

EXHIBIT A

David Hricik
Professor of Law
Mercer University School of Law
1021 Georgia Ave.
Macon, GA 31207

Academic Positions

Professor of Law, Mercer University School of Law (Macon, GA, 2002-). Civil Procedure; Property; Ethics; Remedies; Advanced Property, Intellectual Property, and the Internet; Patent Law & Litigation.

Adjunct Professor of Law, Stetson University School of Law (*Universidad Argentina Catolica*, Buenos Aires, Argentina, Summer 2014). Patents, Medicine, and Ethics.

Adjunct Professor of Law, George Washington University School of Law (Washington, D.C., Summer 2013). Ethics.

Visiting Professor of Law, Atlanta's John Marshall School of Law (Atlanta, GA, 2011-12). Ethics; Federal Civil Procedure.

Adjunct Professor of Law, Stetson University School of Law. (Law School at the University of Lausanne, Lausanne, Switzerland, Summer 2010). Comparative Intellectual Property Law.

Adjunct Professor of Law, Stetson University School of Law. (Nankai University, Tianjin, China, Summer 2009). Comparative Intellectual Property Law.

Visiting Professor of Law, University of Houston Law Center (Houston, TX, Summers 2004, 2006, 2008). Ethics.

Adjunct Professor of Law, University of Texas School of Law (Austin, TX, 1998, 2000-02). Litigation Ethics; Negotiation.

Adjunct Professor, St. Edward's University Graduate School of Management (Austin, TX, 2001-02). E-Commerce Law; Business Law and Ethics.

Adjunct Professor of Law, University of Houston Law Center (Houston, TX, various years). Legal Research and Writing.

Judicial Clerkship

Judicial Clerk to Chief Judge Randall R. Rader, United States Court of Appeals for the Federal Circuit, 2012-13.

Education

Northwestern University School of Law, J.D. 1988.
Cum laude; Note & Comment Editor, Northwestern Journal of International Law & Business; Legal Writing Award; Dean's List.

University of Arizona, B.A. (English) 1984.
High Honors; *Phi Beta Kappa*; Intern to the Arizona State Senate and U.S. House of Representatives; Dean's List; Academic Scholarships.

Legal Practice

Taylor, English, Duma (Atlanta, GA, 2014-). Of Counsel.
Patent, trademark, and commercial litigation and appeals.

Yetter & Warden (Houston, TX, 2001-02). Of Counsel.
Patent, trademark, antitrust, false advertising, legal malpractice defense, and ethics consultations.

Solo practitioner (Austin, TX, 2000-01).
Advised lawyers in ethical matters involving patent practice.

Slusser & Frost (Houston, TX, 1999-2000). Partner.
Patent, trade dress, and complex commercial cases and civil appeals;
Founding partner; General firm management.

Baker Botts (1988-99, Houston & Austin TX). Associate then Special Counsel.
Patent litigation, complex commercial litigation, malpractice defense, served as in-house counsel.

Selected Service, Honors, and Activities.

Member, The American Law Institute (elected 2016).

Member, American Bar Foundation (elected 2016).

Member, Legal Committee, Georgia ACLU (appointed 2015).

Member, Executive Committee of the Professional Responsibility Section of the American Association of Law Schools (2010-14).

Member/Chair, Mercer Law School Distance Learning Committee (Member, 2002-10; 2013-) (Chair, 2005-10; 2013; 2014-).

Member, Mercer Law School Policy Committee (2006-09).

Member, Mercer Law School Curriculum Committee (2008-11).

Member, Mercer Law School Admissions Committee (2003-2004).

Mercer Law School Faculty Secretary (2005-07).

Coordinator, Mercer Law School ADR Pre-course (2004-07).

Coach, American Trial Lawyers Association Mock Trial Team (2002-04).

Coach, American Intellectual Property Law Association Team (2007).

Coach, William Daniels Criminal Law Trial Team (2004-05).

Advisor to several students each year on Law Review.

Pupillage Group Leader, Atlanta Intellectual Property Inn of Court (2010-present).

Member, Ethics Committee of the American Intellectual Property Law Association (2014-16).

Co-Chair, Attorneys' Liability Subcommittee of Professional Liability Litigation Committee, ABA Section of Litigation (2009-10).

Co-Chair, Risk Management Subcommittee of the Professional Responsibility Committee of the ABA (2007-09).

Chair, American Intellectual Property Law Association Committee on Professionalism & Ethics (2005-2007).

Chair, ABA Committee on Professional Responsibility of the Intellectual Property Section (2002-03).

Vice-Chair, ABA Committee on Professional Responsibility of the Intellectual Property Section (2001-02).

Member, Professionalism & Ethics Committee of the American Intellectual Property Law Association (2003-06; 2013-)

Master, Augustus Bootle Inn of Court (2003-10).

Board Member, Macon Symphony Orchestra (2007-09).

Member, Editorial Board, Computer Assisted Learning Institute (2002-08).

Member, ABA Subcommittee on Corporate Aspects of Information Technology of the Committee on Cyberspace Law (2001-07).

Advisory Board Member and Instructor, Cleonline.com (1998-2005).

Member, Texas Disciplinary Rules of Professional Conduct Committee of the Texas State Bar, 1997-2002. Member, drafting subcommittee 1999-2002. Member of the special joint subcommittee that drafted the Texas advertising rules regulating the Internet.

Member, Texas Appellate Lawyer's Creed Drafting Committee (1998).

Member, Editorial Review Board *Jurimetrics* (1997-2000).

Chair, Amicus Brief Committee of the Houston Intellectual Property Law Association (1995-96).

Counsel of Record on amicus briefs filed in the United States Supreme Court and Federal Circuit.

Publications

Books

ETHICAL ISSUES IN PATENT LITIGATION (Oxford University Press 2010) (Lexis/Nexis 2d ed. 2014; 3rd ed. 2015; 4th ed. 2017).

ETHICAL ISSUES IN PATENT PROSECUTION (Oxford University Press 2009) (co-author) (Lexis/Nexis 2d ed. 2013); (3rd ed. 2014) (4th Ed. 2016).

MASTERING CIVIL PROCEDURE (Carolina Academic Press 2008) (2d ed. 2011) (3rd ed. 2017).

MODERN STATUTORY INTERPRETATION: PROBLEMS, THEORIES, AND LAWYERING STRATEGIES (Carolina Academic Press 2006); (2d ed. 2009) (co-author).

TEACHERS MANUAL FOR MODERN STATUTORY INTERPRETATION_(Carolina Academic Press 2006; 2d ed. 2009) (co-author).

PROPERTY: CASES, DOCUMENTS, AND LAWYERING STRATEGIES (Lexis/Nexis 2004) (2d ed. 2008; 3rd ed. 2013) (co-author).

TEACHERS MANUAL FOR PROPERTY: CASES, DOCUMENTS, AND LAWYERING STRATEGIES (Lexis/Nexis 2004) (2d ed. 2008; 3rd ed. 2013) (co-author).

SUPPLEMENTS FOR PROPERTY: CASES, DOCUMENTS, AND LAWYERING STRATEGIES (co-author) (Lexis/Nexis 2005, 2006, 2007, 2009).

Articles

Will Patenting Make as Much Sense in the New Regime of Weakened Patent Rights and Shorter Product Life Cycles?, 40 Vand. Entertainment L.J. 457 (2017).

Writing Matters, Georgia B.J. (regular column on writing, ethics, and effective lawyering) (co-author) (Feb. 2007 to present) (quarterly).

Seeing Adversity in Patent Litigation: I'll be Your Eyes, 7 Landslide 15 (July/Aug. 2015).

Your Dream Come True? Using Section 285 to Impose Fees on Opposing Counsel, 7 Landslide 15 (Jan/Feb. 2015).

Bringing a World of Light to Technology and Judicial Ethics, 27 Regent L. Rev. 1 (2014).

Is Litigation Counsel who Also Engages in Competitive Decision-making Wrong for the Part?, 4 St. Mary's J. Ethics & Malpractice 150 (2014).

Dear Lawyer: If You Decide It's Not Economical to Represent Me, You Can Fire Me As Your Contingent Fee Client, but I Agree I Will Still Owe You a Fee, 64 Mercer L. Rev. 363 (2013).

The Same Thing Twice: Copying Text from One Client's Patent into Another Client's Application, 5 Landslide 13 (2013).

Exploring drivers of change on e-discovery in the future and their effects on lawyers, Fulton County Daily Report (2012) (co-author).

Legal Ethics and Non-Practicing Entities: Being on the Receiving End Matters Too, 27 Santa Clara J. of High Tech. 793 (2011).

