

# DAVID DREWS, CLP PRESIDENT



David Drews is founder and president of IPmetrics® LLC, an intellectual property consulting firm. Prior to that, he served as Director of Valuation at CONSOR Intellectual Asset Management. Mr. Drews has accumulated over thirty-five years' experience as a financial analyst, primarily concentrated in valuing intellectual property of all types, including trademarks, copyrights, patents, know-how, trade secrets and rights of publicity. His valuation experience includes projects involving use of the assets as collateral, transaction due diligence, joint venture negotiations, licensing, transfer pricing

and bankruptcy / reorganization.

Mr. Drews has performed valuations on assets as diverse as apparel, financial services, retail, automotive, food, non-profit organizations, sports, and consumer brand trademarks; mechanical, chemical, and electrical patents, processes, and trade secrets; customer lists; media, software, photography and music copyrights; and entertainment industry characters, trademarks, and copyrights. Mr. Drews has also been called upon to calculate damages related to infringement of intellectual property in numerous litigation and arbitration proceedings.

Prior to concentrating on intellectual property, Mr. Drews was responsible for the analysis and valuation of a broad range of credit applicants and investment vehicles for California Commerce Bank. Before joining California Commerce Bank, he performed investment research at William O'Neil & Co. His responsibilities at O'Neil included in-depth analyses of companies in many different industries, including pharmaceuticals, retail, processed foods, apparel, biotechnology, computer software, financial services, and scientific instruments, among others. Mr. Drews holds a Bachelor of Science degree in business administration / economics from the University of Nebraska. In addition, Mr. Drews holds the Certified Licensing Professional (CLP) designation, which indicates a demonstrated level of experience, proficiency and knowledge surrounding intellectual property licensing, commercialization, and valuation.

Mr. Drews is a frequent lecturer on IP valuation and damages issues and has regularly published articles for numerous journals, industry publications and websites. He has taught several courses for intellectual property valuation and related topics, including the *Intellectual Property Valuation Workshop* for the Licensing Executives Society, the *Intellectual Property Damages* course for the National Association of Certified Valuation Analysts and the *Monetary Remedies in Trademark Cases* seminar offered by the University of San Diego School of Law.

Mr. Drews currently serves as editor of *les Nouvelles* and previously served on the Famous and Well-Known Marks Committee of the International Trademark Association. In the past, he has served on the Valuation and Taxation Committee and the Trademarks Committee of the Licensing Executives Society USA/Canada and was Chair of the Intellectual Property Valuation Committee of Licensing Executives Society International.

Mr. Drews founded IPmetrics in 2000 to help clients establish and build the value of their intellectual property. The firm is headquartered in San Diego, California and serves clients throughout the global economy.



#### PROFESSIONAL INSTRUCTION

Continuing Legal Education – Instructor

Courses: Intellectual Property Valuation Techniques
Monetary Remedies in Patent Litigation
Monetary Remedies in Trademark Cases
10 Common Mistakes in IP Valuation / Damages Reports
Brand Valuation

Association for the Management and Valuation of Intangibles (AMAVI)
 Course: IP Valuation Certificate Course

 Licensing Executives Society – Instructor Course: IP Valuation Workshop

 University of San Diego School of Law – Guest Instructor Course: Monetary Remedies in Trademark Cases

 NASA Langley Research Center – Guest Instructor Course: Valuation of Intellectual Property

 National Association of Certified Valuation Analysts (NACVA) – Past Instructor Course: Intellectual Property: Calculating Damages and Lost Profits

National Technology Transfer Center – Past Instructor
 Course: Valuation of Intellectual Property

#### SPEECHES AND PRESENTATIONS

- les Nouvelles Live! (September 2020 June 2025 Editions 19 separate webinars, so far);
   LESI Webinar Global Video Feed
- *Monetary Relief in Trademark Cases*; Panel Kilpatrick Advanced Trademark Seminar; January 2025 San Francisco, CA
- AMAVI IP Valuation Certificate Course; AMAVI Manila, Philippines; January 2025 Video Feed Participation
- YMC "Ultimate Champion" Discussion; LESI Virtual Annual Meeting; May 2021 Global Video Feed
- Monetary Remedies in Trademark Cases; University of San Diego School of Law; March 2019 – San Diego, CA
- 10 Common Mistakes in IP Valuation/Damages Reports; Kilpatrick Townsend & Stockton In-house CLE; September 2018 – San Francisco, CA
- 10 Common Mistakes in IP Valuation/Damages Reports; Wilson Elser Moskowitz Edelman
   & Dicker In-house CLE; July 2018 Nationwide Video Feed
- Select IP Damages Issues: Patents, Trademarks, Counterfeits; BakerHostetler In-house CLE; July 2018 – New York, NY
- Enter the Experts: Tips and Tools for Identifying Effective Expert Witnesses; American Bar Association Regional CLE Workshop; September 2017 – Los Angeles, CA



