

Professor Christa Laser
Cleveland-Marshall College of Law

APPOINTMENTS

Cleveland-Marshall College of Law, Cleveland, OH 2020-present
Assistant Professor of Law

EDUCATION

The George Washington University Law School, Washington, DC 2011
Juris Doctor, *with honors*

- World Champion, *International & North American Lachs Space Law Moot Court Competition*
- Research Assistant, Professor Lawrence Cunningham, Contracts & Business Law
- Notes Editor, *American Intellectual Property Law Association Quarterly Journal*

Arizona State University, Barrett Honors College, Tempe, AZ 2008
Bachelor of Science, *magna cum laude*, Biochemistry, German Minor

- Beckman Scholar (1 of 23 grants nation-wide for scientific research)
- Biochemistry Award (senior with most significant research contributions)

PUBLICATIONS

Law Review Articles

Equitable Defenses in Patent Law, 75 U. MIA. L. REV. 1 (2020),
<https://papers.ssrn.com/abstract=3686120>

- Made several SSRN top ten lists of the most downloaded recent papers in its field, including in Patent, Intellectual Property, and Innovation & Patent Law & Policy

Certiorari in Patent Cases at the Supreme Court, 48 AIPLA Q.J. 569 (2020),
<https://papers.ssrn.com/abstract=3728706>

- Made several SSRN top ten lists of the most downloaded recent papers in its field, including in Patent, Intellectual Property: Empirical Studies, Federal Courts & Jurisdiction, Courts, Judges, and Innovation & Patent Law & Policy.

The Scope of IPR Estoppel: A Statutory, Historical, and Normative Analysis, 70 FLA. L. REV. 1127 (2018), <https://papers.ssrn.com/abstract=3133096>

Continuing the Conversation of “The Economic Irrationality of the Patent Misuse Doctrine,” 11 CHI.-KENT J. INTELL. PROP. 104 (2012), <https://papers.ssrn.com/abstract=2109700>

A Definite Claim on Claim Indefiniteness: An Empirical Study of Definiteness Cases of the Past Decade with a Focus on the Federal Circuit and the Insolubly Ambiguous Standard, 10 CHI.-KENT J. INTELL. PROP. 25 (2010), <https://papers.ssrn.com/abstract=1664515>

- Cited by Judge Plager in *In re Packard*, 751 F.3d 1307 (Fed. Cir. 2014) (concurring)
- Cited by briefs to the Supreme Court in *Nautilus, Inc. v. Biosig Instruments, Inc.*
- Cited in John M. Golden et al., *Principles of Patent Law: Cases and Materials* (Foundation Press 2018).

Other Legal Publications

An Alternative Forum for False Advertising Challenges: the National Advertising Division, LEXIS PRACTICE ADVISOR, January 2018

COPYRIGHT FOR PHOTOGRAPHERS (Flatbooks 2013)

Tefft Smith, Michael Fragoso, Christopher Jackson, Christa Laser & Gregory Wannier, *Selecting the Very Best: The Selection of High-Level Judges in the United States, Europe and Asia*, Due Process of Law Foundation, November 2013

Toward A World Patent Judiciary, IPTODAY, January 2011, at 8

Scientific Publications in Peer-Reviewed Journals

Haiyu Wang, Su Lin, Evaldas Katilius, Christa Laser, James P. Allen, JoAnn C. Williams & Neal W. Woodbury, *Unusual Temperature Dependence of Photosynthetic Electron Transfer Due to Protein Dynamics*, 113 THE JOURNAL OF PHYSICAL CHEMISTRY 818 (2009)

Haiyu Wang, Su Lin, James Allen, JoAnn Williams, Sean Blankert, Christa Laser & Neal Woodbury, *Protein Dynamics Control the Kinetics of Initial Electron Transfer in Photosynthesis*, 316 SCIENCE 747 (2007)

LEGAL & INDUSTRY EXPERIENCE

WilmerHale 2018 to 2020

Senior Associate, Intellectual Property Litigation

- Patent and copyright litigation and other intellectual property matters, including ANDA litigation on small molecule drugs and litigation on biosimilars under the BPCIA, as well as litigation concerning microprocessors, video compression, and surgical devices

Kirkland & Ellis LLP 2011 to 2018

Associate, Intellectual Property & Advertising Litigation

- Patent litigation, false advertising, trademark, and other intellectual property matters.
- Technologies included telecommunications, Li-Ion batteries, smartphone code, DNA-based medical diagnostic tools, and nutritional supplements
- Consulted on intellectual property legislation, including preparing for congressional hearings