What Experts can do for Your IP Case, ABA Intell. Prop. L. Newsletter 6 (2011).

Motions to Disqualify in Texas State and Federal Court 74 Tex. B. J. 466 (2011) (co-author).

Tweet me Some Ethics, 17 J. Nat'l. Ass'n. of Consumer Advocates 1 (2011) (co-author).

An Article we Wrote Ourselves to the Future: Early 21st Century Views on Ethics and the Internet, 1 St. Mary's J. on Legal Malpractice 114 (2011) (co-author).

Ethics and the Internet: It's a Funny Old New World, The Practical Lawyer 21 (2011) (co-author).

Congratulations on Your Hallucinations: Why the 1992 Amendment to Rule 1.56 is Irrelevant to Inequitable Conduct, 38 Am. Intell. Prop. L. Q.J. 1 (2010) (co-author).

Memoriam for Professor Ed Brewer, 36 N. Ky. L. Rev. vii (2009).

Infinite Combinations: Conflicts of Interest in Patent Litigation, 26 Del. Lawyer 14 (2009).

Remedies for the Infringer? 20 ABA Intell. Prop. Litig. 11 (2009).

"Metadata: Are You in Danger of an Ethics Violation," 13 ABA Young Lawyer 2 (2009)," (co-author).

An Update Current Client Conflicts of Interest, 19 Intell. Prop. Litig. 1 (2008).

Some limits on Evidence Gathering in the Digital Age, 25 GPSolo 24 (2008) (co-author).

Metadata: The Ghosts Haunting e-Documents, 82 Fl. B.J. 32 (2008) (co-author).

Patents Compared to Trademarks: The Duty of Candor/The Avoidance of Fraud, 97 Trademark Rep. 1317 (2007) (co-author).

Metadata: Ethical Obligations of the Witting and Unwitting Recipient, 13 Ga. B.J. 30 (2008) (co-author).

Metadata: Ghosts Haunting e-Documents, 18 Ga. B.J. 16 (2008) (co-author).

Patent Agents: The Person You Are, 20 Geo. J. Legal Ethics 261 (2007).

Avoiding Conflicts from Client E-mails, co-authored with second year law student, 11 No. 3. J. Internet Law (2007).

An Opinion of Counsel from Trial Counsel: A Handful of Sand?, 35 Am. Intell. Prop. L.Q.J. 171 (2007).

Patents and Trademarks: The Duty of Good Faith, 89 J. Pat. & Trademark Off. Soc'y 287 (2007) (co-author) (invited reprint).

Mining for Embedded Data: Is it Ethical to Take Intentional Advantage of Other Peoples Failures?, 8 N.C. J. L. & Tech. 231 (2007).

Inadvertently Produced Privileged Documents under the New Federal Rules of Civil Procedure: You Ask for it Back, but Then What? 12 Ga. B.J. 18 (2007).

Don't Settle Your License Away, 69 Tex. B.J. 126 (Feb. 2006) (co-author).

The Speed of Normal: Conflicts, Competency, and Confidentiality in the Digital Age, 10 Computer L. Rev. & Tech. J. 73 (2006).

Lawyers Still Worry Too Much About Transmitting E-mail Over the Internet, 10 J. Tech. L. & Pol'y 265 (2005) (invited symposium submission) (co-author).

To Whom it May Concern: Using Disclaimers to Avoid Disqualification by Receipt of Unsolicited E-mail from Prospective Clients, 16 Prof. Lawyer 1 (2005).

I Can Tell When You're Telling Lies: Metadata in Litigation and Transactional Practice, 16 J. Legal Prof. 79 (2006) (invited submission).

Why There Should Be Fewer Articles Like This One: Law Professors Should Write More for Legal Decision-Makers and Less for Themselves, 38 Suffolk U. L. Rev. 761 (2005) (co-author).

The Ethical Responsibilities and Liability Risks Arising From Representing a Single Client in Multiple Patent-Related Representations: How Things Snowball, 18 Geo. J. Legal Ethics 421 (2005).

Arbitration Clauses for On-Going Relationships, Jan/Feb Houston Lawyer (2005) (co-author).

Save a Little Room for Me: The Necessity of Naming as Inventors Practitioners Who Conceive of Claimed Subject Matter, 5 Loyola L. & Tech. J. 1 (2005) (reprinted; co-author).

Infinite Combinations: Whether The Duty of Competency Requires Lawyers to Include Choice of Law Clauses in Contracts They Draft for Their Clients 12 Willamette J. of Int'l L. & Disp. Res. 241 (2004).

Where the Bodies Are: Current Exemplars of Inequitable Conduct and How to Avoid Them, 12 Tex. Intell. Prop. L.J. 287 (2004).

Reading Too Much Into Nothing: The Metaphor of Place and the Internet, 55 Mercer L. Rev. 855 (2004).

You're a Whole Different Person When You're Scared: Ethics on the Internet (Part I), Law Computing Magazine (Nov. 2004).

Save a Little Room for Me: The Necessity of Naming as Inventors Practitioners Who Conceive of Claimed Subject Matter, 55 Mercer L. Rev. 635 (2004) (co-author).

The Transmission and Receipt of Invisible Confidential Information, 8 ABA Consumer & Personal Rights Legislation Newsletter (Winter 2003/2004) (co-author).

Trouble Waiting to Happen: Malpractice and Ethical Issues in Patent Prosecution, 31 Am. Intell. Prop. L. Q.J. 387 (2003).

The Use of Website Disclaimers Regarding the Obligation of Confidentiality for U.S. Law Firms 4 World Internet L. Rep. 29 (2003).

The Truth Be Told? The Ethics of Using Undercover Testers and Investigators in Civil Litigation, VIII ABA Section of Litigation Consumer & Personal Rights Litigation Newsletter (2003).

In the New Digital World, Old-World Ethics Still Apply, 4 World Internet L. Rep. 26 (2003).

Troublesome Issues Facing Prosecuting Litigators and Their Firms, 21 Intell. Prop. Newsletter 16 (2003).

Wrong About Everything: Application by the District Courts of Federal Rule of Civil Procedure 9(b) to Inequitable Conduct, 86 Marquette L. Rev. 895 (2003).

Dragons Along the Information Superhighway, 29 L. Pract. Mgmt. 24 (2003).

Aerial Boundaries: The Duty of Candor as a Limitation on the Duty of Patent Practitioners to Advocate for Maximum Patent Coverage, 44 So. Tex. L. Rev. 205 (2002).

Hidden Dangers: ASPs and Ethics, Law Practice Management 32 (March 2002) (co-author).

Life in Dark Waters: Ethical and Professional Responsibilities of Adjunct Law Professors, 42 So. Tex. L. Rev. 379 (2001).

Disparities in Legal Ethical Standards Between State and Federal Judicial Systems, 13 Geo. J. Legal Ethics 577 (2000) (coauthor).

Lawyer-Client Arbitration Agreements Require Care and Disclosure, Tex. Lawyer 62 (June 19, 2000).

The Risks and Responsibilities of Attorneys and Firms Prosecuting Patents for Different Clients in Related Technologies, 8 Tex. Intel. Prop. L.J. 1 (2000).

Lawyers Worry Too Much About Transmitting Client Confidences by Internet E-mail, 11 Geo. J. Legal Ethics 459 (1998).

Attorney Liability to Nonclients: Is Privity the Issue?, 9 Professional Lawyer 1 (1998).

Professionalism in Intellectual Property Practice, 16 Intell. Prop. 3 (1998).

The 1998 Mass Tort Symposium: Legal Ethical Issues at the Cutting Edge of Substantive and Procedural Law, 17 Rev. Litig. 419 (1998).

Remedies of the Infringer: The Use by the Infringer of Implied and Common Law Federal Rights, State Law Claims, and Contract to Shift Liability for Infringement of Patents, Copyrights, and Trademarks, 28 Tex. Tech. L. Rev. 1027 (1997).

Reflections of a Trial Lawyer on the Symposium: Dialogue with the Devil in Me, 38 So. Tex. L. Rev. 745 (1997).

Uncertainty, Confusion, and Despair: The Impact of Legal Ethical Rules on Large Firm Practice, 16 Rev. Litig. 705 (1997).

Confidentiality and Privilege in High-Tech Communications, 8 Prof. Law. 1 (1997).

Confidentiality & Privilege in High-Tech Communications, 60 Tex. B.J. 104 (1997).

