

Eugene R. Quinn, Jr.

US Patent Attorney, Law Professor & Founder of IPWatchdog.com

Education:

Franklin Pierce Law Center, Concord, NH, LL.M. in Intellectual Property Law (1998)

Franklin Pierce Law Center, Concord, NH, J.D. (1995)

Rutgers College of Engineering, Piscataway, NJ, B.S. in Electrical Engineering (1992)

Legal & Business Experience:

Partner, White & Quinn, P.C. – 2007 – Present

Practice Areas: Patent consulting, pre-filing advice and patent application drafting

Founder & Editor of IPWatchdog.com, 1999 – Present

Concentration: Consulting with Inventors & Entrepreneurs, Teaching Patent Bar Review

Law Offices of Eugene R. Quinn, Jr., 2001 – 2007

Practice Areas: Copyright, General IP, IP Litigation, Patent Prosecution & Licensing, Trade Secrets

Co-Founder, Vice-President & General Counsel, Orlando Records, LLC, 1999 – 2001

Practice Areas: Contract Drafting & Negotiation, Copyright, Entertainment & Internet Law

Partner, Smith, Quinn & Associates, Managing Member, 1998 -1999

Practice Areas: Patent Prosecution, Litigation Management, Internet Law, E-Commerce

Associate, Hall, Hess, Kenison, Stewart, Murphy & Brown, Litigation Associate, 1995-1998

Practice Areas: Complex Civil Litigation & Appellate Practice

Teaching Experience:

Faculty Member, PLI Patent Bar Review Course, 2001 – Present

Adjunct Professor of Law, **Concord Law School**, 2006 – 2008

Courses: Patent Law, Patent Claim Drafting, Patent Litigation & Patent Application Drafting

Adjunct Professor of Law, **Franklin Pierce Law Center**, 2005 – 2006

Courses: Patent Practice & Procedure 1, Patent & Trade Secret Law

Visiting Assistant Professor of Law, **Syracuse University College of Law**, 2003 – 2005

Associate Director, **NYS Science & Technology Law Center**, 2004 – 2005

Acting Associate Director, Law, Technology & Management, **Syracuse University**, 2003 – 2004

Courses: Technology Transfer, Patent & Trade Secret Law, Patent Prosecution, Property

Visiting Professor of Law, **Temple University Beasley School of Law**, 2002 – 2003

Courses: Civil Procedure, Copyrights, Intro to Intellectual Property, Patents

Visiting Professor of Law, **University Of Toledo College of Law**, 2001 – 2002

Courses: Antitrust, Criminal Law, Patent Drafting, Property, Sports & Entertainment

Adjunct Professor of Law, **Whittier Law School**, Summer 1999, 2000, 2002 & 2003

Courses: Internet Law & Patent Law

Teaching Experience (cont.)

Assistant Professor of Law, **Barry University School of Law**, 1999 – 2001

Courses: Antitrust, Copyrights, Internet, Intro to IP, Property, Sports Law, Trademarks

Adjunct Professor of Law, **Franklin Pierce Law Center**, 1998 – 1999

Graduate Teaching Fellow, **Franklin Pierce Law Center**, 1997 – 1998

Courses: Antitrust, Copyrights, IP Appellate Advocacy, IP Mediation, IP Negotiations, Trademarks

Honors & Distinctions:

Editor & Lead Contributor to PLI Patent Practice Center Blog, 2007 – present

Board of Directors, United Inventors Association, 2008 – present

Editorial Board Member, *Patent World*, 2004 – 2007

Featured Monthly Columnist – “*In Closing*”-*Patent World* – 2004 – 2007

Voted Professor of The Year For 2000/2001 By Students Of Barry University School Of Law

Coach To 2 Semifinal Women Lawyers Association Moot Court Teams, Barry University, 2001

Coach To National Champion GSR Moot Court Teams, Franklin Pierce Law Center, 1997 & 1998

Coach To Semifinal Cybercrimes Moot Court Team, Franklin Pierce Law Center, 1999 First

Person Awarded LL.M. In Intellectual Property at Franklin Pierce Law Center, 1998

Franklin Pierce Law Center Graduate Teaching Scholarship Recipient, 1997-1998

Assistant Editor, *Risk: Issues In Health & Safety*, Franklin Pierce Law Center, 1994 & 1995

National Health Moot Court Competition, Franklin Pierce Law Center, 1995

President, *Phi Alpha Delta Law Fraternity*, Franklin Pierce Law Center, 1993-1994

Slutsky Family Scholarship Recipient, Franklin Pierce Law Center, 1993

Phi Alpha Delta National Service Scholarship Recipient, 1993

Professional Memberships:

American Association Of Law Schools (2001 – 2005)

American Bar Association (1999 – 2001)

American Intellectual Property Law Association (1998 – 2001 & 2004 – Present)

Association Of Trial Lawyers Of America (1995 – 1998 & 2005)

Daniel Webster Inns Of Court (1996 – 1998)

Institute Of Electrical And Electronics Engineers (2004 – 2005)

New Hampshire Bar Association (1995 – Present)

