



## Intellectual Property Law Association of Chicago

### Organization Newsletter

March 2018

To download a printable version of this newsletter click [here](#).

### In This Issue...

1. [President's Letter](#)
2. [In Memoriam - Delores K. Hanna, IPLAC President \(1996\)](#)
3. [IPLAC Women in IP Survey](#)
4. [Future Events](#)
5. [Past Events](#)
6. [New Members](#)

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### President's Letter

Dear IPLAC Members,

Time flies, as I believe this will be the last Newsletter of my term as President which ends at the conclusion of the **Annual Meeting on Tuesday, May 1<sup>st</sup>, 2018** at The University Club of Chicago. Details to follow.

Unfortunately, I begin with some sad news. **Delores K. Hanna**, the first woman president of IPLAC (1996) passed away on January 15, 2018. Please see the tribute to this amazing woman below.

When I began my term, I had three main goals: 1) encouraging all IPLAC members to get or stay involved with the organization; 2) improving the IPLAC website, and 3) invigorating the IPLAC committees in the development and/or hosting of a variety of projects and events for our members. Beginning with the second goal, I am happy to report we have worked to streamline the workflow behind the scenes for getting announcements posted on the website and sent out to our members via email. We are also in the process of upgrading our website platform, and we should be completed with the upgrade prior to May 1<sup>st</sup>. A special thanks to **Brian Barnes** and **Marc Trachtenberg** (chairs of the Website Committee) for working on the upgrade and to **Eileen Flynn** for handling all the many day-to-day posting and emailing responsibilities and helping to develop forms to streamline the behind-the-scenes operations!

Turning to goals 1) and 3), I am so happy to report many members assumed new committee leadership roles during my term including **James M. Amend** and **James C. Munson** (ADR); **Anisha A. Mehta** and **Rachel Gartner** (Advertising and Internet); **Gerri E. Hutson** (Agents, vice-chair); **Adam Wolek** (Biotechnology); **Michelle Zimmermann** (CLE, vice-chair); **Rachel Vorbeck** and **Daniel Bond** (Copyright); **Daniel M. Gurfinkel** (Creator of the Year, vice-chair); **Atanu Das** and **Everado Vergara** (Diversity and Inclusion); Professors **Cynthia Ho** and **David L. Schwartz** (Law School Outreach); **Robert Resis** and **Margaret M. Duncan** (Litigation: Amicus); **Kevin E. Noonan** (Litigation: Claim Construction, vice-chair); Professor **Joshua D. Sarnoff** (Patents-International, vice-chair); **Angelo Christopher** (Public Relations - Social Networking, vice-chair); **Casey Mangan**, **Tiffany D. Gehrke**, and **Jared E. Hedman** (Symposium); **R. Mark Halligan** (Trade Secrets & Unfair Competition, vice-chair); **Brian Barnes** (Website, vice-chair); **Libby O'Neill** and **RiKaleigh Johnson** (Women in IP) and **Dunstan Barnes** and **Ryan Schermerhorn** (Young Members).

Our committees have been doing a tremendous amount of work over the past year including over twenty-eight events since May 1, 2017 and five more planned between now and May 2018 - providing numerous occasions for IPLAC members to get involved and learn about many different IP-related topics. As always, our *Amicus* Committee led by **Bob Resis** and **Peg Duncan** has been ever diligent - preparing five *amicus* briefs filed with the Supreme Court and the Federal Circuit over the past year. And our Claim Construction Committee lead by **Edward Manzo** and **Kevin Noonan** has completed the 2018 Edition of IPLAC's annual *Patent Claim Construction in the Federal Circuit* book. Look for it this Spring.

Finally, I would like to thank the Board and my fellow officers. It has been a great pleasure to have worked with such an outstanding group of hard-working individuals who deeply care about promoting and advancing IPLAC as an organization.

It has truly been an honor to serve as IPLAC's 133<sup>rd</sup> President. I hope to see everyone at the Annual Meeting on May 1<sup>st</sup>.

