

Litigation & Dispute Resolution

Successful companies aggressively enforce and defend their IP rights in the global market. IP litigation, however, can be extremely complex and the stakes are usually very high. At COJK, we understand the inherent risks of litigation, whether to a product line, a business unit, or an entire business. We work with our clients to understand their desired outcomes and develop a litigation strategy that advances their business goals.

We handle all types of IP matters and disputes, including cases that involve patents, trademarks, trade dress, trade secrets, copyrights, and license agreements and contracts. We have represented clients ranging from entrepreneurs to multinational corporations, across a diverse array of industries, including agriculture, aerospace, alternative energy, automotive, biotechnology, computer hardware and networking, construction and building, consumer goods, environmental science, entertainment and gaming, financial services, heavy duty vehicles and machinery, mechanical devices, medical diagnostics and devices, mobile technology and devices, pharmaceuticals, pulp and paper, recreational equipment, semiconductors, software, and telecommunications.

COJK attorneys – many of whom have technical degrees – are skilled at presenting highly complex, technical cases to a judge or jury in an understandable way. We manage all phases of a jury trial, arbitration, mediation, or an appeal, and represent clients nationally and internationally through a close network of foreign associates. Our attorneys have represented clients in federal district courts across the country and before the Court of Appeals for the Federal Circuit. We also have experience with U.S. Customs, with proceedings before the International Trade Commission, and with trademark opposition and cancellation actions before the Trademark Trial and Appeal Board.

Representative matters include:

Federal District Court:

- *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 Western District of Washington
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.
- *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.
- *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.
- *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.
- *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.
- *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.
- *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.

United States Patent and Trademark Office:

- *Yita LLC et al. v. MacNeil IP LLC* (IPR2023-00172)
Representing patent owner MacNeil IP LLC in an *inter partes* review proceeding of US Patent No. 8,899,655 related to vehicle floor trays.
- *Yita LLC et al. v. MacNeil IP LLC* (IPR2023-00173)
Representing patent owner MacNeil IP LLC in an *inter partes* review proceeding of US Patent No. 9,138,917 related to vehicle floor trays.
- *3BTech, Inc. v. Jingle Master International Ltd.* (IPR2018-00663)
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.
- *Taser International, Inc. v. Digital Ally, Inc.* (IPR2017-00515)
Represented petitioner Taser International in an *inter partes* review proceeding for certain claims of US Patent No. 9,253,452 related to surveillance systems.
- *Taser International, Inc. v. Digital Ally, Inc.* (IPR2017-00376)

Represented petitioner Taser International in an *inter partes* review proceeding for certain claims of US Patent No. 8,781,292 related to surveillance systems.

- *Taser International, Inc. v. Digital Ally, Inc.* (IPR2017-00375)
Represented petitioner Taser International in an *inter partes* review proceeding for certain claims of US Patent No. 8,781,292 related to surveillance systems.
- *Dorman Products, Inc. v. PACCAR, Inc.* (IPR2014-00542)
Represented patent owner PACCAR Inc in an *inter partes* review proceeding that challenged the invalidity of US Patent No. D525,731 related to a truck headlight.
- *Dorman Products, Inc. v. PACCAR, Inc.* (IPR2014-00555)
Represented patent owner PACCAR Inc in an *inter partes* review proceeding that challenged the invalidity of US Patent No. D526,429 related to a truck headlight.