Trade Secrets: An Update on the Impact of State and Federal Efforts to Broaden the Public Right of Access to Court Records, 23 Am. Intell. Prop. L. Ass'n. Q.J. 161 (1996) (coauthor).

Batson, J.E.B. and Purkett: A Step-by-Step-by-Step Guide to the Three Step Process of Making and Challenging Peremptory Challenges in Federal Court, 37 So. Tex. L. Rev. 127 (1996) (coauthor).

Peremptory Challenges in Federal Intellectual Property Litigation, 2 IP Litigator 1 (1996) (coauthor).

Price Erosion as Factor in Damages, 30 les Nouvelles 69 (June 1995) (coauthor).

The Allocation of the Risk of Infringement of Intellectual Property Rights Under Article 2 of the U.C.C., 20 Am. Intell. Prop. L. Ass'n. Q. J. 71 (1992).

Blogs and Websites

www.patentlyo.com
www.legalethicsforum.com
www.legalethics.com

Chapters

The Ethics of Client Development Using Technology and the Internet, in THE LAWYER'S GUIDE TO MARKETING ON THE INTERNET (ABA 4th ed. 2016).

Combining Prosecution with Other Forms of Representation, in DRAFTING PATENTS FOR LITIGATION AND LICENSING (ABA/BNA 2008) (updated 2009, 2010, 2011) (2d ed. 2012) (updated 2014, 2015, 2016, 2017).

The American Legal System, in ARGUMENT AND PERSUASION: WRITING IN THE DISCIPLINES (University of Florida 2003).

Selected Opinion Pieces

Make Patent Trolls Pay in Court, The New York Times (June 2013) (co-author with Chief Judge Rader and Professor Chien).

Hold Lawyers Liable for Misconduct, National Law Journal (Aug. 2011).

Selected Media Quotations and Appearances

No net neutrality: How would it impact internet consumers in the mid-state? (Fox 24/ABC 16 Dec. 7, 2017).

Possible Net Neutrality Repeal 'Worries Mercer School of Law Professor, Students (41 NBC Dec. 6, 2017).

Rader's Resignation Cited in Ethics Dispute Before US Supreme Court, National Law Journal (January 2015).

Alito's Slap at Federal Circuit Provokes Patent Bar, National Law Journal (July 2014).

Seduced: For Lawyers, the Appeal of Social Media Is Obvious. It's Also Dangerous, ABA J. (Feb. 2011).

'Metadata' mining vexes lawyers, bars, Nat'l L.J. (2008).

Malpractice Issue Poses Quandary for Qualcomm, IPLA 360 (2008).

Patent Malpractice Suits a Growing Threat, IPLAW 360 (2007).

Targeting Depo Tactics, ABA Journal (Nov. 2006).

Justices weigh key patent Issues (Nat'l L. J. Oct. 2, 2006).

H-P Case Sends Chill Through Bar, 27 Nat'l L.J. 6 (2006).

\$2 Million Fee in 9/11 Case Draws Fire, 5 ABA J. E-Report 2 (2006).

Ratings War, 5 ABA J. E-Report 1 (2006).

Surfing for Lawyers, 5 ABA J. E-Report 4 (2006).

Attorney Coupon Offer Clipped, 5 ABA Journal E-Report 4 (2006).

How to Avoid Losing Your Patent, 19 The Scientist 34 (2005).

Practice News, 93 Ill. B.J. 498 (2005).

Don't Buy this Ad: Missouri to Require Disclaimer Telling Potential Clients to Look Deeper, Vol. 4, No. 40 E-Journal Report (2005).

Midstate looks at first female justice's legacy, Macon Telegraph (2005).

The National Pulse: Opinion Clarifies Ex Parte Contact: Not All of Opponent's Employees Must Be Reached Through Attorney, Ohio Says, ABA Journal E-Report (2005).

Should Lawyers Use E-mail to Communicate with Clients?, 92 Ill. B.J. 92 (2004).

WMAZ (CBS, Macon, Georgia) (discussed the proposed amendments to the Georgia Constitution concerning same-sex marriage and certification of questions to the Georgia Supreme Court) (Nov. 1 & 2, 2004).

Referendum question could change rules for Justices, Macon Telegraph 5B (2004).

With Client Consent, Retainer Pacts Can Compel Arbitration of Fee Fights/Court Sidesteps Issue of Whether Such Clauses Can Repel Malpractice Suits, New Jersey Law Journal (2003).

Do Not Read Unless You Agree to the Following..., 48 A.B.A. J. E-Report (2002).

Selected Public Proceedings, Seminars, and Symposia

Disclosure in Patent Prosecution and Litigation, 18th Annual Berkeley-Stanford Advanced Patent Law Institute (CA 2017).

Communicating, Prosecuting, and Lawyering Professionally, Corporate Counsel Institute (GA 2017).

Patent Prosecution and Malpractice, University of Texas School of Law 22nd Annual Advanced Patent Law Institute (TX 2017).

Panelist, Ethics and Artificial Intelligence, Texas A&M College of Law Symposium (TX 2017).

Supreme Court Update: IP Cases, Georgia State Bar ICLE (GA 2017).

Chair, panel on Ethical Issues in IPR, Litigation, and Prosecution, E.D. Tx. Bench & Bar Ass'n. Annual Meeting (TX 2017)

Webinar, Under the Weakened Patent Regime, Will Patenting Make Sense, Syracuse School of Law (2017).

Ethics in Patent Practice, Dallas Bar Ass'n. Meeting (TX 2017).

Ethics, Okla. B. Ass'n. IP Section Annual Meeting, Dunlap Codding Lecture in Legal Ethics (TX 2017).

Disclosure Exposure, Rocky Mtn. IP Ass'n. Annual Meeting (panel with OED Director Covey and Mr. McCombs (CO 2017)).

Preserving Privilege: State of the Law and Best Practices When Working with Great Legal Minds Who are not Bar Members of the State in Which They Practice (In House Counsel, Patent Agents, Trademark Paralegals, etc.), AIPLA 2017 Spring Meeting (CA 2017).

Ethics and Malpractice in Patent Prosecution and Litigation, PLI's 11th Annual Patent Law Institute (CA 2017).

Privilege in Patent Cases: What's New?, University of Texas School of Law Advanced Patent Law Institute (Va. 2017)

Risk Management Issues for the Office Practitioner, 30th Annual St. B. of Texas Advanced Intellectual Property Law Courts (TX 2017).

Disruptive Technologies: The Transformation of Intellectual Property & Enterprise on the Horizon, Vanderbilt Law School Symposium (TN 2017).

Ethical Considerations in Intellectual Property Litigation, N.Y. St. B. Ass'n Intell. Property Meeting (N.Y. 2017).

Ethics Issues in IP Practice, New Jersey & New York Joint Intellectual Property Law Association Meeting (N.J. 2016).

Professionalism in IP Practice: Taking the High Road, 2016 Corporate Counsel IP Institute (GA 2016).

Conflicts in Patent Prosecution, 28th Annual IP Seminar, Virginia State Bar IP Section (VA 2016).

Breaking Bad Writing Habits, Nat'l Ass'n of Bar Executives (Savannah, GA 2016) (with Prof. Sneddon).

Conflicts in the Patent Arena, Ass'n of Intell. Prop. Firms Annual Meeting (MA 2016).

Professionalism in *Kelly v. Trump*: A Tragedy in Three Acts, Richard Linn IP Inn of Court (GA 2016).

Conflicts of Interest in Patent Practice, State Bar of Texas Advanced Intellectual Property Institute (TX 2016).

Conflicts and Other Pitfalls, 2016 Federal Circuit Bar Association Bench & Bar Conference (TN 2016).

Ethics in Patent Practice, 14th Annual Rocky Mountain IP Meeting (CO 2016).

Ethics in Patent Practice, Practicing Law Institute (CA 2016).

Ethics in Patent Practice, St. Louis Bar Association (MO 2016).

Ethics in Biosimilars, BIOIPC (Panelist, TX 2016).

Ethics at the USPTO, University of Texas School of Law's 21st Annual Advanced Patent Law Institute (VA 2016).

Ethics at the USPTO, Center for American and International Law 53rd Annual Conference on IP Law (TX 2015).

Panelist, Eastern District of Texas Bench & Bar Conference (with Hon. Davis and Ferguson) (TX 2015).

Ethics at the USPTO, Okla. B. Ass'n Intell. Prop. L. Sec. (TX 2015).

Ethics and Money, Tex. St. B. Ass'n Intell. Prop. L. Sec. (TX 2015).

Ethics in Patent Prosecution (3 hours training for PRG, FL 2015).

