:00am

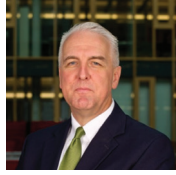
Senior WIPO officials will provide an update concerning developments in WIPO's activities relating to patents and alternative dispute resolution, with particular attention to recent and upcoming developments under the Patent Cooperation Treaty.

Learning Objectives:

1. Update awareness of recent and future developments relating to the use of WIPO's Patent Cooperation Treaty.
2. Update awareness of recent and future issues being discussed by the WIPO Standing Committee on Patents.
3. Update awareness of the work of WIPO's Arbitration and Mediation Center.



*Deputy Director
General John
Sandage*



Matthew Bryan



*Marc Adler
(Moderator)*

Finding and Retaining Top Legal Talent for Your Organization

Wednesday, June 27 • 9:00am - 10:00am

A panel of seasoned professional recruiters will discuss the market landscape for both entry-level and senior level corporate in-house IP practitioners from both the candidate and employer perspectives. Panelists will explore best practices for attracting talent as well as retaining talent. Special attention will be given to organizational strategy as it relates to career development and retention, and the panel will also discuss the challenges of recruiting and retention in the context of a generationally diverse organization.

Learning Objectives:

1. Understanding the current market landscape for in-house IP positions.
2. Striking a balance between attracting new talent and retaining existing talent.
3. The role of organizational design in attracting and retaining talent.
4. Understanding the impact of multiple generations of IP professionals in the work place.



Christine Rivers



Eliza Stoker



*John Cheek
(Moderator)*

IP Operations at The Lubrizol Corporation

Wednesday, June 27 • 10:15am - 11:00am Grand Ballroom

Learning Objectives:

1. Brief overview of the operations of The Lubrizol Corporation
2. Understanding how The Lubrizol Corporation legal division works
3. Scope of work handled by the IP section of the legal division



*Teresan Wasie
Gilbert*

ACPC Association
of Corporate
Patent Counsel

Speaker
Biographies

2018
Summer Meeting

Marc S. Adler

Marc Adler is currently of Counsel to the firm of Buchanan Ingersoll & Rooney. He was the Chief Intellectual Property and Associate General Counsel of Rohm and Haas Company where he was employed for 28 years until his retirement in 2008. From 2008 to 2017 Marc had his own intellectual property strategy consulting practice focusing on intellectual property strategies and management consulting to large, medium and start-up companies.



While at Rohm and Haas, Marc was responsible for all intellectual property matters including managing a group of 25 attorneys and agents in the US, Europe, Japan, and China. The development and execution of the company's global intellectual property strategies, patent preparation and prosecution, licensing and litigation.

He is past President of the Intellectual Property Owners Association, and Association of Corporate Patent Counsel. He is currently on the Board of the Intellectual Property Owners Educational Foundation.

Marc received his BS ChE from the City College of New York, his MS ChE from the University of Florida, and his law degree (JD) from St. John's University in New York. He started his professional career as a chemical engineer before becoming an associate with a patent law firm in New York City in 1982.

Robert A. Armitage

Bob serves as a consultant on IP strategy and policy matters. He served for a decade as Senior Vice President and General Counsel for Eli Lilly and Company. Prior to assuming his general counsel role at Lilly, he had been Lilly's Vice President and General Patent Counsel, a partner with Vinson & Elkins LLP (leading its Washington, D.C.-based IP practice), and The Upjohn Company's chief IP counsel, where he began his career as a patent trainee. He has served as president of both the American Intellectual Property Law Association and the Association of Corporate Patent Counsel, as well as chair of the Intellectual Property Law Section of the American Bar Association. He has been an advocate for major patent reform initiatives throughout his career.



Honorable Cathy Bissoon

Judge Cathy Bissoon graduated *summa cum laude* from Alfred University in 1990 and received her law degree from Harvard Law School in 1993. She was nominated to the United States District Court for the Western District of Pennsylvania by President Barack Obama, was confirmed by the Senate on October 17, 2011, and was sworn in as a district judge on October 20, 2011. Judge Bissoon, who is both Puerto Rican and Indian, is the first woman of color to sit on the federal bench in Pittsburgh, and was the first Hispanic female Article III judge in Pennsylvania, the first Asian American Article III judge in Pennsylvania and the first South Asian American female Article III judge in the nation.