Very truly yours,

**Paul R. Kitch** ([pkitch@gbc.law](mailto:pkitch@gbc.law))  
President




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## In Memoriam - Delores K. Hanna, IPLAC President (1996)

IPLAC mourns the death of **Delores K. Hanna**, a distinguished intellectual property lawyer and the first woman president of IPLAC. Ms. Hanna died January 15, 2018, in Chicago, at age 90. Former IPLAC President, Mark Feldman (2005), passed along the following tribute:

The Saul Lefkowitz Moot Court competition was her brainchild, and the best brief award is named after her. The Saul Lefkowitz competition is just one of her many legacies. Dolores graduated from the Chicago-Kent IIT College of Law in 1952, at a time when it was rare to have women practicing law. A distinguished practitioner of trademark law, she served on the International Trademark Association Board of Directors. In 1984, Dolores was elected the first female president of INTA. She was instrumental in the establishment of the Trademark Law Review Commission in 1985, and guided the process of revising the U.S. trademark law leading to the enactment of the Trademark Law Revision Act of 1988. Dolores served as president of the Women's Bar Association of Illinois, the Women's Bar Foundation and the Intellectual Property Law Association of Chicago. Her many honors include a Justice John Paul Stevens Award from the Chicago Bar Association, a Founder's Award from the Chicago Bar Association Alliance for Women, a President's Award from INTA and induction into the IP Hall of Fame in 2008.

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## IPLAC Women in IP Survey

IPLAC'S Women in IP Committee is teaming up with Chicago Women in IP ("ChiWIP") to offer programming this summer - but we need your help! Please follow the link <https://goo.gl/forms/31t7MS5CM4ziCeax2> to a brief survey gauging members' interest in a weekend brunch time event. The survey won't take more than a minute, and we ask that all surveys are returned by **Friday, March 30**.

Thank you!  
RiKaleigh Johnson and Libby O'Neill  
Co-Chairs, Women in IP Committee

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## Future Events

### March 22, 2018 - Chicago, IL

#### **The IPLAC Trademarks & Anti-Counterfeiting and Paralegal Committees - Brexit-Challenge or Opportunity? Navigating the Changing European IP Landscape**

British Prime Minister Theresa May says "Brexit means Brexit", but what does it really mean for IP owners operating in Europe? This session will provide practitioners with the information US businesses need to know in order to maintain an effective protection strategy.

This event will take place from **12:00 p.m. - 1:15 p.m. at Madison Room, 10 S. Wacker Drive, Chicago, IL 60606**.

The registration fee is \$30 for IPLAC Members, \$40 for non-members, and \$20 for students.

Please register for this event by clicking [here](#).

Please RSVP no later than March 19, 2018.

## April 10, 2018 - Chicago, IL

### **The IPLAC Diversity and Inclusion - We the People: How to Overcome Blindspots, Biases and Stereotypes**

This highly interactive program starts out by simulating the experience of being on the outside group looking in. Participants then engage in a group discussion on why many Americans find it difficult to engage in subjects of difference, particularly racial difference, and how that difficulty is reflected in the ongoing diversity and inclusion challenges in the workplace. Finally, through the use of large and small group activities, participants will recognize how implicit biases and stereotypes affect how they perceive people who are different, practice how to speak with their peers about difference, and learn crucial skills to resolve conflicts that can arise when different perspectives are given equal space. By the end of the course, lawyer will have: recognized the key roles diversity and inclusion play in today's workplace, implemented strategies to challenge biases and stereotypes, and cultivated conflict resolution skills to utilize in the workplace.

The event takes place from **12:00 p.m. - 1:30 p.m. at the Chicago Kent Law School, Room 370**. The fee is free for IPLAC members and non-members.

To register for this event click [here](#).

Please RSVP no later than March 9, 2018.