U.S. Court of Appeals for the Federal Circuit Spring 2011

Judicial Intern to Chief Judge Randall R. Rader

U.S. District Court for the District of Maryland Fall 2010

Judicial Intern to Judge Roger W. Titus

Howrey LLP Summer 2010

Law Clerk

Fanelli, Strain, & Haag LLP Fall 2009

Patent Prosecution Intern, Pharma

Department of Labor, Office of the Solicitor
Intern

Summer 2009

The BioDesign Institute at Arizona State University

2005 to 2008

Researcher, Department of BioOptical Nanotechnology

- Genetically modified photosynthetic bacteria and analyzed protein dynamics of photosynthesis using ultrafast laser spectroscopy
- Most Above and Beyond award
- Taught biochemistry laboratory techniques to undergraduate, graduate, and other researchers

FELLOWSHIPS

Thomas Edison Innovation Fellowship, Part Time

2019 to 2020

Antonin Scalia Law School, George Mason University

The Internet Law & Policy Foundry, Part Time

2015 to 2017

PRESENTATIONS

Works-in-Progress Intellectual Property Conference (2021)

Path Dependence at the Federal Circuit

New Voices in Intellectual Property, AALS Annual Meeting (2021)

Path Dependence at the Federal Circuit

Intellectual Property Scholars Conference (2020), Stanford Law School

Certiorari in Patent Cases at the Supreme Court

Akron Law FReD Workshop (2020), University of Akron School of Law

Patent Law's Equitable Defenses

Works-in-Progress Intellectual Property Conference (2020), Santa Clara University School of Law,

Patent Law's Equitable Defenses

Works-in-Progress Intellectual Property Conference (2019), The University of Houston Law Center,

Certiorari in Patent Cases at the Supreme Court

PatCon (2018), University of San Diego School of Law, *The Scope of IPR Estoppel*

Works-in-Progress Intellectual Property Conference (2018), Case Western Reserve School of Law,

The Scope of IPR Estoppel

Tools of Titans DC (2017), *Substantiating Your Advertising Claims*

Kirkland & Ellis LLP Advertising Law Seminar (2016), *Substantiating Your Advertising Claims*

Panelist, This Week in Tech: Photo (2013), *Photosharing on the Web: Know Your Rights*, with Mike Linksvayer, Brian Rose, Catherine Hall, Trey Ratcliff, Zach Arias, and Nichole S. Young

Panelist, Trey's Variety Hour (2011), *The Great Watermark Debate*, with Trey Ratcliff, Miss Aniela, Thomas Hawk, Doug Kaye, Peter Giordano, and Gino Barasa

Other misc. experience: stage acting from age 5; Toastmasters public speaking club since 2012

ADMISSIONS

Bar Admissions: United States Patent and Trademark Office, District of Columbia, California

Court Admissions: United States Court of Appeals for the Federal Circuit; United States Court of Appeals for the District of Columbia Circuit; United States Court of Appeals for the Sixth Circuit; United States District Court for the Central District of California; United States District Court for the Eastern District of Wisconsin

SERVICE AND INTERESTS

Seminars on intellectual property for low-income artists with Washington Area Lawyers for the Arts

Kirkland & Ellis LLP Pro Bono Service Award

Pro bono service for those with intellectual and developmental disabilities, including a 6th Circuit oral argument on behalf of a child with autism regarding the Americans with Disabilities Act

Former competitive fencer, medalist at National Championships and North American Cup

Photographer

REPRESENTATIVE MATTERS

Patent Matters

- *Nokia Technologies Oy v. Lenovo (Shanghai) Electronics Technology Co, Ltd., et al.* (E.D.N.C.; ITC): Counsel for Lenovo in defense of infringement action regarding patents that Nokia asserts to be standard essential
- *Sebela Ireland Limited v. Prinston Pharmaceuticals, Inv. et al.* (Fed. Cir.): Counsel for Sebela in Federal Circuit appeal of patent infringement case regarding drug for treatment of menopause symptoms
- *Vectura Limited v. GlaxoSmithKline LLC et al.* (Fed. Cir.): Counsel for GSK in Federal Circuit appeal of patent infringement case regarding dry powder inhaler drug delivery formulations
- *Wisconsin Alumni Research Foundation v. Apple Inc.* (Supreme Court): Counsel for Apple in opposition to petition for writ of certiorari in patent infringement matter concerning predictions used for out-of-order execution in microprocessors
- *Globalfoundries U.S. Inc. v. Taiwan Semiconductor Manufacturing Company Ltd. et al.* (W.D. Tex.): Counsel for TSMC in defense of patent infringement action concerning manufacturing and design of semiconductors
- Counsel to major technology companies on legislative and regulatory changes to intellectual property laws and agency rules
- *Rex Medical, L.P. v. Covidien LP* (D. Del.): Counsel for Covidien in defense of patent infringement action regarding patents on surgical staplers
- *1A Smart Start, LLC et al. v. Consumer Safety Technology* (D. Del.): Counsel for CST in defense of patent, trade secret, and breach of contract action related to calibration of ignition interlock devices
- *Bristol-Myers Squibb Co. v. Aurobindo Pharma Ltd., et al.* (D. Del.): Counsel for Bristol-Myers in patent infringement action regarding ANDA for proposed generic of Eliquis

