



CHRISTENSEN | O'CONNOR  
JOHNSON | KINDNESS



# John D. Denkenberger

Managing Member Chair of Litigation Group

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## Professional Overview

John Denkenberger is the managing member of COJK, a member of the firm's executive committee, and chair of the litigation practice group. John has successfully litigated patent, trademark, trade secret, and unfair business competition issues in federal and state courts. He has also successfully litigated AIA post-grant challenges, including *inter partes* review, before the Patent Trial and Appeal Board. In addition to his litigation practice, John also advises clients on foreign and domestic patent and trademark procurement, technology licensing, and litigation strategies in a variety of technology areas, including mechanical, electromechanical, acoustics, and software. Prior to becoming an attorney, John worked for 10 years as a research and design engineer in the aerospace and aircraft industry.

Since its inception in 2013, John has been named to Intellectual Asset Management's *Patent 1000 — The World's Leading Patent Professionals*. He is ranked in *Chambers USA* for intellectual property law; is recognized in *Managing Intellectual Property* magazine's *IP Stars* for his work in patent law; is included in the list of *The Best Lawyers in America*; and has been named a *Super Lawyer* over the past decade.

## Education

- J.D., *cum laude*, Seattle University School of Law, 1995
- B.S., Mechanical Engineering, State University of New York at Buffalo, 1986

## Professional Experience

- Christensen O'Connor Johnson Kindness<sup>PLLC</sup>  
Seattle, WA

## Technical Experience



- Senior Specialist Engineer  
The Boeing Company, 1991 – 1997
- Structural Engineer  
General Dynamics Corporation, 1988 – 1991
- Associate Engineer  
Grumman Corporation, 1986 – 1988

## Bar & Court Admissions

- Bar Admission: Washington
- Appellate Courts: United States Supreme Court, Federal Circuit, Ninth Circuit
- District Courts: D. Colo., E.D. Tex., W.D. Wash.
- United States Patent and Trademark Office

## Professional Affiliations

- American Bar Association
- American Intellectual Property Law Association
- Asian Bar Association of Washington
- King County Bar Association
- Patent Trial and Appeal Board Bar Association
- Washington State Patent Law Association

## Representative Experience

- *MacNeil Automotive Products Limited d/b/a WeatherTech et al v. Yita, LLC et al*  
U.S. District Court for the Western District of Washington  
Representing WeatherTech in a patent infringement matter relating to protective floor trays for automotive vehicles and their method of manufacture.



- *wedi Corp. v. Hydroblok Grand International Ltd. et al*  
U.S. District Court for the District of Nevada  
Representing defendant Hydroblok Grand International Ltd. against a complaint of false advertising and unfair business practices under federal and state law.
- *MercAsia USA, Ltd. v. Jianqing "Johnny" Zhu and 3BTech, Inc.*  
U.S. District Court for the Northern District of Indiana  
Representing MercAsia USA, Ltd. in enforcing patent rights and to obtain preliminary injunction related to consumer products.
- *DuPont Safety & Construction, Inc. v. Hutchinson SA et al*  
U.S. District Court for the District of Delaware  
Represented Hutchinson SA in a patent infringement matter relating to flame barrier laminates for use in aircraft thermal acoustic blankets.
- *Northwestern University v. King County*  
U.S. District Court for the Western District of Washington  
Represented defendant against allegations of unfair and deceptive trade practices and trademark infringement under federal, state, and common law.
- *Data Management Association International v. Enterprise Warehousing Solutions, Inc.*  
U.S. District Court for the Northern District of Illinois  
Represented plaintiff in matter alleging trademark infringement and unfair business competition.
- *Shinn Fu Company of America, Inc. et al. v. Alltrade Tools LLC*  
U.S. District Court for the Central District of California  
Represented plaintiffs Shinn Fu Company of America, Inc. and Shinn Fu Corporation to enforce patent rights and to obtain declaratory judgments concerning defendant's intellectual property.
- *Bombardier Inc. v. Mitsubishi Aircraft Corporation et al.*  
U.S. District Court for the Western District of Washington  
Represented plaintiff Bombardier, Inc. in a complaint alleging among other claims, trade secret misappropriation under federal and state law.
- *New Flyer Industries Canada ULC, and New Flyer of America Inc. v. Rugby Aviation LLC d/b/a San Juan Airlines*  
U.S. District Court for the Western District of Washington  
Served as local counsel representing plaintiff New Flyer Industries Canada ULC and New Flyer of America Inc. in a trademark infringement case.
- *wedi Corp. v. Wright et al.*  
U.S. District Court for the Western District of Washington  
Represented defendant Hydro-Blok USA LLC, et al. against complaint of various causes of action, including unjust enrichment based on misappropriation of trade secrets.