- Monetary Remedies in Trademark Cases; University of San Diego School of Law; April 2017 – San Diego, CA
- Brand Valuation; 12:30 Club; May 2016 La Jolla, CA
- Gain a Competitive Advantage and Maximize the Value of your Deals: Investigating Current Trends in Licensing: LES USA & Canada Webinar: April 2016 Abila.com
- Current Issues in Valuing Intellectual Property; VALCON 2016; March 2016 Las Vegas,
   NV
- Monetary Remedies in Trademark Cases; University of San Diego School of Law; March 2015 – San Diego, CA
- IP Valuation Committee Study on Royalty Rates and Deal Structures; Licensing Executives Society (LES) USA & Canada Annual Meeting; October 2014 – San Francisco, CA
- IP Valuation Techniques; Kirkland & Ellis In-house CLE; September 2014 New York, NY
- How to Determine Brand Value: A Rational Basis for Showing What a Brand Name is Worth for Licensing and Litigation; New Jersey Trademark Counsel Luncheon Club; September 2014 – Basking Ridge, NJ
- Monetary Remedies in Trademark Cases; Fish & Richardson In-house CLE; September 2014 – Nationwide Video Feed
- IP Valuation Workshop; Tiger BDO Conference; July 2014 Westlake Village, CA
- 10 Common Mistakes in IP Valuation/Damages Reports; Jeffer Mangels Butler & Mitchell In-house CLE; July 2014 – Los Angeles, CA
- 10 Common Mistakes in IP Valuation/Damages Reports; Winston & Strawn In-house CLE;
   July 2014 San Francisco, CA
- *IP Valuation Techniques 2-Day Workshop*; Red OTT 2<sup>nd</sup> Annual Conference; November 2013 Monterrey, Mexico
- 10 Common Mistakes in IP Valuation/Damages Reports; LES USA & Canada Webinar;
   November 2013 Peachnewmedia.com
- How to Use IP to Secure Funding; IP Money Talk Webinar; September 2013 Blogtalkradio.com
- IP Valuation Techniques; IPmetrics Ballpark Invitational CLE; April 2013 San Diego, CA
- 10 Common Mistakes in IP Valuation/Damages Reports; Licensing Executives Society International (LESI) Annual Meeting; April 2013 Rio de Janeiro, Brazil
- 10 Common Mistakes in IP Valuation/Damages Reports; LES USA & Canada Annual Meeting; October 2012 – Toronto, Canada
- IP Valuation Workshop; LES USA & Canada Annual Meeting; October 2012 Toronto, Canada
- IP Valuation Techniques; Indiana Soybean Alliance IP Valuation Seminar; July 2012 San Diego, CA
- LESI IP Valuation Committee LES Society Survey Results; Global Technology Impact Forum; January 2012 Geneva, Switzerland
- LESI Committee on IP Valuation Standards Survey Results; LES USA & Canada Annual Meeting; October 2011 – San Diego, CA



- IP Valuation Techniques; Bank of America Special Assets Group Meeting, June 2009 Charlotte, NC (telephonic participation)
- IP Valuation Techniques; LES USA & Canada Annual Meeting; October 2008 Orlando,
   FL
- Damages, Valuation and Expert Witness; Gibson, Dunn & Crutcher In-house CLE; June 2008 – Irvine, CA
- Intellectual Property: Calculating Damages and Lost Profits; National Association of Certified Valuation Analysts (NACVA) Annual Meeting; December 2007 – Ft. Lauderdale, FI
- Intellectual Property: Calculating Damages and Lost Profits; NACVA Conference; October 2007 – Philadelphia, PA
- Intellectual Property Valuation Techniques; IP Portfolio Management Conference; May 2007 New York, NY
- Key Issues in IP Due Diligence; Due Diligence Symposium; April 2007 Iselin, NJ
- IP Valuation Techniques; BIO IPCC Spring Meeting; January 2007 San Diego, CA
- Life Sciences IP Due Diligence; American Conference Institute; January 2007 San Francisco, CA
- Intellectual Property: Calculating Damages and Lost Profits; NACVA Annual Meeting;
   December 2006 Coronado, CA
- Fundamentals of Intellectual Property Valuation; IP Licensing Summit; August 2006 New York, NY
- Monetization of Intellectual Property; SRI Monetization Conference; June 2006 Boston,
   MA
- NTP vs. RIM: Valuation Perspectives; American Intellectual Property Law Association (AIPLA) Spring Meeting; May 2006 Chicago, IL
- Perfecting Security Interests in Intellectual Property; PhillipsLytle / HSBC IP Securitization Conference; March 2006 – New York, NY
- Opening the Black Box: IP Valuation, Securitization and Disposition Unveiled; Commercial Finance Association Annual Conference; November 2005 – San Diego, CA
- Brand Valuation; LINK New York; October 2005 New York, NY
- Intellectual Property Valuation Techniques; FindLaw IP Strategies in Deals; October 2004
   Palo Alto, CA
- Intellectual Property Valuation Techniques; Sterling Intellectual Property Issues Seminar;
   July 2004 San Diego, CA
- Leveraging IP via the Capital Markets; Sterling Intellectual Property Issues Seminar; July 2004 – San Diego, CA
- Innovative Deal Structures Licensing Intellectual Property; American Conference Institute; October 2000
- Licensing on the Internet; LES USA & Canada Annual Meeting; September 2000 Toronto, Canada



- Valuation of Electronic Assets; Glasser Legalworks 11th Annual Institute; March 2000 San Francisco, CA
- Valuation of Domain Names; Glasser Legalworks 10th Annual Institute; November 1999 Los Angeles, CA
- Valuation of Domain Names; LES USA & Canada Annual Meeting; October 1999 San Antonio, TX
- Licensing Executives: Guardians of Corporate Technology; LES USA & Canada Annual Meeting; October 1999 – San Antonio, TX
- Intellectual Property & Reorganizations; Second Annual Conference on Corporate Reorganizations; September 1999 Chicago, IL
- Valuation of Intellectual Properties; Pillsbury, Madison & Sutro In-house CLE; August 1999
   San Diego, CA
- Helping Clients Understand and Build the Value of their Intangible Assets; Dow Chemical Company; August 1998 – Midland, MI

#### PROFESSIONAL ASSOCIATIONS (PAST AND PRESENT)

- American Bankruptcy Institute (ABI)
- American Bar Association (ABA)
- Certified Licensing Professional (CLP)
- Defense Research Institute (DRI)
- International Trademark Association (INTA)
- Licensing Executives Society (LES)
- Licensing Industry Merchandisers Association (LIMA)
- National Association of Certified Valuation Analysts (NACVA)
- San Diego Intellectual Property Law Association (SDIPLA)

#### **PUBLICATIONS**

- "Current Issues in Valuing Intellectual Property Bankruptcy" (VALCON 2016 Course Materials, March 2016)
- "Ten Common Mistakes in IP Valuation/Damages Reports" (*les Nouvelles*, September 2015)
- "Determining an Appropriate Royalty Rate for Reasonable Royalty Trademark Damages A Modified Georgia-Pacific Framework" (les Nouvelles, September 2014)
- "Reasonable Royalty Damages in Trademark Cases" (Intellectual Property Today, August 2013)
- "LESI IP Valuation and Standards Committee Report on IP Valuation Survey of LES National Societies" (*les Nouvelles*, June 2012)
- "Intellectual Property Valuation" (Updated) (Chapter 23 *Drafting License Agreements*, Fourth Edition, 2012 Supplement, March 2012)