## April 18, 2018 - Chicago, IL

### **IPLAC ADR - Breaking a Mediation Impasse in IP Disputes**

Join us for a discussion of how impasses occur in the mediation of IP disputes and techniques for breaking them. (CLE credit pending approval.)

The event will take place from **5:30 p.m. - 7:00 p.m. at Kirkland & Ellis, 300 North LaSalle, Chicago, IL 60654**.

Click [here](#) to register for the event.

The fee is free for IPLAC members and non-members.

Please RSVP no later than April 4, 2018.

## April 19, 2018 - Chicago, IL

### **IP Speed Mentoring**

IPLAC, in conjunction with the Chicago Intellectual Property Alliance, is sponsoring another opportunity for law students to meet IP attorneys from different practice areas in a relatively short period of time. Students have the opportunity to interact with and receive advice from at least ten attorneys during the speed mentoring portion in small groups. Students can follow up with some of these attorneys during the general session and also meet other attorneys as well.

The speed mentoring portion of this event will take place from 5:30-6:30 p.m., followed by the general reception at 6:30-7:30 p.m.

This event will be held at Loyola University of Chicago School of Law, 25 E. Pearson St., 13th Floor.

The fee is free for IPLAC members and non-members.

The education committee is in the process of finalizing the attorney speed mentors to provide a balanced and different group than recent events. In the meantime, any attorney interested in being a speed mentor is welcome to RSVP for the speed mentor part if he or she is interested in being considered. Also, all law students can RSVP for one of both portions and will receive updates of attorney participants once finalized. Anyone interested should RSVP by clicking [here](#).

Please RSVP no later than Thursday, April 12.

## April 24, 2018 - Northfield, IL

### The IPLAC Paralegal Committee - North Suburban Happy Hour Event

The Paralegal Committee is pleased to invite you to a hosted happy hour in the north suburbs. Join us for a fun evening of drinks and appetizers while networking with other IP practitioners. Sponsored by Neal & McDevitt, LLC.

**The event takes place from 5:30 p.m. - 8:00 p.m. at The Happ Inn, 305 Happ Road, Northfield, Illinois.**

**To register for the event click [here](#).**

The fee is free for IPLAC members and non-members.

**Please RSVP no later than April 18, 2018.**

## MAY 1, 2018 - Chicago, IL

### IPLAC Annual Meeting

**When:** Tuesday, May 1, 2018

5:30 pm Reception  
6:00 pm Dinner

**Where:** The University Club of Chicago 76 E. Monroe Street Chicago, IL 60603

**Who:** All Members current on 2018/2019 dues.

Following our custom, dinner will be provided free of charge to all active Members and honorary Members that RSVP. Wine and beer service will be available during the reception before dinner.

#### CREATOR OF THE YEAR AWARD

The IPLAC 2018 Creator of the Year Award will be presented during dinner.

#### IPLAC EDUCATION FOUNDATION

The IPLAC Educational Foundation will present the Scholarship Awards to deserving Chicago Public School high school seniors.

#### ELECTION OF THE OFFICERS AND BOARD

The brief business portion of the meeting will include the election of Officers and Board Members for 2018-2019

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## Past Events

### November 30, 2017 - Chicago, IL

#### IPLAC Young Members Committee - IPLAC Mixer and Beer Tasting

November 30, 2017 was an exciting night for the IPLAC Young Members Committee as they hosted an IPLAC Mixer and Beer Tasting. Over 65 people signed up to attend the event. Attorneys, industry professionals, and law students met at Quarles & Brady LLP to sample beers from Terrapin, Peroni, Pilsner Urquell, Blue Moon, and Leinenkugel, while a tasting specialist from Tenth & Blake educated the crowd on pairings and proper tasting techniques. Guests then continued to sample various beers from Blue Moon and Leinenkugel, as well as other MillerCoors products. The event was a great way for law students and new attorneys to gain exposure to and network with attorneys of various firms and backgrounds. Overall, the night was a great success!