Before becoming a district judge, Judge Bissoon served as a United States Magistrate Judge for three years. Prior to that, Judge Bissoon was an employment litigator with both Reed Smith and Cohen & Grigsby, and served as the head of the employment group at both firms. Judge Bissoon also served as Reed Smith's Director of Diversity for six years. Judge Bissoon has earned various accolades throughout the years both for her work as a lawyer, as well as for her efforts to increase diversity within the legal profession.

Judge Bissoon sits as one of the Court's designated patent judges and chairs the Court's patent committee. She is one of the founding members of the Q. Todd Dickinson Intellectual Property American Inn of Court. The Dickinson Inn provides a unique opportunity for members to hone their legal skills in a social setting with no agenda other than collegiality and with a shared interest in professionalism and excellence. It also provides an opportunity for younger lawyer and student members to gain experience and insight from member judges and experienced lawyers from among the best of the Pittsburgh IP community. In 2012, Judge Bissoon was elected the first president of Dickinson Inn, and she continues to serve on the Inn's Executive Committee. Judge Bissoon also was a recipient of the 2017 Linn Alliance Distinguished Service Medal for her work with the Dickinson Inn.

Matthew Bryan

Matthew Bryan has served as Director of the Patent Cooperation Treaty (PCT) Legal and User Relations Division at the World Intellectual Property Organization (WIPO) since 2004.

In his role, Mr. Bryan is responsible for providing PCT legal and strategic advice to users, providing PCT legal advice to the staff of the PCT Services Department (which processes all PCT applications), overseeing the resolution of “special handling” cases, PCT-related teaching and training, managing relations with PCT users, providing the “PCT Infoline” service, advising PCT Contracting States on legal issues relating to their roles and responsibilities under the PCT, publishing the official *PCT Gazette*, managing the PCT portion of the WIPO website, and maintaining and publishing the PCT legal and informational texts, such as the Treaty and Regulations, the *PCT Applicant’s Guide* (updated weekly) and the *PCT Newsletter* (monthly).



He is a frequent speaker on PCT and WIPO matters, and often represents the PCT and WIPO at meetings of national and international attorneys' and IP owners' associations. He teaches regularly in Masters of IP programs, has testified before parliamentary committees, and has also served as a PCT expert witness in litigation. On behalf of WIPO, he has taught about the PCT in 69 countries.

A national of the United States of America, Mr. Bryan joined WIPO in 1992. Before joining WIPO, Mr. Bryan served as a Law Clerk on the United States Court of Appeals for the Federal Circuit to Judge Randall R. Rader and to Senior Judge Marion T. Bennett. He is a member of the State Bar of California since 1990.

John Cheek

John Cheek is Chief IP Counsel for Fortune 500 technology and manufacturing leader Tenneco Inc. (NYSE: TEN), one of the world's leading clean air and ride performance products and systems for the automotive, commercial truck and off-highway markets and the aftermarket. Prior to joining Tenneco in 2017, Mr. Cheek was Senior Corporate Counsel/Managing Attorney with Caterpillar Inc., where he served in leadership roles in the United States and Europe. Prior to joining Caterpillar in 1997, Mr. Cheek was in private practice in Dayton, Ohio. Mr. Cheek received an undergraduate degree in Mathematics and Economics from Wabash College and completed additional undergraduate studies in Physics and Mechanical Engineering at the University of Dayton and Bradley University. He also received a Juris Doctor from the University of Dayton and a Masters of Business Administration from the University of Chicago's Booth School of Business. He is a regular lecturer on intellectual property strategy and management at the Kellogg School of Management at Northwestern University and currently serves on the Executive Committee of ACPC and the Board of Directors of IPO.



Professor Dennis Crouch

Professor Crouch is Associate Professor of Law at the University of Missouri School of Law. Prior to joining the University of Missouri law faculty, he was a patent attorney at McDonnell Boehnen Hulbert & Berghoff LLP in Chicago, Illinois, and taught at Boston University Law School. He has worked on cases involving various technologies including computer memory and hardware, circuit design, software, networking, mobile and internet telephony, automotive technologies, lens design, bearings, HVAC systems, and business methods. He is also the editor of the popular patent law weblog: Patently-O .



Professor Crouch received his BSE in mechanical engineering *cum laude* from Princeton University, where he also earned a certificate in engineering management systems. He then earned his JD *cum laude* from the University of Chicago Law School. While at the University of Chicago, he was a Microsoft, Merck, & Pfizer scholar and a member of the Olin program in law and economics.