- "Rules of the Road: Valuing Commercialized Software-Based Technology" (les Nouvelles, June 2011)
- "Properly Evaluating a Target with Intellectual Property Rights" (Chapter 2 Intellectual Property Strategies for the 21<sup>st</sup> Century Corporation, May 2011)
- "Countering the Impact of Private Label on Brand Value" (Total Licensing, Winter 2009)
- "Leveraging Software Assets via the Capital Markets" (les Nouvelles, September 2008)
- "Leveraging Software Assets via the Capital Markets" (Iron Mountain Service Information Library, July 2008)
- "The Intangible Assets Handbook Maximizing Value from Intangible Assets" (Co-editor) American Bar Association, March 2007)
- "Patent Valuation Techniques" (les Nouvelles, March 2007)
- "Intellectual Property Valuation Techniques" (*The Licensing Journal*, October 2006)
- "Calculating Questions: Accepted Approaches to Patent Valuation" (Patent World, September 2006)
- "The Secured Lender (Second Installment)" (www.ipfrontline.com, March 2006)
- "The Secured Lender" (Parts I & II) (www.ipfrontline.com, January 2006)
- "The Impact of SFAS 141 & 142 on Intangible Asset Management" (The Secured Lender, November / December 2005)
- "Intellectual Property Valuation: Context is Critical" (The Secured Lender, September 2005)
- "Intellectual Property: Collateral for Securitization or Lending" (*The Secured Lender*, July 2005)
- "Intellectual Property Valuation Techniques" (IP Strategies in Deals 2004, October 2004)
- "Intellectual Property Valuation" (Updated) (Chapter 23 *Drafting License Agreements*, Fourth Edition, 2004 Supplement, September 2004)
- "Valuing for Charitable Donation" (Chapter 19 Intellectual Property Valuation Primer, July 2004)
- "Patent License Evaluation" (Patent & High Technology Licensing 2004, May 2004)
- "Intangible Asset Valuation Techniques" (Intellectual Property Issues, October 2003)
- "Leveraging Intellectual Property via the Capital Markets" (Intellectual Property Issues, September 2003)
- "Intellectual Property Valuation" (Chapter 23 Drafting License Agreements, Fourth Edition, September 2002)
- "The Cost Approach to IP Valuation: Its Uses and Limitations" (www.corporateintelligence.com, January 2001)
- "Value v. Fair Market Value" (www.corporateintelligence.com, December 2000)
- "Situations Where Valuation Comes Into Play" (www.corporateintelligence.com, November 2000)



- "A-Bundling We Will Go: When It Comes to Intangible Assets, the Sum is Often Greater Than its Parts" (www.corporateintelligence.com, October 2000)
- "Donating Idle Patents" (Patent Strategy & Management, August 2000)
- "Giving Away Your Patents: How to Squeeze Tax Advantages from Unused IP Rights" (IP\*Network.com, September 1999)
- "Intellectual Property The Key to Lower Risk and Higher Margins" (*les Nouvelles*, June 1999)
- "An Overlooked Way to Exploit Patents" (*The Intellectual Property Strategist*, April 1999)



# **EXPERT WITNESS AND LEGAL EXPERIENCE**

(Clients in **Bold**)

#### **Trial Testimony**

|    | Year | Case Name   | Case No.                      | Issue   | Jurisdiction - Judge   |
|----|------|---|-------------------------------|---|--|
| 1  | 2024 | <b>The Capture Eleven Group</b> v. Otter Products, LLC et al.   | 20-cv-02551 CNS               | Copyrights – Photographs<br>on Phone Case Packaging | USDC, District of Colorado -<br>Sweeney                            |
| 2  | 2021 | Lontex Corporation v. Nike, Inc.  | 2:18-cv-05623                 | Trademark – Apparel                                 | USDC, Eastern District of<br>Pennsylvania - <b>Baylson</b>         |
| 3  | 2019 | ILC Trademark Corp. v. Aviator Nation,<br>Inc. et al.   | 2:17-cv-07975                 | Trademarks – Apparel                                | USDC, Central District of<br>California - <b>Fitzgerald</b>        |
| 4  | 2017 | Brighton Collectibles, LLC v. AIF Corporation d/b/a Time World  | BC526920                      | Copyrights –<br>Apportionment                       | California Superior Court,<br>Los Angeles County - <b>Bruguera</b> |
| 5  | 2017 | <b>OSRAM Sylvania, Inc.</b> v. Photographic Illustrators Corp.  | 01-16-0000-2652               | Copyrights – Commercial<br>Images                   | American Arbitration<br>Association, Boston - <b>Bonn</b>          |
| 6  | 2016 | <b>Aurora World Corporation</b> v. Toonzone Studios, Inc. et al.  | 1220048995                    | Breach of Contract –<br>Animation                   | JAMS, Los Angeles - <b>Cooper</b>                                  |
| 7  | 2016 | Thomas Sköld v. <b>Galderma</b><br><b>Laboratories, L.P. et al.</b>   | 2:14-cv-05280-WB              | Trademarks – Skincare<br>Products                   | USDC, Eastern District of<br>Pennsylvania - <b>Beetlestone</b>     |
| 8  | 2015 | DefensTech Int'l. Inc. v. <b>Edward Robert Fyfe et al.</b>  | 30-2014-00697473<br>CU-BT-CJC | Patents – Blast Mitigation                          | California Superior Court,<br>Orange County - <b>Lewis</b>         |
| 9  | 2015 | BTM, LLC v. William P. Thomas, III et al.   | SAC CV14-00414<br>JVS (RNBx)  | Trademarks — Custom<br>Automobiles                  | USDC, Central District of<br>California - <b>Selna</b>             |
| 10 | 2014 | Block Developers, LLC v. Commissioner of Internal Revenue   | 003198-10                     | Patents – Retaining Wall<br>Blocks                  | US Tax Court, San Diego,<br>California - <b>Holmes</b>             |
| 11 | 2014 | TexChem Advanced Products, Inc. Sdn.<br>Bdh. v. e.PAK International, Inc.                                     | EDCV 12-01341<br>JGB (SPx)    | Patents – Semiconductor<br>Shippers                 | USDC, Central District of<br>California - <b>Bernal</b>            |
| 12 | 2013 | Brighton Collectibles v. RK Texas<br>Leather Mfg., Inc. et al. (Defendant<br><b>AIF Corp.</b> was the client) | 10-CV-00419 AJB<br>WVG        | Copyrights – Watch<br>Designs                       | USDC, Southern District of<br>California - <b>Curiel</b>           |
| 13 | 2012 | Gen. Charles E. "Chuck" Yeager (Ret.) v. AT&T Mobility, LLC et al.  | CV 07-02517 FCD<br>GGH        | Rights of Publicity                                 | USDC, Eastern District of<br>California - <b>Mueller</b>           |
| 14 | 2011 | Atlantic Inertial Systems, Inc. v.  Condor Pacific Industries of CA, Inc. et al.                              | 08-CV-02947 JHN<br>PJWx       | Trade Secrets –<br>Gyroscopes                       | USDC, Central District of<br>California - <b>Snyder</b>            |
| 15 | 2008 | adidas America, Inc. et al. v. Payless<br>Shoesource, Inc.  | CV01-1655 RE                  | Trademarks, Trade Dress<br>– Footwear               | USDC, Oregon - <b>King</b>   |
| 16 | 2004 | <b>Lollar Enterprises, Inc.</b> v. Medtech Capital Markets, LLC et al.  | 00 CV 1875                    | Trade Dress – Health<br>Equipment                   | Arapahoe County Court,<br>Colorado - <b>Spear</b>                  |
| 17 | 2002 | Purebred Company, Inc. v. Star-Kist<br>Foods, Inc.  | 00 D 665                      | Trademarks – Pet Food                               | USDC, Colorado - <b>Daniel</b>                                     |
| 18 | 2000 | Harry A. Ratner, et al. v. Stanley E.<br>Foster et al.  | 732482                        | Trademarks – Apparel                                | California Superior Court,<br>San Diego County                     |
| 19 | 1999 | In re: Fruit of the Loom, Inc.  | 99-4497 (PJW)                 | Trademarks – Apparel                                | US Bankruptcy Court,<br>Delaware - <b>Walsh</b>                    |