- *AbbVie Inc. v. Boehringer Ingelheim International GMBH* (D. Del.): Counsel for AbbVie in patent infringement action under the BPCIA regarding proposed biosimilar of Humira
- *VLSI Technology LLC v. Intel Corp.* (N.D. Cal.; D. Del.; Fed. Cir.): Counsel for Intel in defense of patent infringement actions regarding microprocessor features and manufacturing methods
- *Milwaukee Electric Tool Corp. et al. v. Chervon North America, Inc.* (E.D. Wis.): Counsel for Chervon in a patent infringement action involving lithium ion battery technology in handheld power tools
- *Enzo Life Sciences v. Abbott Laboratories, Inc.* (D. Del.): Counsel for Abbott in patent infringement action in federal district court in Delaware regarding DNA probe technology
- *Certain Formatted Magnetic Data Storage Tapes and Cartridges Containing the Same*, ITC Inv. No. 337-TA-931: Counsel for IBM in patent infringement action in the International Trade Commission regarding magnetic tapes
- *Certain Wireless Telecommunications Equipment and Articles Therein*, ITC Inv. No. 337-TA-866: Counsel for Samsung in patent infringement action in the International Trade Commission about wireless equipment
- Counsel for consumer products company in intellectual property dispute with licensor
- Counsel for major electronics company in enforcement proceeding in the ITC regarding smartphone technologies
- *Infineon Technologies AG v. Atmel Corp.* (D. Del.): Counsel for Infineon in patent infringement action in federal district court in Delaware regarding semiconductor technology

Copyright, Trademark, Advertising, and Other Matters

- Counsel in over a dozen proceedings before the National Advertising Division of the Council of Better Business Bureaus (NAD) and the National Advertising Review Board (NARB), for clients including Abbott Laboratories, Verizon, and The Honest Company
- *Morris v. Wise et al.* (N.D. Ohio): Counsel for media personality and news anchor in suit asserting violations of his right of publicity, privacy, copyrights, and trademarks
- *Dean v. Colgate-Palmolive Co.* (C.D. Cal.; N.D. Cal.; S.D.N.Y.; FTC): Counsel for Colgate in putative class actions and Federal Trade Commission investigation regarding advertising claims on Colgate whitening toothpaste
- *Kroger Co. v. Lidl* (E.D. Va.): Counsel for Lidl in trademark dispute under the Lanham Act concerning private label grocery products, including opposition to preliminary injunction
- *In re: Dial Complete Marketing and Sales Practices Litigation* (D.N.H.): Counsel for Dial in multidistrict class action regarding advertising claims on Dial Complete hand soap
- *Turnbull v. Carfax* (E.D. Va.; 4th Cir.): Counsel for Carfax in putative class action regarding vehicle history services in federal court in Virginia and on appeal to the Fourth Circuit
- *Cablevision Systems Corp. v. Verizon Communications, Inc.* (E.D.N.Y.): Counsel for Verizon in competitive false advertising action in federal district court in New York regarding wireless Internet, including cross-requests for preliminary injunctions
- *Otto v. Abbott Laboratories, Inc.* (C.D. Cal.; 9th Cir.): Counsel for Abbott Laboratories in false advertising class action in federal district court in California regarding Ensure products and in multiple appeals to the Ninth Circuit
- *Cablevision Systems Corp. v. Verizon Communications, Inc.* (E.D.N.Y.): Defended Verizon against competitor's request for temporary restraining order against Verizon's advertising in federal district court in New York regarding Internet speeds
- Counsel in Federal Trade Commission (FTC) proceedings
- *Electronic Arts, Inc. v. Bell Helicopter Textron, Inc. and Textron Innovations, Inc.* (N.D. Cal.): Counsel for Bell Helicopter in trademark, trade dress and unfair competition action in federal district court in California related to helicopters in the game Battlefield 3
- Pro bono counsel to deserving individuals and charitable organizations, including *Sophie G. v. Wilson County Schools* (6th Cir.) regarding disability rights and *United States v. \$17,900* (D.D.C.; D.C. Cir.).