Prior to attending law school, Professor Crouch worked as a technical consultant for manufacturing firms in New England, as a research fellow at NASA's Glenn Research Center, as a software developer at the Mayo Clinic's department of biomedical imaging, and as a Peace Corps Volunteer in Ghana, West Africa. Dennis Crouch grew up on a farm near Pittsburg, Kansas.

Tara D. Elliott

Tara D. Elliott, a partner in the Washington, D.C. office of Latham & Watkins, is a first-chair trial lawyer whose practice focuses on high-profile intellectual property proceedings and commercial litigation. She has represented many of the world's leading technology, retail, and manufacturing companies in infringement matters, corporate disputes, and appeals concerning patents, trademarks, trade secrets, and commercial contracts, among other issues. Ms. Elliott is consistently recognized by leading legal publications as a top intellectual property litigation lawyer including *The National Law Journal*, *IAM Patent 1000*, and *Managing Intellectual Property*.



Ms. Elliott has a unique combination of private practice and government experience that allows her to navigate clients' most complex legal issues. She previously was appointed to serve as a Special Master in the US District Court for the District of Delaware and clerked in the US District Court for the District of Delaware and the US Court of Appeals for the Federal Circuit. She began her career at the Central Intelligence Agency (CIA) where she was a computer engineer in the Directorate of Science and Technology and an analyst in the Directorate of Intelligence (now known as the Directorate of Analysis).

Ms. Elliott earned her bachelor's degree in computer engineering from the Georgia Institute of Technology. She earned her law degree at the University of Pennsylvania Law School, during which time she became licensed to practice before the United States Patent and Trademark Office.

Barbara Fiacco

Barbara Fiacco is a Partner at Foley Hoag LLP. She is a graduate of Dartmouth College and Harvard Law School and handles complex intellectual property and business disputes. Her practice focuses on the life sciences, including therapeutic proteins and antibodies, small molecule compounds, drug delivery, molecular diagnostics, and medical devices. She has successfully litigated patent, trade secret, and inventorship disputes for global pharmaceutical and biotechnology companies, medical device manufacturers and research institutions. Barbara is AIPLA's First Vice President and is leading AIPLA's 101 Task Force. She has also served as Chair of AIPLA's Committee on Legislation and Patent Law Committee. She is recognized as a leading IP lawyer in the Best Lawyers in America, *IAM Patent 1000*, *Managing Intellectual Property's* IP Stars and Top 250 Women. Barbara can be contacted at bfiacco@foleyhoag.com.



Darryl Frickey

Darryl Frickey is currently the Assistant General Counsel, IP Law and Chief IP Counsel for The Dow Chemical Company. He leads Dow's Intellectual Property Law operations and is responsible, on a global basis, for all intellectual property matters including all patent, trademark, trade secret, copyright, IP strategies, licensing, technology agreements, confidentiality, and technology management and protection. He began his in-house legal career in the Rohm and Haas Intellectual Property Law Department in Philadelphia, Pennsylvania as a Patent Attorney in 1989 with responsibility for Plastic Additives and Performance Plastics. Over his first 8 years at Rohm and Haas, he coordinated a number of significant transactions and added responsibility for Oil Additives and Corporate Development. In 1998 he relocated to the Boston area where he led and built the Legal and Patent groups for the Rohm and Haas Electronic Materials business and later added general legal responsibilities for the Asia-Pacific region of Rohm and Haas. In 2007, Darryl returned to Philadelphia to manage IP operations in Rohm and Haas and, in 2008, was named Chief IP Counsel and assumed leadership of the Rohm and Haas Intellectual Property Law Department. In 2010, he was named Assistant General Counsel – IP Law, with responsibility for the Dow Intellectual Property group and relocated to Midland, MI. Prior to joining Rohm and Haas, he was an Associate at the law firm of Harness, Dickey and Pierce, in the Detroit area. He currently sits on the Board of Intellectual Property Owners Association (IPO) and is President of the Association of Corporate Patent Counsel (ACPC). He received his B.S. in chemistry from Clarkson University and his Juris Doctor from Capital University Law School. He is a member of the State Bar of Pennsylvania and Michigan and the United States Patent and Trademark Office.



Bernie Graves

Bernie Graves is a chemical and material sciences patent attorney, with a particular emphasis on identification and protection of intellectual property rights in the manufacturing sector.