# **Deposition Testimony**

|    | Year | Case Name   | Case No.          | Issue   | Jurisdiction  |
|----|------|---|-------------------|---|---|
| 1  | 2024 | In re: Pandora Media, LLC Copyright<br>Litigation                                 | 2:22-cv-00809     | Copyrights – Spoken Word<br>Literary Works          | USDC, Central District of<br>California             |
| 2  | 2023 | The Capture Eleven Group v. Otter<br>Products, LLC et al.                         | 20-cv-02551       | Copyrights – Photographs<br>on Phone Case Packaging | USDC, District of Colorado                          |
| 3  | 2023 | Wag Hotels, Inc. v. Wag Labs, Inc.  | 5:20-cv-01326     | Trademarks – Pet Services                           | USDC, Northern District of<br>California - San Jose |
| 4  | 2022 | <b>Thrive Natural Care, Inc.</b> v. Le-Vel<br>Brands LLC                          | 2:21-cv-02022     | Trademarks – Skincare<br>Products                   | USDC, Central District of<br>California             |
| 5  | 2022 | Cooley v. Target Corp. et al.   | 0:20-cv-02152     | Copyrights – Consumer<br>Goods                      | USDC, District of Minnesota                         |
| 6  | 2021 | MASA v. Xerox Corp.   | 6:19-cv-06036     | Patents – Printers                                  | USDC, Western District of New<br>York               |
| 7  | 2021 | <b>Thrive Natural Care, Inc.</b> v. Thrive Causemetics, Inc.                      | 2:20-cv-09091     | Trademarks – Skincare<br>Products                   | USDC, Central District of<br>California             |
| 8  | 2021 | Midwest Athletic Sports Alliance LLC v.<br>Ricoh USA, Inc.                        | 2:19-cv-03423     | Patents – Multi-function<br>Printers                | USDC, Eastern District of<br>Pennsylvania           |
| 9  | 2020 | Lontex Corporation v. Nike, Inc.  | 2:18-cv-05623     | Trademark – Apparel                                 | USDC, Eastern District of<br>Pennsylvania           |
| 10 | 2020 | <b>Evolusion Concepts, Inc.</b> v. Juggernaut Tactical, Inc.                      | 8:18-cv-1378 JLS  | Patent – Firearms                                   | USDC, Central District of<br>California             |
| 11 | 2019 | Waiter.com, Inc. v. WAITR Holdings,<br>Inc. et al.                                | 2:16-cv-01041     | Trademarks – Food<br>Delivery Services              | USDC, Western District of<br>Louisiana              |
| 12 | 2019 | <b>Lin's Waha International Corp.</b> v. Tingyi<br>(Cayman Islands) Holding Corp. | 1:17-cv-00773     | Trademarks – Processed<br>Food                      | USDC, Eastern District of New<br>York, Brooklyn     |
| 13 | 2019 | Robert Gaudio v. Spotify USA, Inc.  | 3:17-cv-01052     | Copyrights — Music<br>Compositions                  | USDC, Middle District of<br>Tennessee, Nashville    |
| 14 | 2018 | Confectionery Arts International, LLC v.<br>CK Products LLC                       | 3:16-cv-02015 JBA | Trademarks – Cake<br>Decorating                     | USDC, District of Connecticut                       |
| 15 | 2017 | Brighton Collectibles, LLC v. AIF Corporation d/b/a Time World                    | BC526920          | Copyrights –<br>Apportionment                       | California Superior Court, Los<br>Angeles County    |
| 16 | 2017 | <b>OSRAM Sylvania, Inc.</b> v. Photographic Illustrators Corp.                    | 01-16-0000-2652   | Copyrights – Commercial<br>Images                   | American Arbitration<br>Association, Boston         |
| 17 | 2016 | Roseville Fullerton Burton Holdings v.<br>SoCal Wheels, Inc. et al.               | 8:14-cv-01954     | Trademarks – Auto Parts                             | USDC, Central District of<br>California             |
| 18 | 2016 | Morton & Bassett LP v. Organic Spices, Inc.                                       | 3:15-cv-01849 HSG | Trade Dress – Spices                                | USDC, Northern District of<br>California            |
| 19 | 2015 | Thomas Sköld v. <b>Galderma</b><br><b>Laboratories, L.P. et al.</b>               | 2:14-cv-05280-WB  | Trademarks – Skincare<br>Products                   | USDC, Eastern District of<br>Pennsylvania           |
| 20 | 2015 | HRD Corporation v. Dow Chemical<br>Company  | 4:13-cv-3596      | Patents – PE Waxes, Hot<br>Melt Adhesives           | USDC, Southern District of<br>Texas                 |
| 21 | 2015 | Flowers Bakeries Brands, LLC v.<br>Earthgrains Baking Companies, Inc.<br>et al.   | 7:13-cv-138 HL    | Trademarks – Bakery<br>Products                     | USDC, Middle District of<br>Georgia                 |