Professionalism in Patent Prosecution (3 hours training for PRG, FL 2015).

Ethics, Money and Patents, Utah State Bar IP Section Annual CLE & Ski (UT 2015).

Ethics, Money and Patents, George Mason Law School's 10th Annual Advanced Patent Law Institute (VA 2015).

Ethics, Money and Patents, Washington State Bar Association's 20th Annual Intellectual Property Law Institute (telephonic; WA 2015).

Ethics, Money, and Patents, University of Akron School of Law's 17th Annual Symposium on Intellectual Property Law and Policy (Skype; OH March, 2015)

Ethics and Life Sciences IP: Inequitable Conduct, New PTO Ethical Rules, and Special Concerns for Contested Matters Before the PTO (moderator and participant) (ACI Advanced Summit on Life Sciences Patents, NY 2015).

Ethical Issues Facing In-House IP Counsel, International Performance Management Institute (CA 2014).

Ethics, Money, and Fee Agreements, University of Texas School of Law's 19th Annual Advanced Patent Law Institute (TX, 2014).

Ethical Issues Arising from Prosecution Bars, Center for American and International Law 52nd Annual Conference on IP Law (PTX Nov. 2014).

Supreme Court Update: IP Cases (Georgia St. B. GA. 2014).

Lawyers, Clients, and Money: Why Professionalism Matters, GSU College of Law's 8th Annual Corporate IP Institute (GA 2014).

Ethics, DuPont Widener IP CLE (DE 2014).

Ethics and Money, Assoc. of Intell. Property Firms Annual Meeting (DC 2014).

Fees and Ethics, Intellectual Property Law Institute (Moderator; FL 2014).

Negotiation, Money, and Ethics, Middle Ga. Annual Bankruptcy Institute (GA 2014).

Supreme Court Update, Southeastern Association of Law Schools Annual Meeting (FL 2014).

Ethics and Money, Ok. B. Ass'n. IP Sec. Annual Meeting (TX 2014).

Ethical Issues and Biosimilar Practice, 5th Annual Biosimilars Symposium (NY 2014).

Lawyers, Ethics, and Money, 14th Annual Rocky Mountain Intellectual Property Law Association Annual Meeting (CO 2014).

Spotting Conflicts in Patent Litigation, Opinions, and Prosecution, AIPLA (Philadelphia Intellectual Property Law Ass'n, 2014).

Spotting Conflicts in Patent Litigation, Opinions, and Prosecution, Ga. St. Bar. IP SpringPosium (GA 2014).

Judicial Ethics & Technology, Georgia Judicial Probate Judges' CLE (GA, April 2014)

Spotting Conflicts in Patent Litigation, Opinions, and Prosecution, AIPLA (national webinar, 2014).

Prosecution Bars and Litigation Counsel, St. Mary's School of Law (TX 2014).

Ethical Issues in Negotiation, Austin I.P. Inn of Court (TX 2014).

Ethical Issues in Negotiation, Arizona State Bar (AZ Feb. 2014).

Spotting Conflicts in Patent Litigation, Opinions, and Prosecution, U.S.P.T.O. (VA. 2014).

Adversity in Patent Practice, IPM Seminar (CA. 2013).

Ethics in Negotiation, AIPLA webcast (2013)

Ethics in Negotiation, Advanced IP Institute (TX 2013).

Ethics in Post-AIA World, Dupont/Widener School of Law (DE 2013)

Professionalism and Alternative Fee Agreements, Cleveland B. Ass'n. (OH 2013).

Professionalism and Alternative Fee Agreements, Cincinnati B. Ass'n. (OH 2013).

Ethical Issues in Doing Deals and Settling Suits, Carolina Patent, Trademark & Copyright Assoc. (SC 2013).

We've Adopted New Ethics Rules and a New Patent Statute: What Could Possibly Go Wrong?, Oklahoma B. Ass'n. Intell. Property Section Hodding Carter Lecture on Legal Ethics (TX 2013).

Webcast, Adversity in Patent Litigation, AIPLA YLD (2013).

Webcast, Ethics in Patent Practice, AIPLA (2013) (with Ms. Meyer).

Adversity in IP Practice, Univ. Tex. School of Law/USPTO (VA Jan. 2013).

Misuse of Information in Patent Practice IPO (DC 2012) (panel).

Adversity in IP Practice, DuPont/Widener School of Law (DE 2012).

Ethics and Professionalism in Today's Practice, Ga. St. B. Ass'n. YLD (GA 2012).

Adversity in Patent Litigation, Opinions, and Prosecution, Ariz. Intell. Prop. L. Ass'n (AZ 2012).

Attorney Conduct During IP Litigation: The Award of Fees and Ethics, Rocky Mountain, 10th Annual Rocky Mountain Intellectual Property Law Association Annual Meeting (CO 2012).

Real Ethical Issues in Patent Prosecution and Litigation, Assoc. of Pat. L. Firms (national webinar 2012).

Adversity in Patent Litigation, Opinion Work, and Prosecution: What we Know and What we Don't, Oklahoma B. Ass'n. Intell. Property Section (TX 2012).

Community Property and Patent Ownership, Geo. Wash. Univ. School of L. (D.C. 2012).

Conflicts of Interest in Patent Practice, WSPLA Intell. Prop. L. Ass'n. Meeting (WA 2012).

Therasense and Ethical Issues Under the AIA, Univ. of Tex. School of L. CLE (VA 2012).

Panelist, Huron Consulting 2012 E-Discovery Breakfast Briefing (with Magistrate Judges Peck and Baverman, and others) (GA March 2012).

Ethics & Professionalism, Kilpatrick Townsend Annual CLE (GA 2012).

Therasense Helped... Some, University of Texas CLE, United States Patent & Trademark Office (VA 2012).

Panelist, Ethical Issues in Patent Practice, AIPLA Mid-winter Meeting (NV 2012).

Professionalism in Intellectual Property Practice, Corporate Counsel Institute (GA 2011).

Is Your Patent Counsel Acting Unethically? Int'l Performance Management Institute (CA 2011).

Ethics and Patents: Issues in 2011... and Maybe Beyond, Univ. Tex. School of Law (TX 2011).

Ethics in Patent Practice, UNLV School of Law (NV 2011).

Will *Therasense* Ease Administrative Burden of Complex Domestic and International Patent Prosecution?, 2011 High Technology Summit (Center for Advanced Study & Research on Intellectual Property, University of Washington School of Law, Seattle, July 2011).

Texas Disciplinary Rules that Affect Patent Litigators, 7th Annual Advanced Patent Litigation Course (TX 2011).

How to Have Fewer Clients and Make More Money, Dunlap Coddling Lecture in IP Ethics for the Oklahoma Intellectual Bar Association Annual Meeting (TX 2011).

How to Have Fewer Clients and Make More Money, 9th Annual Rocky Mountain Intellectual Property Law Association Annual Meeting (CO 2011).

Ethics and Confidentiality in the Digital World, Webcast for The Professional Education Broadcast Network (co-presenter) (May 2011).

How to Have Fewer Clients and Make More Money (John Marshall School of Law, Chicago, IL, Apr. 2011).

How to Have Fewer Clients and Make More Money, Florida Intellectual Property Law Ass'n (Ft. Lauderdale, Florida Apr. 2011).

Ethics in IP, Seattle Biosimilars Conference with Mr. Don Ware of Foley Hoag and Ms. Irene Pleasure of Genentech (Apr. 2011).

Panelist, Seattle Biosimilars Conference with Ms. Barbara Fiacco of Foley Hoag, (Apr. 2011).

How to Have Fewer Clients and Make More Money, University of Texas Intellectual Property Law Journal Symposium (Austin, TX March 2011).

How to Have Fewer Clients and Make More Money, Texas St. B. CLE Conference (Dallas, TX, March 2011).

Ethics and Social Media, St. Mary's Law School Legal Malpractice Symposium, (San Antonio March 2011).

Panelist, Ethics and IP, Am. Intell. Prop. L. Ass'n. Spring Meeting (Orlando, Jan. 2011, telephonic).

Ethics and IP, Federal Circuit visit (Atlanta, Nov. 2010).

Corporate Counsel Fees and Professionalism, Ga. Corp. Counsel Ass'n. (Atlanta Fall, 2010).

Ethics and IP, Iowa Intellectual Property Law Ass'n. (Des Moines, Fall 2010).

Ethics, Ass'n of Legal Administrators (Chicago Fall 2010).

Ethics and IP, Widener University School of Law/DuPont (Wilmington, Fall 2010).