Mr. Graves advises clients on the implementation of corporate procedures and policies to protect proprietary technology through all aspects of representation before the United States Patent and Trademark Office, in addition to identification and systematic protection of business and technical trade secret information. Mr. Graves advises corporate clients using tailored methodology for risk-based allocation of scarce financial and human resources to build the intellectual asset base of the enterprise. He provides pragmatic, cost-effective problem solving of day-to-day legal issues for his clients.

Additionally, Mr. Graves advises clients in all aspects of intellectual property due diligence, open innovation, and technology transfer, along with patentability and freedom to practice analysis.

Prior to joining Baker Donelson, Mr. Graves was vice president and deputy general counsel for a \$9 billion diversified Fortune 500 chemical company, where he served as chief IP counsel for more than 16 years. In this role, he led a group of 15 professionals and support staff in the development of strategy, identification, creation and management of the company's patents, trademarks, and trade secrets.



Teresan Wasie Gilbert

Teresan Wasie Gilbert is the chief intellectual property counsel of The Lubrizol Corporation's global legal division. For the past 6 years she has lead the IP division and she served as a senior intellectual property counsel since 2000 when she joined Lubrizol. Lubrizol formulates and engineers complex chemicals as additives, ingredients and compounds for a wide range of applications including lubricants and fuels, industrial fluids, performance coatings and inks, and personal, home and health care and over-the-counter pharmaceutical products. In her practice, Ms. Gilbert provides legal counsel, advice and opinions to executives and managers for the business and for research and development regarding patents, trademarks, trade secrets, copyrights, transactional matters including licensing and acquisitions and divestments, and freedom to operate. Ms. Gilbert also manages and protects the businesses intellectual property assets worldwide. Her international practice includes enforcement and defense of infringement matters and participation in patent and trademark oppositions in Europe and China. She further provides training regarding intellectual property strategy and protection at the European and Asia Pacific locations.



Prior to working for Lubrizol, Ms. Gilbert was a partner at Benesch, Friedlander, Coplan & Aronoff LLP in the Intellectual Property Practice Group. She also worked for 16 years in the Intellectual Property Division at Sohio/BP America, Inc.

Ms. Gilbert is an adjunct professor at Case Western Reserve University College of Law since 2011. She is a member of the Case Western Reserve University School of Law's advisory board for the Center for Law, Technology and the Arts. She is also involved in charitable organizations and participated in Pepperdine Law Schools Prison Project in Uganda in June of 2017. She was awarded the Lubrizol and YWCA's Women of Professional Excellence award in 2018.

Ms. Gilbert earned her Juris Doctorate from Cleveland Marshall College of Law, where she received the American Jurisprudence Award in Commercial Law. She also graduated cum laude from Bowling Green State University with a bachelor of science degree in microbiology and chemistry.

Honorable Andrei Iancu



In his role as the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (USPTO), Andrei Iancu provides leadership and oversight to one of the largest intellectual property offices in the world, with more than 12,000 employees and an annual budget of over \$3 billion. He also serves as the principal advisor to the President, through the Secretary of Commerce, on domestic and international intellectual property policy matters.

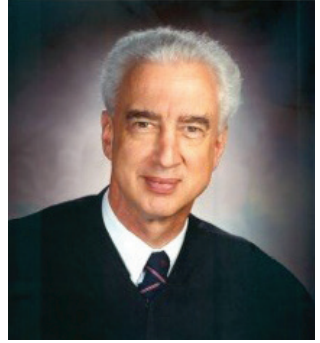
Prior to joining the USPTO, Mr. Iancu was the Managing Partner at Irell & Manella LLP, where his practice focused on intellectual property litigation. Mr. Iancu appeared in a variety of high-profile matters in front of the USPTO, U.S. district courts, the Court of Appeals for the Federal Circuit, and the U.S. International Trade Commission. He has represented clients across the technical and scientific spectra, including those associated with medical devices, genetic testing, therapeutics, the Internet, telephony, TV broadcasting, video game systems and computer peripherals.

Mr. Iancu has also taught patent law at the UCLA School of Law, and has written and spoken publicly on a variety of intellectual property issues. Prior to his legal career, Mr. Iancu was an engineer at Hughes Aircraft Company.