### **Deposition Testimony** (continued)

|    | Year | Case Name   | Case No.                | Issue   | Jurisdiction  |
|----|------|---|-------------------------|---|---|
| 22 | 2015 | Cue, Inc. v. <b>General Motors LLC</b>  | 1:13-cv-12647 FDS       | Trademarks – Consumer<br>Electronics              | USDC, District of<br>Massachusetts                    |
| 23 | 2015 | BTM, LLC v. William P. Thomas III et al.  | SACV14-00414 JVS        | Trademarks – Collectible<br>Cars                  | USDC, Central District of<br>California               |
| 24 | 2015 | Cody Foster & Co. v. Urban Outfitters et al.  | 8:14-cv-80              | Copyrights – Christmas<br>Ornaments               | USDC, District of Nebraska                            |
| 25 | 2014 | Spiraledge, Inc. v. <b>SeaWorld</b><br><b>Entertainment, Inc., et al</b> .                                    | 13:CV0296 BAS<br>BLM    | Trademarks - Apparel and<br>Theme Parks           | USDC, Southern District of<br>California              |
| 26 | 2014 | <b>Monec Holding AG</b> v. Motorola<br>Mobility et al.  | 1:11-cv-00798 LPS       | Patents – Smartphones<br>and Tablet Computers     | USDC, District of Delaware                            |
| 27 | 2014 | <b>Tre Milano, LLC</b> v. Amazon.com, Inc. et al.   | BC460511                | Trademarks – Haircare<br>Products                 | California Superior Court, Los<br>Angeles County      |
| 28 | 2013 | Globefill Inc. v. Elements Spirits, Inc.  | CV10-2034 CBM           | Trade Dress – Distilled<br>Spirits                | USDC, Central District of<br>California               |
| 29 | 2013 | TexChem Advanced Products, Inc. Sdn.<br>Bdh. v. e.PAK International, Inc.                                     | EDCV 12-01341<br>RGK    | Patents – Semiconductor<br>Shippers               | USDC, Central District of<br>California               |
| 30 | 2012 | Marketquest Group, Inc. v. BIC<br>Corporation et al.  | 11-CV-0618 JLS          | Trademarks –<br>Promotional Products              | USDC, Southern District of<br>California              |
| 31 | 2012 | Zions Bancorporation et al v. RSA<br>Security LLC   | 74 117 00683 11<br>NOLG | Patents – Online Security;<br>Indemnification     | American Arbitration<br>Association, Washington, D.C. |
| 32 | 2012 | Brighton Collectibles v. RK Texas<br>Leather Mfg., Inc. et al. (Defendant<br><b>AIF Corp.</b> was the client) | 10-CV-00419 AJB         | Copyrights – Watch<br>Designs                     | USDC, Southern District of<br>California              |
| 33 | 2011 | IXL Learning, Inc. v. Mattel, Inc. and Fisher-Price, Inc.   | CV 10-1902 JF           | Trademarks – Toys, Math<br>Tutor Services         | USDC, Northern District of<br>California              |
| 34 | 2011 | Aurora World, Inc. v. Ty, Inc.  | CV09-08463 MMM          | Copyrights – Plush Toys                           | USDC, Central District of<br>California               |
| 35 | 2010 | Atlantic Inertial Systems, Inc. v.  Condor Pacific Industries of CA, Inc. et al.                              | 08-CV-02947 JHN         | Trade Secrets –<br>Gyroscopes                     | USDC, Central District of<br>California               |
| 36 | 2009 | <b>Denice Shakarian Halicki et al.</b> v. Carroll<br>Shelby et al.  | 07-6859 SJO             | Trademarks, Copyrights –<br>Automobiles           | USDC, Central District of<br>California               |
| 37 | 2008 | Rain Corporation v. JYP Entertainment et al.  | 3:07-cv-00081 LRH       | Trademarks, Rights of<br>Publicity – Musical Acts | USDC, Nevada<br>Reno Division                         |
| 38 | 2008 | <b>General Mills, Inc.</b> v. Kellogg Co. and Kraft Foods Global, Inc.  | 06-cv-03686 JMR         | Trademarks – Processed<br>Foods                   | USDC, Minnesota                                       |
| 39 | 2008 | ComponentOne, LLC v. ComponentArt, Inc.   | 2:05-cv-01122 TFM       | Trademarks – Software                             | USDC, Western District of<br>Pennsylvania             |
| 40 | 2007 | adidas America, Inc. et al. v. Payless<br>Shoesource, Inc.  | CV01-1655 RE            | Trademarks, Trade Dress<br>– Footwear             | USDC, Oregon  |
| 41 | 2007 | Hambrecht Wine Group, L.P. v.<br>Millennium Import LLC  | C 05-4625 JW            | Trademarks – Distilled<br>Spirits                 | USDC, Northern District of<br>California              |