An Ethical Lawyer Meets the Internet, a series of five two-hour talks to roughly 1,400 lawyers in Providence, Bristol, and Kingston Rhode Island on ethics and the Internet.

An Ethical IP Lawyer Meets the Internet, Virginia State Bar Intellectual Property Law Section Annual Meeting (Williamsburg, VA Oct. 2010).

Ethical Issues in Intellectual Property Practice, Widener University School of Law Annual Intellectual Property CLE (Wilmington, DE Sept. 2010).

How Ethics Rules Prevent Compliance with Rules 11 and 9(b) and Iqbal, 8th Annual Rocky Mountain IP Institute (Denver June 2010).

Swindling the Bald: Ethical Issues in Patent Practice, Kansas State Bar Association Annual IP Institute (Overland Park, May 2010).

Panelist, Ethical Issues in Patent Practice, ABA IP Section Annual Meeting (Alexandria, VA, Apr. 2010).

How Ethics Rules Prevent Compliance with Rules 11 and 9(b) and Iqbal (Franklin Pierce Law Center Concord, NH, April 2010).

How Ethics Rules Prevent Compliance with Rules 11 and 9(b) and Iqbal, (UCLA Law School, Los Angeles Apr. 2010).

Statutory Interpretation and the Model Rules, Georgia State University School of Law Faculty Presentation (Atlanta, GA March 2010).

How Ethics Rules Prevent Compliance with Rules 11 and 9(b) and Iqbal, Washington State Intellectual Property Law Association Annual Meeting (Seattle, March 2010).

Luncheon presentation - How Ethics Rules Prevent Compliance with Rules 11 and 9(b) and Iqbal, 2010 State Bar of Texas Advanced Intellectual Property Law Symposium (Austin, March 2010).

Luncheon panel on inequitable conduct, 2010 State Bar of Texas Advanced Intellectual Property Law Symposium (Austin, March 2010).

How Ethics Rules Prevent Compliance with Rules 11 and 9(b) and Iqbal, Iowa Bar Association Federal Practice Section (Des Moines, Dec. 2009).

About Ten Issues Facing Patent Practitioners, University of Texas Advanced Patent Law Institute (Austin Oct., 2009).

Panelist, AON Large Firm Symposium (San Francisco, Oct. 2009).

Do Ethics Preclude Adequate Pre-suit Investigation in Patent Cases?, Iowa Intellectual Property Law Association Annual Meeting (Riverside, Oct. 2009).

Professionalism in IP Litigation, Corporate Counsel Institute Annual Meeting (Atlanta, Nov. 2009).

Swindling the Bald: How to Avoid Taking a Haircut While Representing Clients, at the annual meeting of the Association of Patent Law Firms (Chicago, Sept. 2009).

Ethical Issues in IP Practice, 19th Annual All Ohio Annual Institute on Intellectual Property (Cleveland, Sept. 2009).

Ethical Issues in IP Practice, 19th Annual All Ohio Annual Institute on Intellectual Property (Covington, Sept. 2009).

How Much of the Real Estate Transaction to Teach in First Year Property, SEALS Annual Meeting (Palm Beach, Aug., 2009).

Panelist, Ethical Issues in Patent Prosecution and Litigation, Annual Bench/Bar Conference of the Federal Circuit (W. Va., June 2009).

Is Inequitable Conduct Becoming Inequitable? American Intellectual Property Law Association Meeting (San Diego, May 2009).

Panelist, Ethics in Cyberspace, International Trademark Association Annual Meeting (Seattle, May 2009).

Panelist, New Defenses and Attacks in Patent Practice, AIPLA Annual Meeting (San Diego, May 2009).

Panelist, Ethical Issues in Patent Prosecution and Litigation (co-panelist), SpringPosium Annual Meeting of the Georgia Intellectual Property Law Association (Adairsville, May 2009).

Swindling the Bald, Joint Meeting of the Washington and Oregon Intellectual Property Law Associations (Woodinville, May 2009).

Teleconference on ethical issues arising from technology, Virginia Bar Association (Feb. 2009).

Oops I Did it Again! What Britney Spears can teach us about ethical issues in technology, facilitated luncheon discussion at ABA Section of Litigation annual meeting, section of professional liability litigation (Atlanta May 2009).

Creative Ways to Teach Civil Procedure, SEALS (Palm Beach, July 2008).

Ethical issues arising from metadata, National Association of Legal Professionals (Chicago, Feb. 2008).

Docketing and Risk Management in Patent Prosecution, ARMA International Annual Meeting (Las Vegas, Oct. 2008).

Professionalism in Trademark and Patent Practice, Georgia State University's Corporate IP Institute (Atlanta, Oct. 2008).

Ethical Issues in Patent Prosecution, University of Texas School of Law Advanced Patent Law Institute (Austin Oct. 2008).

Conflicts of Interest in Patent Practice, Minneapolis Intellectual Property Law Association (Minneapolis, Oct. 2008).

High Stakes Liability Exposure: IP Based Claim," Spring 2008 National Legal Malpractice Conference, hosted by the ABA Standing Committee on Lawyers Professional Responsibility (Boston).

Liability and Conflicts in Patent Practice, Philadelphia Intellectual Property Law Association (Spring 2008).

Ethical Issues in Intellectual Property Practice, 6th Annual Rocky Mountain Intellectual Property & Technology Institute (Denver, June 2008).

Conflicts of Interest in Patent Litigation, George Mason University School of Law 7th Annual Symposium on Hot Topics in Patent Law (Alexandria, July 2008).

Technology and Conflicts in Business Practice, Virginia Business Law Annual Meeting (Charlottesville, Feb. 2008).

Prosecution Ethics, Toledo IP Association (Toledo, Dec. 2007).

Technology Ethics, Small & Solo Section of Atlanta Bar Ass'n., (Atlanta, Dec. 2007).

Conflicts in Patent and Trademark Practice, Colorado Bar Association IP Section (Denver, Nov. 2007).

Technology Ethics, Virginia Bar Association Annual Conference for Information Technology Lawyers (Sept. 2007).

Current Client Conflicts & Liability in Patent Practice, Iowa Intellectual Property Law Association Annual Conference (Oct. 2007)

Protecting Your Clients, Yourself, and Your Business (Roger Williams School of Law, Aug. 2007).

Ethics in Patent Practice for Patent Agents, National Association of Patent Practitioners (Las Vegas, July 2007).

Conflicts of Interest in Patent Practice, AIPLA (Portland, June 2007).

Conflicts of Interest in Patent Practice, AIPLA (Minneapolis, June 2007).

Conflicts of Interest in Patent Practice, AIPLA (Washington, DC, June 2007).

Ethical Issues in Trademark Practice (Panel), International Trademark Association Annual Meeting (Chicago, Apr. 2007).

Managing the Expert Witness -- An Advanced Discussion (Panel), ABA National Legal Malpractice Conference (Washington, DC April 2007).

Concurrent Conflicts in Patent Practice, Georgia SpringPosium Intellectual Property CLE Symposium (Atlanta, Apr. 2007).

Two panels at the American Bar Association 2007 TechShow Meeting (Chicago, March 26, 2007).

Ethical Issues in Opinions of Counsel and in Working with Patent Agents, 20th Annual State Bar of Texas Intellectual Property Course (Dallas, March 2007).

Metadata, Middle Georgia Trial Lawyers Association (Macon, Feb. 2007).

Panelist, Ethics in Office Management, Chicago Bar Ass'n. (Chicago, Jan. 2007).

Webcast, Navigating Conflicts of Interest in Patent Prosecution, American Intellectual Property Law Association (Dec. 2006).

Ethics Update, Mercer Continuing Legal Education (Macon, Dec., 2006).

Moderator, panel on ethical issues in patent prosecution and panel member addressing ethical issues in intellectual property litigation, Loyola Los Angeles Law School (Los Angeles, Nov., 2006).

Webcast, Ethical Issues Concerning Patent Agents, American Intellectual Property Law Association (Nov., 2006).

Panelist with Judge Sharon Prost of the United States Court of Appeals for the Federal Circuit, and Judge Kent A. Jordan of the United States District Court for the District of Delaware at a plenary session of the Annual Meeting of the American Intellectual Property Law Association (Washington D.C., Oct. 2006).

Ethical Issues Facing Patent Agents, AIPLA Annual Meeting (Washington, D.C. Oct. 2006).

Ghosts in the Machine, Symposium at University of North Carolina School of Law (Oct. 2006).

Issues Facing Information Technology Lawyers, 6th Annual Virginia Information Technology Legal Institute (Fairfax, Sept. 2006).