Throughout his career, many organizations have recognized Mr. Iancu for his work. Among his legal community accolades, the Daily Journal, California Lawyer magazine, Los Angeles Business Journal, Chambers USA, Best Lawyers in America, and many others have acknowledged his expertise in commercial litigation and intellectual property law. Mr. Iancu has also been the recipient of the Patent and Trademark Office Society 36th Annual Rossman Award, the Hughes Aircraft Malcolm R. Currie Innovation Award, and the Melville B. Nimmer Copyright Award. Mr. Iancu holds a J.D. from the UCLA School of Law. He also has a M.S. in Mechanical Engineering and a B.S. in Aerospace Engineering, both from UCLA. Mr. Iancu was born in Bucharest, Romania. He has lived in the United States since the age of 12. He and his wife Dr. Luiza C. Iancu have two children, Ariella and Robert.

Honorable Paul R. Michel

Judge Michel served for more than 22 years on the Federal Circuit, retiring on May 31, 2010. From December 25, 2004 until his retirement, he also discharged the duties of Chief Judge of this national court, serving simultaneously on the U.S. Judicial Conference -- the Judiciary's governing body -- and by appointment of the Chief Justice on its seven-judge Executive Committee.



He judged several thousand appeals and authored more than 800 opinions, one third concerning intellectual property law. Intellectual Asset Management magazine inducted him into its Hall of Fame and he was designated one of the 50 most influential leaders in intellectual property law in the world. His contributions were also recognized by lifetime achievement and similar awards by the American Intellectual Property Law Association (AIPLA); Intellectual Property Owners Education Foundation (IPO); the American Bar Association's Intellectual Property Section; Managing Intellectual Property magazine; the Sedona Conference; the Patent and Trademark Office Society (PTOS); the New York, Chicago, Philadelphia, and Los Angeles Intellectual Property Law Associations; and the William C. Connor, the Giles S. Rich, and the Richard Linn Intellectual Property American Inns of Court. In 2010 the Los Angeles IP Inn was renamed in his honor as the Paul R. Michel IP Inn.

Judge Michel received the Jefferson Medal, the Eli Whitney Award, and the Katz-Kiley Prize as well as Honorary Doctor of Law degrees from the Catholic University of America and the John Marshall Law School. He is a lifetime Member of Honore of FICPI, the international association of private practitioners of intellectual property law. Williams College granted him the Kellogg Award for "outstanding leadership in law and public service."

Judge Michel has written numerous articles on patent law and advocacy, taught related courses and master classes at George Washington University, the University of Akron, and John Marshall law schools, serving as well on their IP advisory boards and on counterpart boards at the universities of California (Berkeley), Washington, and Maryland. He co-authored a casebook, Patent Litigation and Strategy (West, 1999) and an August 2010 editorial in the New York Times on strengthening the patent system to promote prosperity and create new jobs.

A frequent speaker at conferences and law schools during his judicial tenure and since, he retired from a lifetime appointment to be free to speak out on the national need for better patent policy and protection of intellectual property and the vital, unmet resource needs of the courts, the PTO, the International Trade Commission, and other IP-related agencies. He was appointed Distinguished Scholar in Residence by IPO, following his retirement. Judge Michel also consults for law firms and their clients in intellectual property litigations, conducting moot courts, mock trials, case evaluations, editing briefs, advising on strategy and providing mediation and arbitration services.

Jennifer Miller

Jennifer Miller is Chief Intellectual Property Counsel for Change Healthcare. In this role, Jennifer provides a full range of general intellectual property and strategic counseling to the business, as well as oversees management of the company's patent, copyright and trademark portfolios. Before joining Change Healthcare, Jennifer was Senior IP Counsel for McKesson Corporation, serving as patent counsel for multiple McKesson business units. Prior to that, she was an associate in the IP practices of Alston & Bird LLP and Ballard Spahr LLP in Atlanta, with a focus on electrical and software technologies. Jennifer received her J.D. from Duke University School of Law and her B.S. in Electrical Engineering from the University of Florida.



Honorable George A. O'Toole

George A. O'Toole, Jr., was appointed United States District Judge for the District of Massachusetts by President Clinton on May 26, 1995. Prior to joining the bench of the District Court, Judge O'Toole served as an Associate Justice of the Massachusetts Superior Court (1990 to 1995) and the Boston Municipal Court (1982 to 1990). Before that he was engaged in the private practice of law as a litigator with the Boston firm of Hale and Dorr, now WilmerHale.