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#### **Deposition Testimony** (continued)

|    | Year | Case Name  | Case No.               | Issue  | Jurisdiction  |
|----|------|--|------------------------|--|---|
| 42 | 2006 | World Triathlon Corp. v. Dawn<br>Syndicated Productions et al.             | 8:05 CV 983-T27<br>EAJ | Trademarks – Sporting<br>Events, Entertainment     | USDC, Middle District of<br>Florida, Tampa Division |
| 43 | 2003 | <b>Lollar Enterprises et al.</b> v. Medtech<br>Capital Markets, LLC et al. | 00 CV 1875             | Trade Dress – Health<br>Equipment                  | Arapahoe County Court,<br>Colorado                  |
| 44 | 2001 | <b>Purebred Company, Inc.</b> v. Star-Kist Foods, Inc.                     | 00 D 665               | Trademarks – Pet Food                              | USDC, Colorado                                      |
| 45 | 2001 | Funimation Productions, Inc. v. ABC<br>International Traders               | 71 133 00559 99        | Trademarks – Television<br>Shows, Video Games      | American Arbitration<br>Association, Los Angeles    |
| 46 | 2000 | <b>Harry A. Ratner et al</b> . v. Stanley E.<br>Foster et al.              | 732482                 | Trademarks – Apparel                               | California Superior Court, San<br>Diego County      |
| 47 | 2000 | <b>Purebred Company, Inc.</b> v. Purebred Pet Products, Inc. et al.        | 98 D 2392              | Trademarks – Pet Food                              | USDC, Colorado                                      |
| 48 | 2000 | <b>Gae Sharp Richardson et al.</b> v. The Boyds Collection, Ltd.           | C96-344                | Copyrights – Doll Designs                          | USDC, Northern District of Iowa                     |
| 49 | 2000 | Warrior and Ultimate Creations v. Titan<br>Sports, Inc. et al.             | CV96-15377             | Trademarks, Rights of<br>Publicity – Entertainment | Arizona Superior Court,<br>Maricopa County          |



### Expert Work - No Deposition or Trial Testimony (2006 - Present)

|    | Year | Case Name  | Case No.               | Issue   | Jurisdiction   |
|----|------|--|------------------------|---|--|
| 1  | 2025 | Gerrity v. Pickering et al.  | 2:24-cv-00427          | Copyrights - Medical<br>Illustrations           | USDC, Northern District of<br>Alabama, Southern Division |
| 2  | 2023 | Think Green Limited v. Medela AG et al.  | 1:21-cv-05445          | Design Patents, Trade Dress -<br>Breast Pumps   | USDC, Northern District of<br>Illinois, Eastern Division |
| 3  | 2023 | Envirodigm, Inc. v. Apple, Inc.  | 20CV373138             | Trade Secrets - Anodization                     | California Superior Court,<br>Santa Clara County         |
| 4  | 2023 | <b>Cutting Edge Vision, LLC</b> v. TCL Technology<br>Group Corporation et al.        | 6:22-cv-00285          | Patents - Camera Technology                     | USDC, Western District of<br>Texas, Waco Division        |
| 5  | 2023 | Covves, LLC v. Target Corporation et al.   | 2:23-cv-00640          | Design Patents - Pool Floats                    | USDC, Central District of<br>California                  |
| 6  | 2023 | After II Movie, LLC et al. v. <b>Grande</b> Communications Networks, LLC             | 1:21-cv-00709          | Copyrights - Motion Pictures                    | USDC, Western District of<br>Texas, Austin Division      |
| 7  | 2023 | Medical Depot, Inc. v. <b>Med Way US, Inc.</b>                                       | 2:22-cv-01272          | Trademarks - Medical Devices                    | USDC, Eastern District of New<br>York                    |
| 8  | 2022 | <b>Gary Hartunian et al.</b> v. Kaufman,<br>Dolowich & Voluck LLP et al.             | 20STCV44758            | Legal Malpractice - Real<br>Estate Transaction  | California Superior Court, Los<br>Angeles County         |
| 9  | 2022 | Doskocil Manufacturing Company, Inc. dba<br>PetMate v. <b>Make Ideas, LLC et al.</b> | 3:21-cv-01098          | Patents and Trademark - Pet<br>Toys             | USDC, Northern District of<br>Texas, Dallas              |
| 10 | 2022 | <b>Eight Mile Style, LLC et al.</b> v. Spotify USA Inc. et al.                       | 3:19-cv-00736          | Copyrights - Music<br>Compositions              | USDC, Middle District of<br>Tennessee, Nashville         |
| 11 | 2021 | FaceGym, Ltd. v. Skin Gym Inc. et al.  | 2:19-cv-09625 CJC      | Trademarks - Skincare<br>Products               | USDC, Central District of<br>California                  |
| 12 | 2021 | Anthony Longo et al. v. Vincent Longo et al.   | 8:20-cv-00829          | Patents and Trademarks - Surf<br>Fins           | USDC, Central District of<br>California                  |
| 13 | 2019 | Make Ideas, LLC v. JAKKS Pacific, Inc.   | 01-18-0004-2676        | Trade Secrets - Toy Designs                     | American Arbitration Association                         |
| 14 | 2019 | Thomas Morgan Robertson et al. v. Spotify USA, Inc.                                  | 3:17-cv-01616          | Copyrights - Music<br>Compositions              | USDC, Middle District of<br>Tennessee, Nashville         |
| 15 | 2019 | A4V Digital, Inc. et al. v. Spotify USA, Inc.  | 3:17-cv-01256          | Copyrights - Music<br>Compositions              | USDC, Middle District of<br>Tennessee, Nashville         |
| 16 | 2019 | Jalinsky Advisory Group, Inc. v. The Hamo<br>Group of Wells Fargo Advisors           | 2:18-cv-12161          | Trademarks – Financial<br>Services              | USDC, Eastern District of<br>Michigan                    |
| 17 | 2018 | Bluewater Music Services Corp. et al. v.<br>Spotify USA, Inc.                        | 3:17-cv-01051          | Copyrights - Music<br>Compositions              | USDC, Middle District of<br>Tennessee, Nashville         |
| 18 | 2018 | lan V. Jacobs v. FarePortal, Inc.  | 8:17-cv-00362          | Trademarks – Travel Services                    | USDC, District of Nebraska                               |
| 19 | 2018 | Crown Industrial Services, Inc. v.  Midbrook LLC et al.                              | 5:16-cv-13200          | Trademarks – Industrial<br>Equipment            | USDC, Eastern District of<br>Michigan                    |
| 20 | 2017 | ScienCell Research Laboratories, Inc. v.<br>Cell Applications, Inc. et al.           | 37-2015-00041134<br>CU | Trade Secrets –<br>Biotechnology                | California Superior Court, San<br>Diego County           |
| 21 | 2016 | In re: <b>Carroll Hall Shelby Trust</b> – Royalty<br>Allocation Hearing              | BP 139686              | Trademarks – Auto Parts,<br>Rights of Publicity | California Superior Court, Los<br>Angeles County         |