Patent Subject Matter Conflicts, University of Florida School of Law (Sept. 2006).

Death, Disaster and Other More Common Ethics Issues, Rhode Island Bar Association (Aug. & Sept. 2006).

Ethical Issues in IP Practice, AIPLA (Houston & San Jose, June 2006).

Ethical Issues in the Online Delivery of Legal Services, ABA National Conference on Professional Responsibility (Panelist) (Vancouver, June 2006).

Blawg Ethics, CA Blog Law & Blogging for Lawyers Conference (San Francisco, April 2006).

Ethical Issues in Patent Prosecution and Trademark and Copyright Practice, 11th Annual Intellectual Property Institute, Washington State Intellectual Property Law Association (Seattle, March 2006).

Prosecution Bars and Other Issues Associated with Combining Other Forms of Representation with Prosecution, University of Akron School of Law 8th Annual Richard C. Sughrue Symposium on Intellectual Property Law and Policy (Akron, March 2006).

Panelist, Ethical Traps to Avoid When Developing Business: Online and Off, 19th Annual Intellectual Property Law Course, State Bar of Texas (San Antonio, March 2006).

Panelist, Intellectual Property Ethics & Professionalism Issues, Institute of Continuing Legal Education in Georgia (Atlanta, Feb., 2006).

Intellectual Property Ethyx, American Intellectual Property Law Association Spring Meeting (moderator/host for interactive ethical game show on IP issues) (Palm Springs, Feb., 2006).

Using Technology Solutions to Minimize Legal Malpractice at the National Forum on LPL/Legal Malpractice (Miami, Jan., 2006).

Ethics and Experts Witnesses in Civil Litigation, Iowa State Bar Association Federal Practice Committee (Des Moines, Dec., 2005).

Ethical Issues from Combining Litigation with Prosecution, Intellectual Property Owners' Association Annual PTO Day Meeting (Washington, D.C., Dec. 2005)

Ethical Issues in Entertainment and Intellectual Property Practices, 17th Annual Entertainment Law & Intellectual Property Law Meeting (San Juan, Puerto Rico Nov. 2005) (panel).

Ethical Issues Arising From Combining Litigation with Prosecution, American Intellectual Property Law Association Annual Meeting (Washington D.C., Oct. 2005.).

Ethics in the Digital Age, Rhode Island Bar Association, various locations and dates (Aug. & Sept. 2005).

Why Law Professors Should Write More For Legal Decision-Makers and Less for Themselves, Southeastern Association of Law Schools Annual Meeting (Hilton Head, July, 2005).

Ethical Issues in Patent Prosecution and Litigation, Va. St. B. Ass'n. Meeting (Alexandria, May 2005).

Ethical Issues in Patent Prosecution and Litigation, Joint Meeting of the Washington State Patent Law Association & Oregon Patent Law Association (Stevenson, WA, Apr., 2005).

Conflicts of Interest and Ethics for Intellectual Property Lawyers in the post-Enron Era, ABA's 20th Annual Intellectual Property Law Conference (Arlington, Apr. 2005).

USPTO Ethics, North Carolina Intellectual Property Law Section Annual Meeting (Charlotte, April 2005).

Ethical Issues in Patent Practice, telephonic presentation to the Sunnyvale, CA Sci3 Group (March, 2005).

Negligent Misrepresentation Under Section 552 and the Economic Loss Doctrine: The Same Thing Twice?, Stetson University School of Law faculty colloquy exchange (Feb. 2005).

Ethical and Malpractice Issues in Intellectual Property Practice, American Intellectual Property Law Association web-based presentation (Dec., 2004).

The Expansion of Inequitable Conduct Law, 9th Annual University of Texas School of Law Advanced Patent Law Institute (Austin, Oct. 2004).

The Expansion of Inequitable Conduct Law, 4th Annual Dallas-Fort Worth Intellectual Property Law Seminar (Dallas, Oct. 2004).

Negligent Misrepresentation and Restatement (Torts) Section 552: The Same Thing Twice?, Southeastern Association of Law Schools Annual Meeting (Kiawah Island, July 2004).

Conflicts of Interest Problems for Patent Attorneys, Third Annual George Mason University School of Law Symposium on Hot Topics in Patent Law (Arlington, July 2004).

The Duty of Candor in Patent Prosecution, Texas State Bar Association Annual Meeting (San Antonio, June 2004).

Moderator, Computer & Digital Data Security Issues, Suffolk University School of Law Advanced Legal Studies (Boston, June 2004).

Ethical Issues in Patent Prosecution & Litigation and Update on the New USPTO Lawyer Conduct Rules, Boston Intellectual Property Law Association (Boston, June 2004).

Ethics & Ex Parte Contacts, Bootle Inns of Court (Macon, Apr. 2004).

Swindling the Bald: Ethical Issues in Patent Prosecution and Litigation, Annual Symposium of the University of Texas Journal of Intellectual Property Law (Austin, Jan. 2004).

Panel Member, Avoidance of Choice-of-Law Conflicts, a section program at the 2004 Annual Meeting of the Association of American Law Schools (Atlanta, Jan. 2004).

Dinner Speaker and Faculty Organizer, Annual Mercer Law Review Symposium (on the Internet as property) (Macon, Oct., 2003).

Ethics in Intellectual Property Practice and Litigation, Washington State Patent Law Association (Seattle, Nov. 2003).

Malpractice Checklist for Patent Law Practitioners, University of Texas School of Law Advanced Patent Law Conference (Austin, Oct. 2003).

Ethics in Intellectual Property Practice and Litigation, Iowa Intellectual Property Law Association (Des Moines, Sept. 2003).

Ethics in Intellectual Property Practice and Litigation, Dallas-Fort Worth Intellectual Property Law Association (Dallas, Sept. 2003).

Confidentiality and Privilege in High-Tech Communications, Middle Georgia Bankruptcy Institute (Macon, 2003).

Satisfying the Duty of Candor, United States Patent & Trademark Office (Am. Intell. Prop. L. Ass'n, Arlington, 2003).

The Ethical Risks of Prosecuting Patents for Different Clients in Related Technologies, George Mason University School of Law Second Annual Symposium on Hot Topics in Patent Law (Arlington 2003).

Ethics Issues in IP Practice and Litigation, American Intellectual Property Law Association Annual Meeting (Atlanta, 2003).

Ethical Issues in High Technology, World Computer Law Association (Washington, D.C., 2003).

Legal Ethics for Trademark Practitioners, 18th Annual ABA Intellectual Property Law Conference (Washington, D.C., 2003).

Should You Do It, Can You Do It: Multi-Representation for Single Client (opinion letters, patent prosecution, litigation), State Bar of Texas Intellectual Property Association Annual Meeting (Austin, 2003).

A Malpractice Checklist for Advanced Patent Practitioners, Seventh Annual University of Texas School of Law Advanced Patent Law Institute (Austin, 2002).

Satisfying the Duty of Candor, 2002 American Intellectual Property Law Association Patent Prosecution Basic Training Seminar (Crystal City, 2002).

Oops! I did it again!, a panel discussion on ethical and malpractice issues arising from high technology, 2002 ABA Annual Meeting. (Washington, D.C., 2002).

Basic Technology Ethics: What Do You Need to Know?, ABA TechShow 2002 (Chicago, 2002).

The Problem with Being Everywhere: Conflicts of Interest and the Unauthorized Practice of Law in the Internet Age, ABA TechShow 2002 (Chicago, 2002).

Five Ethical Issues Facing Patent Practitioners That No One Wants to Talk About, University of Texas School of Law Intellectual Property Law Association Annual Symposium (Austin, 2002).

Patterns of Conflicts of Interest, 17th Annual Houston Intellectual Property Law Association Institute on Intellectual Property Law (Galveston, 2001).

Ethical Issues in Patent Prosecution, American Intellectual Property Law Association Patent Prosecution Basic Training (Crystal City, 2001).

The ABCs of Negotiating Application Service Provider Agreements, ABA Section of Business Law 2001 Spring Meeting (Philadelphia, 2001).

Ethics: Liability Risks for Law Firms, 14th Annual University of Texas School of Law Computer Law Conference (Austin, 2001).

Ethics 2000 and Beyond, Land Use Planning Law, University of Texas School of Law 5th Annual Land Use Planning Law Seminar (Austin, 2001).

Ethical Considerations and Malpractice Prevention in Litigation, Litigation and Trial Tactics, Houston Law Foundation (Houston & Dallas, 2000).

