



24IP Law Group USA, PLLC

Timothy DeWitt

Member

Timothy DeWitt, an electrical engineer registered to practice before the U.S. Patent and Trademark Office, focuses his practice on intellectual property, including prosecution, litigation, counseling and licensing. He represents a wide variety of companies ranging in size from multinational Fortune 100 companies to small startup companies.

Mr. DeWitt's prosecution practice includes patent and trademarks. He has prosecuted patent applications in numerous technological fields including image recognition, semiconductor fabrication, circuits, database software, robotics, electrical interfaces and connectors, argon plasma coagulation, intraluminal molding devices, consumer packaging and photocopiers.

Mr. Dewitt's litigation practice includes representation of plaintiffs and defendants in actions for patent infringement, trademark infringement, trade secret misappropriation, enforcement of non-compete agreements, false advertising, and unfair competition. He has experience litigating patent infringement cases in district courts throughout the United States, including Virginia, Delaware, California, New York, New Jersey, and Alabama. His cases have resulted in numerous published decisions, including *Virginia Panel Corporation v. MAC Panel Co.*, and *GE Railway Electronics, LLC v. Westinghouse Air Brake Co.* Mr. DeWitt additionally has obtained favorable claims construction decisions after Markman hearings in many cases, including decisions in cases such as *Cognitronics v. Recognition Research, Inc. and Captiva Software Corp.* (S.D.Ca.) and *Pegasus Development Corp., et al. v. DirecTV, et al.* (D.Del.)

Admitted to Bar:

■	1990, Ohio (inactive)
■	1991, Court of Appeals for the Federal Circuit
■	1991, District of Columbia
■	1995, D. D.C.
■	1996, Virginia
■	1997, E.D.Va.
■	1998, U.S. Supreme Court
■	1999, W.D.Va.
■	1992, USPTO

Education:

■	1987, Ohio State University, B.S.
■	1990, Ohio State University, College of Law, J.D

Member:

■	American Intellectual Property Law Association
■	Licensing Executive Society

Representative Cases :
GE Harris Railway Electronics, LLC v. Westinghouse Airbrake Company (D. Del.)
Pegasus Development Corp., et al. v. DirecTV et al. (D. Del.)
GE Transportation Systems v. Wabtec, Inc. (D.Del.)
Canady et al. v. Erbe Elektromedizin GmbH, et al. (D.D.C.)
Endocare, Inc. v. Galil Medical (C.D. Ca.)
Cognitronics v. Recognition Research Corp., et al. (S.D. Ca.)
Harris Corp. v. Atmel Corp. (E.D.Va.)
Virginia Panel Corp. v. MAC Panel Corp. (W.D.Va.)
Thomcast AG v. Continental Electronics Corp. (D.Ala.)
Alabama Power v. Elkem (D.Ala.)
Precise Exercise Equipment v. Legacy International (C.D. Ca.)
Millennium, L.P. v. Recognition Research, Inc. (S.D.N.Y.)
Uni-Charm Corp. v. Drypers Corp. (N.D.Tex.)
Gelco Information Networks, GSD, Inc. v. Dan Reghab (Fairfax County Circuit Court)
Erwin Pearl v. Swarovski Jewelers (S.D.N.Y.)

Mr. DeWitt regularly publishes articles on intellectual property topics. His publications include:

- *The Patent Misuse Defense in Patent Litigation*, Law Education Institute, Inc., BNA Books 1999 Annual CLE Conference
- *A Fatal Mistake: Filing a Patent Infringement Action Prior to Obtaining Standing Results in Dismissal with Prejudice*, American Intellectual Property Law Association, 1999
- *The Use of Experts in Complex Patent Litigation*, Insight.com Conference Management of Patent Litigation, June 1999
- *Should Supreme Court Precedent Sink Submarine Patents?* IDEA: The Journal of Law and Technology, 1998
- *Use of Objective Evidence of Non-Obviousness in the Federal Courts*, Journal of the Patent and Trademark Office Society, December 1997
- *Defendants Beware: Raising the Defense of Estoppel May Waive the Attorney-Client Privilege*, Federal Circuit Bar Journal, Spring 1997

Mr. DeWitt additionally lectures on a variety of subjects in the field of intellectual property. His lectures include:

- "Anatomy of a Patent Infringement Lawsuit," 2004 Asia Pacific Legal Institute, George Washington University, Washington, D.C.;
- "Evaluating Infringement and Validity Opinions," Columbus Intellectual Property Law Association, Columbus, Ohio 2001;
- "IP Training," Arnold & Porter, Washington, DC, 2001
- "Patent Law 101," Arnold & Porter, Washington, DC, 2000
- "Evaluating Infringement and Validity Opinions," Licensing Executive Society, 1999, San Antonio, Texas
- "The Use of Experts in Complex Patent Litigation," Insight.com Conference on Management of Patent Litigation, June 7-8, 1999, New York, NY.
- "Trial of a Patent Infringement Case," Patent Resources Group, April, 1998, Naples, Florida