### Expert Work – No Deposition or Trial Testimony (continued)

|    | Year | Case Name  | Case No.            | Issue  | Jurisdiction   |
|----|------|--|---------------------|--|--|
| 22 | 2015 | <b>Fumoto Giken Co. Ltd.</b> v. Norio Mitsuoka and Global Sales Group et al.             | 2:14-cv-09797       | Trade Dress – Tools                                  | USDC, Central District of<br>California                    |
| 23 | 2015 | SalesForceOne, LLC v. salesforce.com, inc.   | 3:15-cv-02174 WHO   | Trademarks – CRM Software                            | USDC, Northern District of<br>California                   |
| 24 | 2015 | <b>Silberstein &amp; Silberstein, LLC</b> et al. v. Fox Entertainment Group, Inc. et al. | 2:15-cv-09276 R PLA | Trademarks – Animated<br>Characters                  | USDC, Central District of<br>California                    |
| 25 | 2014 | Lisa McConnell, Inc. dba Image One v.  AT&T Advertising, L.P.                            | 3:12-cv-00840 JAH   | Copyrights – Commercial<br>Images                    | USDC, Southern District of<br>California                   |
| 26 | 2014 | John T. ("Tom") Minemyer v. R-Boc<br>Representatives, Inc. et al.                        | 1:07-cv-01763       | Patents – Fiber Optic<br>Couplers                    | USDC, Northern District of Illinois, Eastern Division      |
| 27 | 2014 | Oculu, LLC v. Oculus VR, Inc.  | 8:14-cv-00196 DOC   | Trademarks – Advertising,<br>Virtual Reality         | USDC, Central District of<br>California, Southern Division |
| 28 | 2014 | Campos Brothers Farms et al. v. Campos<br>Family Farms, LLC                              | 1:12-cv-00598 LJO   | Trademarks - Agriculture                             | USDC, Eastern District of<br>California                    |
| 29 | 2013 | Raul Lizalde dba VEBS v. Advanced<br>Planning Services, Inc. et al.                      | 3:10-cv-00834 GPC   | Copyrights, Trade Secrets –<br>Fin. Services         | USDC, Southern District of<br>California                   |
| 30 | 2013 | Preservation Technologies LLC v. Netflix, Inc. et al.                                    | 8:11-cv-01860 DOC   | Patents – Video<br>Compression/Encryption            | USDC, Central District of<br>California, Southern Division |
| 31 | 2013 | General Charles E. Yeager (Ret.) v. Wild, Carter & Tipton et al.                         | 34-2009-00057440    | Rights of Publicity, Legal<br>Malpractice            | California Superior Court,<br>Sacramento County            |
| 32 | 2013 | Chloe SAS et al. v. Sawabeh Information Services Co. et al.                              | 2:11-cv-04147 GAF   | Trademarks – Apparel,<br>Accessories                 | USDC, Central District of<br>California                    |
| 33 | 2013 | Jayme Gordon v. DreamWorks Animation SKG, Inc. et al.                                    | 1:11-cv-10255       | Copyrights – Motion Pictures,<br>Animated Characters | USDC, District of<br>Massachusetts                         |
| 34 | 2012 | <b>Dtech Communications, LLC</b> v. OSC Engineering, Inc. et al.                         | 3:11-cv-01425 MMA   | Copyrights, Trade Secrets –<br>Textbooks, Training   | USDC, Southern District of<br>California                   |
| 35 | 2012 | Erik B. Cherdak v. Curtis A. Vock et al.   | 1:11-cv-1311 LO     | Patents - Footwear                                   | USDC, Eastern District of<br>Virginia, Alexandria Division |
| 36 | 2012 | International Control Systems v. Best Buy<br>Canada                                      | Court No. T-1653-11 | Patents – Television Controls                        | Canada Federal Court                                       |
| 37 | 2012 | International Control Systems v. Haier<br>America Trading et al.                         | Court No. T-1654-11 | Patents – Television Controls                        | Canada Federal Court                                       |
| 38 | 2012 | Rock and Roll Religion, Inc. v. CELS<br>Enterprises, Inc. et al.                         | 2:09-cv-05258 R     | Trademarks - Apparel                                 | USDC, Central District of<br>California                    |
| 39 | 2012 | Moroccanoil, Inc. v. <b>Tony Conforti and Salon Distribution, Inc.</b>                   | 2:11-cv-00136 KM    | Trademarks - HABA                                    | USDC, District of New Jersey                               |
| 40 | 2011 | Yellow Pages Photos, Inc. v. <b>User-Friendly Phone Book, LLC et al.</b>                 | 8:10-cv-00436 VMC   | Copyrights – Commercial<br>Images                    | USDC, Middle District of Florida, Tampa Division           |
| 41 | 2011 | Personalized Media Communications, LLC v. Motorola, Inc., et al.                         | 2:08-cv-00070 CE    | Patents – Video<br>Compression/Encryption            | USDC, Eastern District of<br>Texas, Marshall Division      |