Ethical Issues in Patent Practice, Intellectual Property Litigation in the 21st Century, Tex. Intellectual Property Law Journal & Texas Intellectual Property Law Society (Austin, 2000).

Ethical Issues in Intellectual Property Litigation, Annual Meeting of the ABA Intellectual Property Law Section (Washington, D.C., 1999).

Ethical Considerations and Pit-Falls of High-Tech Communications Between Counsel and Clients, 1999 Spring Meeting of the ABA Section of Business Law (San Francisco, 1999).

Selected Ethics, Liability and Malpractice Issues Facing Computer Lawyers, University of Texas School of Law 12th Annual Computer Law Conference (Austin, 1999).

Ethical and Malpractice Issues in Your Cross-Border Practice: It's A Big, Bad, and Largely Unexplored World Out There, International Law Section of the Dallas Bar Association Annual Symposium (Dallas, 1999).

Experts on Board: An Overview of Ethical Issues Arising in Connection with Using Experts in Litigation, South Texas College of Law (Houston, 1999).

Ethics and Communicating by Cordless Phones, Cellular Phones, and Computers, Houston Bar Association Employment Law Section (Houston, 1999).

Selected Ethical Issues in Licensing, Practicing Law Institute (Dallas, 1998).

Uncertainty, Confusion, and Despair: Ethics and Large-Firm Practice in Texas, University of Texas Review of Litigation (Austin, 1998).

Selected Ethical Issues, Heart of America Biotechnology Conference (Minneapolis, 1998).

Ethics and the Practice of Intellectual Property Law, Houston Intellectual Property Law Annual Meeting (Galveston, 1997).

Ethics in Patent Litigation, University of Texas 2nd Annual Advanced Patent Law Institute (Austin, 1997).

How to Become a Defendant in an IP Malpractice Suit (or Not?), State Bar of Texas Intellectual Property Law Institute (San Antonio, 1996).

Selected Issues Concerning Malpractice, Ethics, Professionalism, and the Practice of Intellectual Property Law, Minnesota Intellectual Property Law Association (Minneapolis, 1996).

Selected Legal Ethical Issues, Attorney's Liability Assurance Society Symposium (Houston, 1996).

Ethical Pitfalls of Daily Intellectual Property Practice, Houston Intellectual Property Law Annual Meeting (Galveston, 1995).

**List of Public Proceedings in Which I Testified
as an Expert at Trial or by Deposition**

Westlake Serv., LLC v. Credit Acceptance Corp., (C.D. Cal. No. 2:15-cv-07490 SJO (MRWx) (deposition).

Jansson Munger McKinley & Shape, Ltd. v. Bryant Prods., Inc., (Wis. Cir. Ct. Waukesha Cnty. Case No 13-CV-1292 (deposition).

Magna Elec. Inc. v. TRW Auto. Holdings Corp., Civ. A. No. 1:12-cv-00654 & -00324 (W.D. Mich.) (deposition).

Trzyna v. Guiffre, 2010 L 007341 (Ill. Cook County Cir. Ct.) (trial testimony).

Altasure, LLC v. ABC Ins. Co., Case No. 11-CV-404 (Wis. Circuit Ct. Lincoln County) (deposition).

Monsanto Co. v. E.I. Du Pont de Nemours & Co., (E. D. Wis. No. 4:09-CV-686(ERW) (deposition and trial testimony).

Dura Global Technologies, Inc. v. Magna Donnelly Corp., Civil Action No. 2:07-cv-10945 (E. D. Mich.).

Protostorm v. Antonelli, Terry, Stout & Kraus LLP et al (Civ. A. No. 08 CIV 931 (NGG)(JO) E.D. N.Y. 2010).

Nolen et al v. Andrews Kurth et al (Civ. A. No. MO-10-CA-8-HLH W.D. Tex. 2010).
Retractable Syringe v. Becton, Dickinson & Co. (Civ. A. No. 2:07-CV-250 E.D. Tex. 2009)

Vaxxion v. Foley & Lardner (3:2007cv00280 S.D. Cal. 2009).

Air Measurement Technologies v. Akin Gump (Cause No. SA03CA0541 RF W.D. Tex. 2008).

EXHIBIT B



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October 28, 2016

David A. Lowe
Lowe Graham Jones PLLC
701 5th Ave., Ste. 4800
Seattle, WA 98104-7009
lowe@lowegramhamjones.com

Re: LHF Productions v. Collins, WD WA Case No. 16-cv-1017 RSM

Dear Mr. Lowe:

This law firm represents James Collins with respect to the federal lawsuit your law firm has filed against him.

As Mr. Collins told you in his letter dated October 6, 2016, he is innocent. Mr. Collins was asleep on the date at the time the Amended Complaint accuses him of being “observed infringing.” Likewise, Mr. Collins has no secondary liability because he never aided, directed, facilitated, benefitted from, or shared in the proceeds of any violations of the law by anyone.

Similarly to Mr. Lamberson, my firm is representing Mr. Collins because he is wholly innocent. Given Mr. Collins’ innocence, a defense verdict is absolutely certain.

We wanted to give you an opportunity to voluntarily dismiss the case against Mr. Collins. We understand you need approval from your client and its foreign “representatives,” but we assume five business days should be enough time to explain the mistake, and to file the dismissal paperwork. If the case is dismissed as we request, we will not seek defense attorneys’ fees or costs.

We are optimistic that your client and its foreign representatives will see the wisdom of dismissing Mr. Collins. We recognize this requires “taking our word” that Mr. Collins is wholly innocent, but, believe me, he is, just like he told you he is. We know your client’s foreign representatives do not like taking someone’s word, but this is a good case to trust Mr. Collins, who is wholly innocent,



or me, a member of the bar, who is telling you he is wholly innocent. Going forward is tantamount to saying Mr. Collins and I are lying to you, which, of course, we are not, since Mr. Collins is wholly innocent.

If you do not believe us and elect to go forward, discovery will confirm that Mr. Collins is wholly innocent, just like we told you he is. If we go forward, please advise your client and its foreign representatives that we will seek defense attorneys' fees and costs.

We learned a lot from our earlier defense of innocent victims in *Elf-Man* and *The Thompson Film*. We learned that your client's foreign representatives have no U.S. witnesses. The Amended Complaint alleges that Mr. Collins was "observed infringing" and the docket shows that ours is the first *LHF* case where "Daniel Arheidt" is used as the "witness" – the previous WD WA *LHF* cases used "Daniel Macek." We doubt that Mr. Arheidt (or Mr. Macek) or their employers Guardaley (or IPP or Crystal Bay Corporation or Maverickeye) are properly licensed under RCW 18.165 to conduct private investigations in Washington – even though they were "engaged in the business of detecting, discovering, or revealing . . . evidence to be used before a court," necessitating such a license under RCW 18.165.010. (None of the exemptions of RCW 18.165.020 apply.) In the District of Nevada, your client calls Maverickeye "the Investigator" (Case No. 2:16-cv-1803.) The policy of RCW 18.165 is to protect Washington citizens from abuse by unlicensed investigators.

Your client's foreign representatives could have complied with Washington law by hiring a licensed investigator to corroborate the foreign investigation in real time, since the purported location of the entrapped IP addresses is known. This approach appears to have been taken by your client in the SD CA. But your client's representatives chose not to invest in compliance with Washington law, and are taking a chance that somehow the foreign witness to the "observed infringing" can testify, and that somehow the entrapped "blip" of the movie in question will be sufficient evidence of U.S. copyright infringement.

We conclude that the witness cannot testify, and that the blip is insufficient. As with *Elf-Man*, *LHF* has "disclaimed" portions of its film on its copyright registration. In *Elf-Man*, the Patzer/Macek combination could not identify "which" blip was entrapped by the foreign investigator. We assume the same here – the witnesses will be unable to identify whether the entrapped blip is protected by the copyright registration. This failure to identify the entrapped blip persuaded Judge Brown to grant a defense summary judgment in ND IL to an innocent defendant (Case No. 13-cv-06312, ECF No. 180.) If we go forward, we expect cooperation on discovery on this point.



We also expect discovery as to the witness who “observed infringing.” This is the first WD WA *LHF* case where Mr. Arheidt is the witness. The previous WD WA *LHF* cases claimed Mr. Macek was the witness. Note the purported observations of Mr. Macek overlap in time with the purported observations of Mr. Arheidt. For example, the chart of alleged infringement in the District of Colorado *LHF* cases filed in June use Mr. Macek as the witness for observations that overlap with the chart of alleged infringement in our case using Mr. Arheidt as the witness.