### December 6, 2017 - Deerfield, IL

#### **ChiWIP and the IPLAC Corporate and Women in IP Committees - Managing Diversity and Inclusion in the Legal Profession**

On December 6, IPLAC's Corporate and Women in IP Committees joined with ChiWIP to present a panel discussion on Managing Diversity and Inclusion in the Legal Profession at the Baxter Healthcare offices.

The panel members included **Judge Susan Cox**, Magistrate Judge, N.D. of Illinois; **Linda Coberly**, Managing Partner Chicago Office, Winston & Strawn; **Tracy O'Flaherty**, VP - Associate General Counsel, Baxter Healthcare; and **Kelli McMiller**, Strategic Engagement Leader and VP of Consulting, Kaleidoscope Group, a D&I Consulting Group. **Alison Vance**, Senior Employment Counsel, Fortune Brands moderated the discussion.

The group enjoyed a lively discussion about how and why to increase diversity and inclusion. Studies show that increasing D&I helps to keep the best lawyers. A diverse team of lawyers better reflects the jury who will be hearing the cases.

Some suggestions on ways to increase diversity and inclusion in our offices included implementing a rule similar to the NFL's Rooney rule, where for each open management position, one person of color or female would be interviewed before the position was filled. A suggestion for individuals was to have lunch with someone who is a different from the individual -for example, of a different race, religion, or gender.

### December 7, 2017 - Chicago, IL

#### **Inaugural PTAB Practice Chicago Regional IPR Seminar and Reception**



On December 7, 2017, the IPLAC AIA Trials Committee co-hosted the inaugural Chicago Regional IPR Seminar with the PTAB Bar Association. The seminar was held at John Marshall Law School. Over 70 people attended the event. Sponsored by thirteen Chicago area law firms, the event featured an IPR mini-bootcamp, PTAB and Midwest Regional USPTO update by PTAB **Judge David McKone**, and panel sessions on advanced IPR topics, district court/PTAB interplay, and Supreme Court oral arguments for the Oil States and SAS cases. A networking reception followed the seminar.

The planning committee and moderators for the event included **Robert H. Resis**, Partner, Banner & Witcoff, Ltd; **Howard Levin**, Partner, Haynes and Boone, LLP; **Craig D. Leavell**, Partner, Faegre Baker Daniels LLP; and **Marshall Schmitt**, Partner, Michael Best & Friedrich LLP.

The mini-bootcamp and panels featured experienced practitioners from local area firms including: **Gilberto E. Espinoza**, Partner, Michael Best & Friedrich LLP; **Katie L. Becker**, Partner, Banner & Witcoff, Ltd.; **Jennifer Kurcz**, Partner, BakerHostetler; **James Oehler**, Associate, Brinks Gilson & Lione; **Judge David McKone**, United States Patent and Trademark Office, Patent Trial and Appeal Board; **Rajendra A. Chiplunkar**, Associate, McAndrews Held and Malloy LTD; **David McCombs**, Partner, Haynes and Boone, LLP; **David O'Brien**, Partner, Haynes and Boone, LLP; **Andrew Williams**, Partner, McDonnell Boehnen Hulbert & Berghoff LLP; **Daniel J. Schwartz**, Partner, Faegre Baker Daniels LLP; **David Donoghue**, Partner, Holland & Knight LLP; **Eric J. Maiers**, Shareholder, Greenberg Traurig LLP; **Tom G. Pasternak**, Partner, Akerman LLP; **Jason A. Engel**, Partner, K&L Gates LLP; **Eugene Goryunov**, Partner, Kirkland & Ellis LLP; **John A. Marlott**, Partner, Jones Day.