#### Expert Work – No Deposition or Trial Testimony (continued)

|    | Year | Case Name  | Case No.          | Issue   | Jurisdiction  |
|----|------|--|-------------------|---|---|
| 42 | 2011 | Colby Kane v. Paige Mycoskie and Aviator<br>Nation, Inc.                                     | 10-cv-05144 DMG   | Trademarks - Apparel                                | USDC, Central District of California                      |
| 43 | 2011 | Compulink Management Center, Inc. dba<br>Laserfiche v. SAP America, Inc. et al.              | 2:10-cv-07843 JFW | Trademarks – Document<br>Management Software        | USDC, Central District of<br>California                   |
| 44 | 2010 | Miller International, Inc. v. Clinch Gear,   | 1:10-cv-01167 WDM | Trademarks – Apparel,<br>Accessories                | USDC, District of Colorado                                |
| 45 | 2010 | In re: Air America Media, LLC  | 10-10615 JMP      | Trademarks, Copyrights –<br>Radio Broadcasts        | US Bankruptcy Court, New<br>York                          |
| 46 | 2009 | <b>Davis</b> v. Davis  | CI08-262          | Copyrights - Music                                  | District Court of Washington<br>County, Nebraska          |
| 47 | 2009 | <b>Lawrence B. Lockwood et al.</b> v. Sheppard,<br>Mullin, Richter & Hampton, LLP et al.     | 2:09-cv-05157 JFW | Patents – Electronic<br>Commerce, Legal Malpractice | USDC, Central District of<br>California                   |
| 48 | 2009 | Curtis James Jackson, III pka "50 Cent" v.<br>Taco Bell Corp.                                | 1:08-cv-06545 NRB | Rights of Publicity,<br>Trademarks                  | USDC, Southern District of<br>New York                    |
| 49 | 2009 | Kristen Alison Hall v. <b>Jennifer Nettles and</b><br><b>Kristian Bush ("Sugarland")</b>     | 1:08-cv-02437 TCB | Trademarks – Musical Act                            | USDC, Northern District of<br>Georgia, Atlanta Division   |
| 50 | 2009 | Ironwood Capital Ltd. v. Ironwood Capital<br>Management et al.                               | 3:07-cv-01624 CFD | Trademarks – Financial<br>Services                  | USDC, District of Connecticut                             |
| 51 | 2009 | In re: Washington Mutual, Inc. et al.  | 08-12229 MFW      | Trademarks, Patents, Trade<br>Secrets               | US Bankruptcy Court,<br>Delaware                          |
| 52 | 2009 | <b>UPAID Systems, Ltd.</b> v. Satyam Computer Services, Ltd. et al.                          | 2:07-cv-00114 CE  | Patents – Electronic Payment<br>Systems             | USDC, Eastern District of<br>Texas, Marshall Division     |
| 53 | 2008 | Amanda Beard v. California Sunbounce, et al. (Defendant <b>Samy's Camera</b> was the client) | 8C365578          | Rights of Publicity                                 | California Superior Court, Los<br>Angeles County          |
| 54 | 2008 | Big Fish Games, Inc. v. iWin, Inc. et al.  | 2:07-cv-00718 JCC | Trade Secrets – Online Games                        | USDC, Western District of<br>Washington, Seattle Division |
| 55 | 2008 | Societe des Bains de Mer et du Cercle des<br>Estrangers a Monaco v. Playshare PLC et<br>al.  | 1:07-cv-04802 DAB | Trademarks – Gaming                                 | USDC, Southern District of<br>New York                    |
| 56 | 2008 | Pittsburgh Home and Garden Show, Inc. v. Scripps Networks, Inc. et al.                       | 2:03-cv-01477 NBF | Trademarks – Television<br>Shows                    | USDC, Western District of<br>Pennsylvania                 |
| 57 | 2008 | Medavante, Inc. v. Proxymed, Inc. et al.   | 06-cv-03248 MLC   | Trademarks – Healthcare                             | USDC, District of New Jersey                              |
| 58 | 2008 | In re: Rx GUARDIAN   | 78630256          | Trademarks – IC 042                                 | USPTO, TTAB   |
| 59 | 2008 | Pharma Base S.A. v. <b>HVL Inc.</b>  | 14 433IEBS        | Trademarks - Pharmaceuticals                        | ICC, International Court of<br>Arbitration                |
| 60 | 2008 | Blair McCaw, et al. v. CVS Pharmacy, Inc.  | 13 181 Y 00408 09 | Licensing – Breach of Contract                      | American Arbitration Association                          |
| 61 | 2008 | Verizon California Inc. et al. v. <b>Maltuzi LLC</b> et al.                                  | 2:07-cv-01732 PA  | Trademarks, Domain Names                            | USDC, Central District of California                      |



#### Expert Work – No Deposition or Trial Testimony (continued)

|    | Year | Case Name  | Case No.                 | Issue  | Jurisdiction   |
|----|------|--|--------------------------|--|--|
| 62 | 2007 | <b>Louis Vuitton Malletier</b> v. Dooney & Bourke, Inc.                      | 1:04-cv-02990 SAS        | Trademarks – Luggage,<br>Accessories           | USDC, Southern District of<br>New York                               |
| 63 | 2007 | Homelife Communities Group, Inc. v.<br>Homelife Realty Services, Inc. et al. | 1:06-cv-01607 CC         | Trademarks – Real Estate,<br>Construction      | USDC, Northern District of<br>Georgia, Atlanta Division              |
| 64 | 2007 | <b>Abbywho, Inc. et al.</b> v. Interscope Records et al.                     | 06-cv-06724 MMM          | Trademarks – Musical Acts                      | USDC, Central District of<br>California                              |
| 65 | 2007 | Hospitality Ventures, Group, Inc. v.<br>Bonefish Grill, Inc.                 | 9:05-cv-80389 KLR        | Trademarks - Restaurants                       | USDC, Southern District of<br>Florida                                |
| 66 | 2007 | In re: Interstate Bakeries Corporation et al.                                | 04-45814                 | Trademarks, Copyrights –<br>Bakery Products    | US Bankruptcy Court,<br>Western District of Missouri                 |
| 67 | 2006 | Richard Bach and Russell Munson v. Forever Living Products U.S., Inc. et al. | 2:05-cv-00970 MJP        | Copyrights - HABA                              | USDC, Western District of<br>Washington, Seattle Division            |
| 68 | 2006 | MGA Entertainment, Inc. v. Mattel, Inc.                                      | 05-cv-02727 CBM          | Copyrights, Trademarks – Doll<br>Designs, Toys | USDC, Central District of California                                 |
| 69 | 2006 | <b>Kevin Trudeau</b> v. Electronic Retailing Association et al.              | 236364                   | Rights of Publicity                            | California Superior Court,<br>Ventura County                         |
| 70 | 2006 | Satellite Digital Audio Radio Services Rate<br>Setting Analysis              | 2006-1                   | Copyright Royalty Rates                        | Copyright Royalty Board,<br>Library of Congress,<br>Washington, D.C. |
| 71 | 2006 | Berger Khan v. <b>Terence Dunn</b>   | 72 194 01291 03<br>MDS 1 | Copyrights – Exercise Videos                   | American Arbitration<br>Association - San Diego                      |