New Hampshire Trial Lawyers Association (1995 – 1999)

Philadelphia Intellectual Property Law Association (2002 – 2003)

Sports Lawyers Association (1999 – 2000)

Toledo Patent Bar Association (2001 – 2002)

United Inventors Association (2006 – Present)

Community Involvement:

Onondaga County Republican Committee (2006 – 2007)

Northeast Little League Coach (2007)

Admitted To Practice:

New Hampshire, State and Federal Courts

United States Court Of Appeals for the Federal Circuit

United States Patent & Trademark Office – Patent Attorney Registration No. 44,294

Publications:

Running the Gauntlet of Claims and Continuations Rules. Patent World (October 2007). 50.
The Impaired Vision of the US Patent System. Patent World (November 2007)
Be the First to File. Patent World (September 2007). 50.
The Idiosyncrasies of Court. Patent World (July/August 2007). 50.
Boiling Point. Patent World (June 2007). 50.
The Need for Speed. Patent World (May 2007). 50.
Mobile Chip Calls for Litigation. Patent World (April 2007). 50.
On the Agenda: US Patent Reform for 2007. Patent World (February 2007). 50.
Not So Fast: Hurdles to An International Patent System. Patent World (December/January 2007). 50.
The Right Solution? USPTO Information Disclosure Proposal. Patent World (November 2006). 50.
Testing Question: KSR v. Teleflex. Patent World (October 2006). 50.
ANDA What Should We Do? Patent World (September 2006). 50.
Simon Says: You Figure it Out. Patent World (July/August 2006 50.)
What's the Use of Calendars? Patent World (June 2006). 50.
Halting the Sands of Time: JPEG Patent Reexamined. Patent World (May 2006). 50.
The Never Ending Story: RIM & NTP Not Backing Down. Patent World (April 2006). 50.
All Together Now: The Need For An EU Wide Patent System. Patent World (March 2006) 50.
Jumping In: The US Supreme Court Makes Its Presence Felt. Patent World (February 2006) 50.
Goodbye To Paper: The USPTO Goes Electronic. Patent World (December 2005/January 2006) 50.
In Defence: Arguing The Benefit of Software Patents. Patent World (November 2005) 50.
Fresh Coat of Paint: The US Patent Office Revises Reexamination. Patent World (October 2005) 50.
Summer Blockbuster: Federal Circuit Clarifies Claim Construction. Patent World (September 2005) 50.
Who Wins? Grokster At The Supreme Court. Copyright World 153 (September 2005) 10.
Weighing In: The Supreme Court Has Its Say On The Safe Harbor. Patent World 174 (August 2005) 50.
Radical Reform: The Senate Urged to Reform US Patent System. Patent World 173 (June 2005) 50.
Nearing the End: The Software Directive Through US Eyes. Patent World 172(May 2005) 50.
The Cost of a Patent. Innovation e-Review (May 2005).
Waiting For Grokster: The Supreme Court Considers File-Sharing. JURIST (May 2005).
Messy Copyright Assumptions. Innovation e-Review (April 2005).
Free For All? The Rise and Rise of the Open Source Movement. Patent World 171 (April 2005) 50.
Patent Shell Game. Innovation e-Review (March 2005).
What is Intellectual Property? Innovation e-Review (March 2005).
Having Fun With Patents: The Animal Toy. Innovation e-Review (March 2005).
Is the Sky Falling? Introducing Product Patents in India. Patent World 170 (March 2005) 50.
Misinforming the Public: How the Press Got Blackberry Wrong. Patent World 169 (February 2005) 50.
Lacking Bite: The Duty Of Candour In A Shambles. Patent World 168 (January 2005) 50.
Columbia University's Retread Patent Scheme. Patent World 167 (December 2004) 50.
Sun Settles Java Infringement Litigation. Patent World 166 (November 2004) 50.
Unequal Partners. The Danger of Joint Ventures with State Universities. Patent World 165 (October 2004) 50.
Playing Patentopoly: Insurance Funding For Small Businesses . Patent World 164 (September 2004) 50.
A Slow Death? Killing The Doctrine Of Equivalents. Patent World 163 (July/August 2004) 50.
The Great Divide: Has Microsoft Abused Its Market Position? Patent World 162 (June 2004) 50.
Tinkering With USPTO Practice. Patent World 161 (May 2004) 50.
The Billion Dollar Carrot: Help On The Way For The Uspto. Patent World 160 (April 2004) 50.
Inequitable Conduct: Hiding Out In The Open. Patent World 159 (March 2004) 50.
The RIAA's Last Stand. JURIST (September 2003).
Dastar v. Fox: Public Domain Wins In Supreme Court. JURIST (June 2003).
Affordable Drugs Vs The Incentive To Invent, JURIST (May 2003).
Trademark Victory for the Little Guy: Victoria's Secret and the Redefinition of Dilution, JURIST (March 2003).
Eldred V. Ashcroft: Looking for the Bright Side,, JURIST, January 2003
An Unconstitutional Patent In Disguise, 41 Brandeis L.J. 33 (2003).
Legal Issues in Building Course Websites: Copyright Law for Academics, 26 Hamline L. Rev. 83 (2003).