Judge O'Toole has served as a member of various committees of the Judicial Conference of the United States, including the Security and Facilities Committee (1999 to 2005), the Judicial Security Committee (2005 to 2007), and the Committee on the Administration of the Magistrate Judge System (2011 to 2017). He has been a frequent participant and presenter at educational panels sponsored by the Administrative Office of the U.S. Courts, the Federal Judicial Center, law schools, bar associations, and similar organizations. He is also a member of the Boston Intellectual Property American Inn of Court, currently serving as its vice president.

Judge O'Toole is a 1972 graduate of the Harvard Law School. He earned his baccalaureate degree from Boston College in 1969.

Richard Plansky

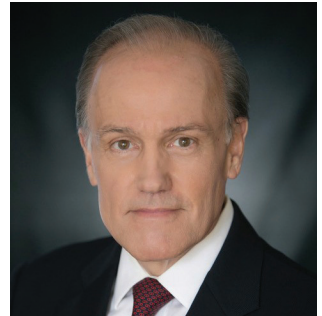
Richard Plansky is a Managing Director and Global Head of Investigations for Exiger based in the firm's New York office. With more than 25 years of experience in complex investigations in both the public and private sector, Richard is an expert in the areas of litigation support and complex corporate investigations, including intellectual property infringement, fraud and embezzlement, employee misconduct, and bribery and corruption investigations. Before joining the private sector, Richard held positions as Assistant General Counsel at the City University of New York and Deputy Criminal Justice Coordinator for Mayor Michael R. Bloomberg, where he supervised the development of numerous criminal justice initiatives. Richard began his career as an Assistant District Attorney for the District Attorney of New York County.



James Pooley

Silicon Valley lawyer James Pooley represents clients in patent, trade secret, and technology-related commercial disputes, and provides advice on IP strategy and data security management.

Mr. Pooley is an author or co-author of several major works in the IP field, including his treatise *Trade Secrets* (Law Journal Press) and the *Patent Case Management Judicial Guide* (Federal Judicial Center). His recent business book is *Secrets: Managing Information Assets in the Age of Cyberespionage* (Verus Press 2015). His most recent journal article is *The Myth of the Trade Secret Troll: Why the Defend Trade Secrets Act Improves the Protection of Commercial Information*, 23 *Geo. Mason L. Rev.* 1045 (Summer 2016).



The Senate Judiciary Committee relied on Mr. Pooley for expert testimony and advice during consideration of the 2016 Defend Trade Secrets Act, and one Senator later called his participation "instrumental" in achieving passage of this landmark legislation.

In 2014 Mr. Pooley completed a five-year term as Deputy Director General at the World Intellectual Property Organization in Geneva, where he was responsible for management of the international patent system. He is a past President of the American Intellectual Property Law Association. He currently serves as Chair of the Sedona Conference Working Group 12 on Trade Secrets and as Co-Chair of the Trade Secret Task Force of the International Chamber of Commerce. He also teaches trade secret law at the University of California's Berkeley School of Law.

In 2016 Mr. Pooley was inducted into the IP Hall of Fame for his contributions to IP law and practice.

Desiree Ralls-Morrison

Desiree Ralls-Morrison is the senior vice president, general counsel and corporate secretary, at Boston Scientific. In this role, she is responsible for providing global legal leadership across all of their businesses, regions and functions, and overseeing the company's global compliance function. Before joining Boston Scientific she was senior vice president, general counsel and corporate secretary, and head of the global litigation, government affairs and public policy organizations, for Boehringer Ingelheim USA, Inc. Prior to that, she spent nine years at Johnson & Johnson, most recently as general counsel for the consumer group, and previously progressed through roles of increasing responsibility, including senior counsel, assistant general counsel, and vice president of law for the women's health, nutritionals and over the counter businesses. Earlier in her career, Ms. Ralls-Morrison was a senior attorney and assistant counsel at Merck & Co, Inc., focusing largely on regulatory and product liability matters, and prior to that, she held litigation roles at the law firms of Kelley Drye & Warren LLP and Shipman & Goodwin LLP. She recently served on the Danbury Hospital/ New Milford Hospital Board of Directors, The Inner-City Foundation for Charity and Education and the Lawyer's Collaborative for Diversity. Desiree earned her bachelor of arts in economics and political science from Wesleyan University and her juris doctor from Harvard Law School.



Christine Rivers

Ms. Rivers is a Senior Client Partner in the Board and CEO Services Practice of Korn Ferry.