- *Hydro-Blok USA LLC, et al. v. wedi Corp.*  
U.S. District Court for the Western District of Washington  
Represented Hydro-Blok USA LLC, et al. in patent infringement matter related to prefabricated shower systems.
- *wedi Corp. v. Seattle Glass Block, Inc.*  
U.S. District Court for the Western District of Washington  
Represented defendant Seattle Glass Block, Inc. against a complaint for various causes of action, including breach of contract, breach of fiduciary duty, fraud, and misappropriation of trade secrets.
- *The Tire Hanger Corporation v. Shinn Fu Company of America, Inc., et al*  
U.S. District Court for the Central District of California  
Represented defendants Shinn Fu Company of America, Inc. and Shinn Fu Corporation against complaint for allegations of patent infringement.
- *3BTech, Inc. v. Jingle Master International Ltd.* (IPR2018-00663)  
Patent Trial and Appeal Board  
Represented patent owner Jingle Master International Ltd. in an *inter partes* review proceeding for a certain claim of US Patent No. 7,882,986 related to liquid dispensing devices.
- *Herbert E. Townsend v. Brooks Sports, Inc.*  
U.S. District Court for the Western District of Washington  
Served as local counsel representing plaintiff Herbert E. Townsend in a patent infringement complaint.
- *Glen J. Lerner v. Executive Marketing Consultants, Inc., et al*  
U.S. District Court of Nevada  
Represented defendant Executive Marketing Consultants, Inc. against a complaint for Lanham Act violation and trademark infringement.
- *Microsoft Corporation v. The Software King et al.*  
U.S. District for the Western District of Washington  
Represented defendants against allegations of copyright and trademark infringement and related commercial claims.
- *Protochips, Inc. v. Hummingbird Precision Machine Co. a/k/a Hummingbird Scientific*  
U.S. District Court for the Western District of Washington  
Represented defendant Hummingbird Scientific against allegations of patent infringement pertaining to electron microscope sample holder technology, and to oppose a related motion for preliminary injunction.
- *Dorman Products, Inc. v. PACCAR Inc*  
U.S. District Court for the Eastern District of Pennsylvania  
Represented defendant PACCAR Inc in a declaratory judgment action to enforce various patent rights and defend against various state law unfair business practice allegations.
- *FSI Fabrication, Inc. v Supreme International, Ltd.*  
U.S. District Court for the Eastern District of Washington  
Represented defendant Supreme International, Ltd. against allegations of trade dress infringement.



- *Weatherhaven Resources, Inc. et al. v. Vantem Modular, LLC et al.*  
U.S. District Court for the Western District of Washington  
Represented all defendants in patent litigation matter pertaining to mechanical devices.
- *Alfdex AB et al. v. PACCAR Inc*  
U.S. District Court for the Northern District of Illinois  
Defended PACCAR Inc in patent infringement litigation pertaining to mechanical devices.
- *PACCAR Inc v. Four State Int'l Trucks, Inc. et al*  
U.S. District Court for the Western District of Missouri  
Represented plaintiff PACCAR Inc to enforce intellectual property rights in various design patents, trademarks, and trade dress.
- *InterForm Inc. v. Target Corp.*  
U.S. District Court for the Eastern District of Texas  
Defended Target Corporation in patent litigation matter pertaining to mechanical devices.
- *Molycorp Minerals, LLC v. HaloSource, Inc.*  
U.S. District Court for the District of Colorado  
Represented defendant HaloSource, Inc. in a suit for breach of contract, misappropriation, and declaration of ownership of certain intellectual property related to water purification.
- *Bitreserve, Ltd. et al v Bitgold, Inc. et al.*  
U.S. District Court for the Southern District of New York  
Represented Bitgold, Inc. et al. in a trademark infringement matter.
- *Microsoft Corp. v. Motorola, Inc. et al.*  
U.S. District Court for the Western District of Washington  
Represented third party Research In Motion, Ltd. to prevent public disclosure of sensitive information produced during the course of discovery.
- *Illinois Tool Works, Inc. et al. v. Seattle Safety, LLC*  
U.S. District Court for the Western District of Washington  
Defended Seattle Safety, LLC in a suit for breach of contract, trade secret misappropriation, unfair competition and patent infringement related to crash test sleds.
- *Eazypower Corporation v. Jore Corporation*  
U.S. District Court for the Northern District of Illinois  
Defended Jore Corporation in a patent infringement and patent mismarking case related to flexible extensions for powered screwdrivers.
- *QSC Holdings, Inc. et al. v. Eastern Acoustic Works, Inc.*  
U.S. District Court for the Central District of California  
Defended Eastern Acoustic Works in patent case related to high frequency acoustic speakers.



- *Uniloc USA, Inc et al. v. Engrasp, Inc. et al.*  
U.S. District Court for the Eastern District of Texas  
Defended Seagull Scientific, Inc. in a multi-defendant patent case related to a system for software registration.

## Presentations & Publications

### Presentations

- "How Recent Changes in U.S. Law Affect Patent Procurement Strategy and Portfolio Management," Commission of Intellectual Property 3AF, P2i2015 Intellectual Property and Innovation Symposium (Toulouse, France, September 2015).
- "Intellectual Property: From Fundamentals to Enforcement," Seattle University School of Law, Summer Practice Academy (Seattle, WA, July 2015).
- Panel Discussion, "Post Issuance Proceedings – Their Role in Your IP Strategy," Centerforce USA, Seattle IP Strategy Summit (Seattle, WA, February 2015).
- "H.R. 3309: 'The Innovation Act' and its Likely Impact on Patent Litigation," Licensing Executive Society, Vancouver Chapter (Vancouver, BC, January 2014).
- "Design Patents: An Important Tool in Your IP Toolbox," Christensen O'Connor Johnson Kindness (Seattle, WA, December 2013).
- "Federal Circuit Survey & USPTO Review Procedures," Christensen O'Connor Johnson Kindness (Seattle, WA, June 2013).
- "Panel Discussion on the Supreme Court's Quanta Decision," Washington State Patent Lawyers Association (Seattle, WA 2008).
- "Third Annual Advanced Workshop on Managing Patent Assets," Law Seminars International (Seattle, WA, 2006).
- "Second Annual Advanced Workshop on Managing Patent Prosecution and Litigation," Law Seminars International (Seattle, WA 2005).