The agenda included the following:

- I. IPR Mini Bootcamp [12:30 pm - 2:00 pm]
- II. Welcome [2:15 pm - 2:30 pm]
- III. USPTO Update [2:30 pm - 2:50 pm]
- IV. Panel Discussions with Q&A [3:00 pm - 5:00 pm]
- V. Oil States Update [5:00 pm - 5:15 pm]
- VI. Networking Reception [5:15 pm - 7:15 pm]

## February 8, 2018 - Chicago, IL

### IPLAC Young Members Committee - There Will Be Blood (and Beer): A Brief Panel Discussion on *Oil States Services LLC v. Greene's Energy Group, LLC*

An esteemed panel of IPLAC litigators and counsel for amici discussed *Oil States Energy Services LLC v. Greene's Energy Group, LLC*. The panel described the proceedings before the Supreme Court and offer commentary on the issue of whether *inter partes* review violates the Constitution by extinguishing private property rights through a non-Article III forum without a jury. Panelists included **John Linzer** of Quarles & Brady, and **Julianne Hartzell** of Marshall, Gerstein & Borun.

The event took place from 5:30-8:00 PM at Foley & Lardner, 321 N. Clark St., Suite 2800, Chicago, IL 60654. Reception followed featuring oil-themed beer.

Please contact [Andrew Wood](#) with any questions.

## February 22, 2018 - Chicago, IL

### IPLAC Paralegal Committee - Annual Cupcake and Wine Tasting

On February 22, 2018, the IPLAC Paralegal Committee hosted its Sixth Annual Cupcake and Wine Tasting. The event was held at Pazzo's at 311 S. Wacker. Wine and hors d'oeuvres were served by Pazzo's while we tasted cupcakes from Sugar Bliss. This event was sponsored by Jensen Litigation Solutions, RWS Translations, and Fitch Even Tabin & Flannery LLP. Sponsor representatives were [Doug Blanchard](#) who spoke about court reporting and other litigation services; [Dan Barnes](#) who spoke about RWS Translations' translation services; and [Alisa Simmons](#) who spoke about Fitch Even's IP legal services.

## March 7, 2018 - Chicago, IL

### The IPLAC Patents-International Committee - Inside the European Patent Office: Questions & Answers



The International Patent Law Committee, co-chaired by **John S. Paniaguas** and **Josh Sarnoff**, hosted a seminar on March 7, 2018, titled Inside the European Patent Office: Questions and Answers. The seminar was presented by **Mr. Albert Keyack**, European Patent Office Attaché to the United States. The seminar provided an inside look at the European Patent Office and provided valuable patent prosecution practice tips.

## March 8, 2018 - Chicago, IL

### IPLAC Copyright Committee - Is There Anything to Cheer About in the Aftermath of *Star Athletica*: A Structured Panel Q&A

An esteemed panel discussed the Supreme Court's recent decision in *Star Athletica, LLC v. Varsity Brands, Inc.* The panel highlighted key aspects of the proceedings before the Court and how the decision has impacted the intellectual property landscape in a structured Q&A session. Panelists included: **William M. Jay** of Goodwin Procter LLP who represented Varsity Brands, Inc., before the Court; **Regan Smith**, deputy general counsel for the United States Copyright Office; and **Sarah Burstein**, Associate Professor of Intellectual Property Law at the University of Oklahoma College of Law.

The event took place from 12:00 p.m. to 1:15 p.m at Kirkland & Ellis, 300 North LaSalle, Chicago, IL 60654.

## New Members (since October 20, 2017)

Carla Baumel

Isaku Begert

Andrew Chipouras

Justin Doop

Maria Doukas

Christopher Eggert

Catherine Fritz

Sarah Goodman

Judy He

Michael Hopkins

Shannon Hughes

Sarah Johnson

Ann Kotze

Mary LaFleur

Caroline Lourgou

Khalid Matariyeh

Mary McAllister

Anna Mae Mitros

Lizzy Diaz-Ortiz

Thomas Placzek

James Taylor

James Vergara

Harper Xiang

Yan Wang

Saxby Wiles

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IPLAC welcomes submissions of material for its e-newsletter. Please forward information to [Ela Baio](#) of Nixon Peabody, LLP.