She partners with clients to create sustainable organizations through strong leadership. As a trusted advisor, she helps boards, CEOs and senior executives execute their strategies through people by helping them challenge old assumptions, find new ways to unleash talent and remove barriers to change.

Ms. Rivers is a frequent speaker on CEO and Board topics at NACD FT-Outstanding Director Exchange (ODX) and Equilar. She has been published in Agenda Magazine, Bloomberg BNA, Chief Executive Magazine, Directors and Boards Boardroom Briefing, Directorship Magazine, Financier Worldwide and Retail Leader.



Kevin H. Rhodes

Kevin Rhodes is a Vice President and the Chief Intellectual Property Counsel of 3M Company, and the President and Chief Intellectual Property Counsel of 3M Innovative Properties Company in St. Paul, Minnesota, where he is responsible for managing the global intellectual property assets of 3M Company and its worldwide affiliates.

Mr. Rhodes currently serves as the former President of the Intellectual Property Owner's Association. He also is a member of the Board of Directors of the Intellectual Property Owner's Association Education Foundation and the Executive Committee of the Association of Corporate Patent Counsel. He is a past member of the Board of Directors of the American Intellectual Property Law Association.



Mr. Rhodes serves on the Steering Committee of the Coalition for 21st Century Patent Reform and he has testified before Congress and administrative agencies, and has spoken widely, on issues of intellectual property law and policy.

Prior to joining 3M in 2001, Mr. Rhodes was a partner at Kirkland & Ellis in Chicago, where he specialized in intellectual property litigation. During his nine years at Kirkland & Ellis, Mr. Rhodes concentrated his practice on trial and appellate litigation of actions involving claims of patent, trademark and copyright infringement, misappropriation of trade secrets, and related claims.

Mr. Rhodes received his J.D., *magna cum laude*, from Northwestern University. He is a registered patent attorney, with an undergraduate degree from Grinnell College.

Deputy Director General John B. Sandage



Mr. John B. Sandage was nominated by World Intellectual Property Organization Director General Francis Gurry, and confirmed by the WIPO Member States Coordinating Committee, as Deputy Director General for Patents and Technology in 2014. His responsibilities as DDG include managing the Patent Cooperation Treaty (PCT) International Patent System, the WIPO Arbitration and Mediation Center, support for the Standing Committee on the Law of Patents; and legislative advice to member states. The Patents and Technology Sector has 450 employees, and projects revenues of USD 600 million for the 2016-17 biennium. As DDG, Mr. Sandage carries the personal rank of Under Secretary General of the United Nations.

Previously he was Deputy Director and subsequently, upon appointment by UN Secretary-General Ban Ki Moon, Director of the Division for Treaty Affairs at the UN Office on Drugs and Crime, where he served from 2008 to 2014 with principal responsibility for the ratification and implementation of UN conventions on organized crime, corruption, terrorism, trafficking in narcotics, trafficking of persons, trafficking of firearms, and smuggling of migrants, and for managing the Secretariat to the Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice, as well as the Secretariat to the International Narcotics Control Board. The Division for Treaty Affairs has 250 employees, and a budget of USD 110 million.

Previously Mr. Sandage served in the U.S. Department of State in a variety of legal and policy roles for over 15 years, serving in positions focused on the Economics and Investment Disputes, Western Hemisphere Affairs, United Nations Affairs, Law Enforcement and Counter-Narcotics Affairs, and Counter-Terrorism and Sanctions Policy. Mr. Sandage has briefed and argued cases on behalf of the U.S. before the International Court of Justice and the Iran-U.S. Claims Tribunal. He also served in the U.S. Mission to the United Nations in New York.

Before his service with the U.S. Department of State, Mr. Sandage was in private practice for six years with the firm now known as Wilmer, Cutler, Pickering, Hale and Dorr in Washington, D.C. and London, specializing in international law and appellate litigation. He was also a law clerk for the Honorable Frank M. Johnson, Jr. (deceased) of the U.S. Court of Appeals.

Mr. Sandage holds a J.D. degree from the Yale University Law School. In addition, Mr. Sandage was the Senior Editor of the Yale Law Journal and was the winner of the Potter Stewart Moot Court Appellate Advocacy Prize in 1985. He has authored numerous publications. He is admitted to the Bar of New York, Washington D.C. and the United States Supreme Court.

