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業務分野

特許訴訟・コンサルティング

営業秘密と制限条項

Technology

知的財産

日本プラクティス



概要

ニック・G・サロス弁護士は、特許侵害訴訟や営業秘密訴訟に関する案件を主とする、複雑な知的財産案件を専門としています。特許の実施許諾、商標、著作権、その他知的財産に関する案件でも、アドバイスを提供しています。インターネットコンテンツ配信システム、ソフトウェア、VoIPシステム、暗号化システム、半導体技術、照明コントロール、医療機器、レンズ製造、ターボチャージャー等、広範囲に及ぶ技術範囲において様々なクライアントを代理しています。

サロス弁護士は、2012年から2017年まで毎年、スーパー・ロイヤーズ誌において、知的財産訴訟の「南カリフォルニアにおけるライジング・スター」に選ばれています。また、2016年には、当事務所が原告側を代理して9億4000万ドルを獲得した、ヘルスケア・ソフトウェアの機密情報に関する営業秘密の不正流用、契約違反、詐欺、州及び連邦法違反を請求原因とする訴訟において、主任弁護士の1人を務めました。このウィスコンシン州連邦裁判所における勝訴判決 国史上最大規模の営業秘密案件といわれています。この勝訴判決により、サロス弁護士及び当事務所の弁護士は、「2017年カリフォルニア州のトップ弁護士」賞を受賞しました。

また、2016年には1億3000万ドルでの和解を獲得した営業秘密訴訟でも重要な役割を果たしたほか、サロス弁護士は、米国の裁判所における数多くの特許訴訟や商標関連訴訟において、様々な日本企業を代理しています。

ロースクール入学以前は、機械工学の学位及びバックグラウンドを活用し、衛星やB2ステルス爆撃機等の様々なプロジェクトにおいて、エンジニアを務めていました。当事務所の特許訴訟及びコンサルティング・プラクティスグループのメンバーです。



My mechanical and design engineering backgrounds give me special insights into my clients' technologies, IP portfolio opportunities, and the challenges my clients face.”

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代表的な案件

- Represented a leading provider of process control and motion control systems in a patent infringement case in the Eastern District of Texas. Obtained summary judgment of unpatentability on all asserted claims of four patents, which was affirmed on appeal.
- Represents the leading provider of ticketing and entertainment services in a patent infringement case in the Western District of Texas. The matter is currently ongoing.
- Represents the world leader in electronic health records software and services in the Western District of Texas along with two of the client's customers.
- Represents one of the world's largest hotel companies in a patent infringement case in the Southern District of California. After invalidating three patents in patent office proceedings, won summary judgment of unpatentability for claims of the remaining patent.
- Represented News Corp. subsidiary Move, Inc. and the National Association of Realtors in a trade secret case against online real estate portal Zillow and two of its senior executives. Based on claims of trade secret misappropriation, breach of contract, and breach of fiduciary duty, among others, the case resolved with a \$130 million settlement on the first day of trial.
- Represented Japanese broadcast and video system manufacturer in a patent infringement case in the Eastern District of Texas. After a motion to dismiss based on Section 101 unpatentability, the matter settled.

- Represented the world's leading supplier of consumer lighting control products in the Central District of California for patent infringement against competitors and knock-off vendors. Obtained injunctions or agreements to modify existing products against all defendants.
- Represented Japanese consumer food product manufacturer in a trademark infringement lawsuit in the Western District of Michigan, resulting in a dismissal of all claims against the client.
- Represented Japanese video game manufacturer in a patent infringement lawsuit in the Central District of California, resulting in an early minimal settlement after which the case continued against numerous other defendants for years.
- Represented a prominent surgeon and inventor in a patent infringement dispute against a large biomedical device company that produces spinal instrument systems. After a three-month trial, the jury delivered a \$560 million verdict against the medical device company, as well as findings of breach of various licensing agreements and infringement of all six asserted patents. The case was featured in *The American Lawyer* and *Corporate Counsel* magazines.
- Represented a Japanese video surveillance product manufacturer in a patent infringement action in the District of Delaware that resulted in a settlement before any substantial discovery or motion practice.
- Represented a leading internet content delivery provider in a patent infringement action brought by a competitor in the District of Massachusetts. The plaintiff asserted more than 200 claims in connection with three patents. Mr. Saros achieved successful claim constructions that led to a summary judgment ruling of noninfringement for two of the asserted patents. After a jury trial on the remaining patent, the Court granted a post-trial motion for judgment as a matter of law of non-infringement. Following the conclusion of Mr. Saros' representation, the case continued through multiple Federal Circuit and Supreme Court appeals.
- Represented a major supplier of automotive and consumer products in a patent infringement action in the Northern District of California regarding trench metal oxide semiconductor field-effect transistor (MOSFET) technology. Mr. Saros led a joint defense team of all co-defendants in the action and argued on behalf of the joint team at the technology tutorial and claim construction hearings before the Court. Mr. Saros achieved a successful claim construction on the disputed terms, convincing the Court to change its previous construction of a claim term in an earlier case. All claims against the client were dismissed with prejudice after a favorable *Markman* order.
- Represented a leading internet content delivery provider in a patent infringement action in the Eastern District of Virginia involving three patents and more than 150 asserted claims. Mr. Saros defeated one claim before trial, following a dispositive claim construction order. After a three-week trial, a jury found noninfringement of the remaining two patents. On appeal, the Federal Circuit affirmed.

- California, 2000

経歴

- Loyola Law School, Los Angeles, JD, Order of the Coif; Fritz Burns Scholarship, 2000
- Michigan State University, BS, Mechanical Engineering, 1993

登録済み裁判所

- US Court of Appeals, Federal Circuit, 2001
- US District Court, Central District of California, 2000
- US District Court, Northern District of California, 2000

受賞

- *California Lawyer & Daily Journal*, California Lawyer Attorney of the Year (CLAY) Award, 2017
- *Southern California Super Lawyers*, Intellectual Property Litigation, 2011-2018; Rising Star, 2010
- *Legal 500*, Next Generation Lawyer, Trade Secrets Litigation and Non-Contentious Matters, 2021