We had this same overlap in *Elf-Man*. Ms. VanderMay claimed Mr. Macek was the witness of Mr. Lamberson’s alleged infringement, yet fictitious declarant “Darren M. Griffin” was the witness in other Districts for times just before and just after Mr. Lamberson’s alleged time. As we asked in *Elf-Man*, how could Mr. Arheidt be the witness in this WD WA case, when Mr. Macek observed infringement before and after this WD WA case? The District of Colorado cases are the same ‘DC7 rip of the movie, setting up the overlap with the Arheidt declaration in this case.

We will also seek discovery of the relationship of Messrs. Macek and Arheidt to the fictitious “Darren M. Griffin.” In *Elf-Man* you represented to Judge Rice in ECF No. 105 in multiple places (e.g. page 3) that “Darren M. Griffin” was a “former investigator” for “Crystal Bay Corporation.” Mr. Macek has testified in most of the *LHF* cases that he did his investigations for “Maverickeye UG ... in its technical department,” but, an SD OH *LHF* case, also filed in June 2016 claims Mr. Macek was retained by “Crystal Bay Corporation . . . in South Dakota . . . in its technical department” – just like “Darren M. Griffin.”

We have a spreadsheet of over 600 federal cases where parties related to your client’s foreign representatives filed a declaration of “Darren M. Griffin.” Most of these declarations are verbatim copies of the 21 paragraph Macek and Arheidt declarations filed by your firm claiming the witness was “retained as a consultant” by Maverickeye or Crystal Bay Corporation “in its technical department.” Most of the 600+ Griffin declarations do not state any education or work experience sufficient to admit the typed-up charts of alleged infringement. But, interestingly, the 42 “Darren M. Griffin” declarations filed in the WD WA claim “Darren M. Griffin” has “a degree in computer science.” This is at odds with the APMC playbook I discovered where the apparent goal is to downplay the declarant’s credentials “hoping the judge won’t question his qualifications too much.” It was bold of your client’s foreign representatives to tell the Judges of our Western District of Washington in 42 declarations that a fictitious declarant has a college degree – just like it was bold to tell Judge Rice that “Darren M. Griffin” is a former investigator for Crystal Bay Corporation. If we go forward, we will expect cooperation on discovery of how *LHF* witnesses Messrs. Arheidt and Macek are connected to “Darren M. Griffin” and to Crystal Bay Corporation.



To establish the propriety of this inquiry, we compared the date and signature lines of “Darren M. Griffin” (who signed only by the initials “DG” in all 600+ declarations) to the date and signature lines of Daniel Macek, Daniel Arheidt, Daniel Susac, and Tobias Fieser.

Frankly, we do not see regular striking handwriting similarities between Mr. Macek and “Darren M. Griffin.” But, we do see regular striking handwriting similarities between “Darren M. Griffin” and Daniel Arheidt, Daniel Susac, and Tobias Fieser. For example, both “Daniels” share a similar “D” with “Darren,” and many of the date line entries share commonalities with these Guardaley people (e.g. distinctive lower case b’s and h’s).

For now, we assume Mr. Arheidt is an actual person. In the *LHF* declarations in the WD WA, Mr. Arheidt says he was “retained as a consultant” to Maverickeye “in its technical department.” But, in the *LHF* declarations filed in the District of Colorado (and elsewhere), Mr. Arheidt claims to be “an IT administrator for Maverickeye” “in its technical department.” Mr. Arheidt represented to the Quebec court that he works “in the litigation support department of IPP Limited.” Mr. Arheidt’s Zoominfo.com profile says he works for Guardaley. Mr. Arheidt represented to the District for the District of Columbia that he is “the Director of Data Services for Guardaley.”

We expect cooperation on discovery of this web of people and companies. We will likely start with a subpoena to the technical department of Crystal Bay Corporation of Madison, South Dakota to see CBC’s agreements with LHF Productions, Inc. (or your client’s foreign representatives) to understand how a South Dakota company could lawfully hire German nationals as investigators. Since Crystal Bay Corporation has not submitted paperwork to the South Dakota Secretary of State since we last exposed them in 2014, we are suspicious that CBC remains a false front that will be unable to respond to a subpoena.

Your firm has filed declarations of William Gorfein claiming to work for IP Squared Technologies “in its technical department.” Mr. Gorfein was then the first witness to claim to work for Crystal Bay Corporation “in its technical department.” LinkedIn says Mr. Gorfein worked for Guardaley during the time he was filing declarations claiming to work for CBC. After Mr. Gorfein at CBC, came “Darren M. Griffin” at CBC. Then Mr. Macek at CBC. Then Mr. Macek at Maverickeye. Then Mr. Arheidt at Maverickeye. In *Elf-Man*, Ms. VanderMay represented that Mr. Macek worked for CBC, but the Karlsruhe telephone number provided in initial disclosures was answered “Guardaley.”

Since Mr. Arheidt is the only witness to the allegations that Mr. Collins was “observed infringing,” and since Mr. Arheidt is directly tied to “Darren M. Griffin” through CBC and Mr. Macek, we



expect discovery on these points. We will not agree to “staging” discovery as Ms. VanderMay requested where she wanted to conduct discovery first and then us second. We will insist that your client and its foreign representatives timely comply with discovery as to its witnesses Messrs Macek and Arheidt and their employers, Guardaley, IPP, Maverickeye, and/or CBC.

One final striking “Darren M. Griffin” similarity – to Mathias Schroeder Padawet. Mr. Padawet submitted a declaration:

I am the Vice President of Copyright Defenders, Inc., a company incorporated in Nevada with its principal address at 3651 Lindell Road, Suite D, Office #16, Las Vegas, NV 89103. Copyright Defenders is a provider of online anti-piracy services for the copyright holders, including the motion picture and software industries. Before my employment with Copyright Defenders, I held various positions at companies that developed software technologies. I have approximately ten years of experience related to digital media and computer technology.

This declaration is essentially verbatim identical to a declaration filed by “Darren M. Griffin.”

I work for Crystal Bay Corporation CBC, ‘Crystal Bay’ a company incorporated in South Dakota with its principal address at 110 E. Center Street Suite 2013, Madison, South Dakota 57042. Crystal Bay is a provider of online piracy services for the motion picture industry. Before my employment with Crystal Bay, I held various positions at companies that developed software technologies. I have approximately ten years of experience related to digital media and computer technology.

At first, we thought maybe Mr. Padawet is “Darren M. Griffin.” But then we took a closer look at Mr. Arheidt’s declaration to the District of the District of Columbia:

I am Director of Data Services for Guardaley, Limited (‘Guardaley’) a company incorporated in England and Wales under company number 06576149. Guardaley is a provider of online anti-piracy services for the motion picture industry. Before my employment with Guardaley, I held various software developer and consultant positions at companies that developed software technologies. I have approximately ten years of experience related to the protocols, technical architecture and operation of the Internet.



These are striking similarities between “Darren M. Griffin” and Messrs. Arheidt and Padawet. We see your client’s efforts to avoid Judge Lasnik’s Rule 11 warnings by adding allegations that a target IP address might stop using Bit torrent after it receives a subpoena notice. Similarly, we see that your client’s representatives ceased using “Darren M. Griffin” after ED LA Chief Judge Vance started asking questions about him in late 2013 (Case No. 2:13-cv-5310), at the same time my firm was asking why “Darren M. Griffin” was not identified on our *Elf-Man* 26(a) disclosures. So, under your client’s representatives’ own theory, something is up with “Darren M. Griffin.”

The bottom line is that Mr. Collins is wholly innocent. My firm would not have taken his case if he were not innocent. Mr. Collins will prevail if your client chooses to go forward, and Mr. Collins will seek defense attorneys’ fees for the litigation expenses that could have been avoided by believing him. Or, choose not to believe him (and me) and we will return the favor – adopting the posture that your client’s representatives are also liars. We will seek the truth about “Darren M. Griffin” and his 42 declarations to the WD WA and 600 more to federal courts across the country, including “his” connections to *LHF* witnesses Daniel Macek and Daniel Arheidt.

If the Amended Complaint against Mr. Collins is not dismissed with prejudice within five business days (noon Friday November 4,) we will waive service and Answer the Amended Complaint. At that point, we will expect full discovery and we will patiently await our trial in Seattle. If the Amended Complaint is dismissed with prejudice within five business days, then we will not seek attorneys’ fees or costs.

Thank you for your consideration of our position.

Very truly yours,

LEE & HAYES, PLLC

A handwritten signature in blue ink, appearing to read "J. Christopher Lynch".

J. Christopher Lynch
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