Honorable Patti Saris

United States District Judge Patti B. Saris became Chief Judge of the United States District Court for the District of Massachusetts on January 1, 2013. She was Chair of the United States Sentencing Commission in Washington, DC from January, 2011 to January, 2017. She is a graduate of Radcliffe College '73 (Magna Cum Laude, Phi Beta Kappa) and Harvard Law School '76 (Cum Laude). After graduating from law school, she clerked for the Supreme Judicial Court, and then went into private practice. When Senator Edward M. Kennedy became chairman of the Senate Judiciary Committee, she moved to Washington D.C. and worked as staff counsel. She later became an Assistant United States Attorney, and eventually chief of the Civil Division. In 1986, Judge Saris became a United States Magistrate Judge, and in 1989, she was appointed as an Associate Justice of the Massachusetts Superior Court. In 1994, she was appointed to the United States District Court.



Eliza Stoker

Eliza Stoker began her retained search career in the late 1990s, during the War for Talent, and has since stayed with this industry through all its ups and downs. After earning her law degree, “for fun,” Eliza switched her focus from a generalist executive practice to the narrower field of legal search. Eliza joined MLA as a Director in 2011, became Managing Director in 2012, and Executive Director in 2016. In her current role, Eliza manages a team of 20+ retained search professionals, all focused on making the best legal placements for their clients.



For her clients, Eliza has placed chief IP counsel, business affairs counsel, chief patent counsel, and everything in between. She also recently moderated a panel for the Women’s IP Network in New York.

Eliza grew up in the Bronx, NY, but has lived in various other locations including Rochester, NY, Madison, WI, and Denver, CO. She has now returned to her hometown and is happily rooted. She and her husband support a large family of pets, and of course each other.

RECEPTION/DINNER

TUESDAY JUNE 26 | 6:30pm – 9:30pm

Join ACPC for an off-site reception and plated dinner at the historical Smith & Wollensky, located in Boston's Back Bay district. Your evening begins with a reception with premium beverages and passed hors d'oeuvres. Following the reception, enjoy a two-hour plated dinner where attendees will be able to choose one of two delectable appetizers and one of four delightful entrees. Musical entertainment will be provided by former Atlantic Records recording artist and 2010 Rock n Roll Hall of Fame Inductee, Dan Barton, and his lovely accompanist Jennifer Caraluzzi. Enjoy a relaxing and entertaining evening while networking with fellow in-house peers.

Smith & Wollensky is a short 5 minute (0.3 mile) walk from the Taj Boston. Upon leaving the hotel, head north on Arlington Street towards Stuart Street. Turn left onto Public Alley 437 and in 100 short feet, your destination will be on your left.

SMITH & WOLLENSKY

101 Arlington St
Boston, MA 02116

*Attire for the
reception and dinner
is business casual*



CARL HORTON MEMORIAL GOLF TOURNAMENT

Monday, June 25

12:30pm – 6:00pm

William J. Devine Golf Course at Franklin Park



SPONSORED BY:



POST-DINNER RECEPTION

Tuesday, June 26

9:30pm-11:00pm

The French & Adam's Lounge located at the Taj Boston



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RESTAURANT LISTINGS AT TAJ BOSTON

The Café - A AAA Four Diamond rated restaurant, is a culinary landmark and local favorite for business meetings and leisure dining. This culinary landmark has played host to Elizabeth Taylor, Winston Churchill, and the Duke and Duchess of Windsor.



The Bar - During the day, The Bar's rich dark woods are illuminated by flooding light from floor-to-ceiling windows overlooking Arlington Street and the Public Garden. Patrons may enjoy gourmet fare with small sharing plates and seasonal craft cocktails.



Afternoon Tea - Weekends present an opportunity to indulge in Taj Boston's beloved silver-service Afternoon Tea in the elegant French and Adams Rooms. Boasting elegant chandeliers, mirrors and lavish window drapes provide an opulent atmosphere.



ACPC Association of Corporate Patent Counsel

SAVE *the* DATE

2019 ACPC WINTER MEETING



LaPlaya Beach & Golf Resort, Naples FL | January 27-30, 2019

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ADDITIONAL UPCOMING MEETINGS

2019 ACPC Summer Meeting
The Peabody Memphis, Memphis TN
June 24-26, 2019

2020 ACPC Winter Meeting
Hotel del Coronado, San Diego CA
January 26-29, 2020

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