Publications (cont.)

Abusing IP Rights In Cyberspace: Patent Misuse Revisited, 28 Wm. Mitchell L. Rev. 995 (2002).
The Proliferation of Electronic Commerce Patents, 28 Rutgers Comp. & Tech. L. J. 121 (2002).
Web Surfing 101: The Evolving Law of Hyperlinking, 2 Barry L. Rev. 37 (2001).
Evolution of Internet Jurisdiction: What A Long Strange Trip It Has Been, 2000 Syr. J. L. & Tech. 1 (2000).
Tax Implications for Electronic Commerce Over The Internet, 4.3 J. Tech. L. & Pol'y 1 (2000).
Using Alternative Dispute Resolution to Resolve Patent Litigation, 3 Marq. Intell. Prop. L. Rev. 77 (1999).

Presentations, Interviews & News:

October 31, 2007, quoted in "Challenge to New Patent Rules Set for Hearing Today", published by the Wall Street Journal Law Blog, regarding GlaxoSmithKline's lawsuit against the PTO and more specifically the preliminary injunction hearing.

October 13, 2007, quoted in "Drug Maker Glaxo Sues U.S. Rule Maker Over Patent Proposal", published by the Wall Street Journal, regarding GlaxoSmithKline's lawsuit challenging PTO final rules relating to claims and continuations.

October 12, 2007, quoted in "GlaxoSmithKline Sues the US Patent Office", published by the Wall Street Journal Law Blog, regarding GlaxoSmithKline's lawsuit challenging PTO final rules relating to claims and continuations.

October 11, 2007, quoted in "Glaxo Sues US Patent Office Over New Rules," published by Pharmed (Star Ledger Blog), regarding GlaxoSmithKline's lawsuit challenging PTO final rules relating to claims and continuations.

February 3, 2006, quoted in "Inventions, Inc.", published by Forbes, regarding the cost of obtaining a patent.

November 2005, quoted in "USPTO to Outsource", published by Patent World, regarding the United States Patent Office plan to begin outsourcing patent search responsibilities to private companies and international IP offices.

October 9, 2005, quoted in "From Aha! To Entrepreneurship", published by the Toledo Blade, regarding how invention submission companies scam independent inventors.

May 19, 2004, quote in "Remembering Brianna LaHara, 12-Year-Old 'Criminal'", published by ECT News Network, regarding recording industry attempts to sue individuals illegally downloading music.

May 16, 2004, quoted in "Gift CDs at Prom Raise Some Copyright Questions", published by Wisconsin State Journal, regarding how the copying and distribution of CDs, even for free, violates copyright law.

May 14, 2004, quoted in "Wisconsin Prom CDs Raise Copyright Concerns", published by USA Today, regarding how the reproduction and distribution of music violates copyright law.

May 9, 2004, quoted in a new story published by MSNBC regarding invention submission companies. The title of the article was "Got An Invention? You, Too, Can Be Scammed."

January 22, 2003, quoted in a new story published in the LA times regarding Arnold Schwarzenegger's ongoing right of publicity case against an Ohio car dealership that used his picture in an advertisement without his permission.

January 22, 2003, Interviewed Regarding Arnold Schwarzenegger's ongoing right of publicity case against an Ohio car dealership live on the radio on "The Dolans", A nationally syndicated financial show.

Presentations, Interviews & News (cont.)

Central State Law Schools Annual Conference, Lexington, Kentucky, September 27-29, 2002.

Presentation of paper titled: "An Unconstitutional Patent In Disguise: Did Congress Overstep Its Constitutional Authority In Adopting The Circumvention Prevention Provisions Of The Digital Millennium Copyright Act?"

Twelfth Annual Conference For Law School Computing, Sponsored By CALI And Held At Chicago-Kent College Of Law, Chicago, Illinois, June 20-22, 2002. Presentation title: "Legal Issues In Building Course Web Sites: Copyright Law for Academics."

University of Toledo College of Engineering, April 17, 2002. Presentation to graduating seniors in the biomedical engineering program on patent law basics and the art of working with patent attorneys.

Internet Law, National Business Institute Continuing Legal Education Program, November 15, 2001. Presentation on Internet personal jurisdiction, intellectual property law and online research.

Toledo Patent Bar Association, November 13, 2001. Presentation Title: "Festo: The Story Behind The Story." Speaking about the Federal Circuit's decision In Festo Corp. V. Shoketsu Kinzoku Kogyo Kabushiki, Co., 234 F.3d 588 (Fed. Cir. 2000).

University of Toledo College of Engineering, November 8, 2001. Presentation to electrical engineering students regarding patent law basics and career opportunities for patent attorneys and patent agents.

Museum Computer Network Conference, Cincinnati, Ohio, October 26, 2001. Presentation on Privacy Implications for Museums in the Internet Generation. Presentation title: "What Can Be Done, What Should Be Done: Privacy Concerns for Museums."

Exploiting the Internet to Further Your Music Career, Orlando, Florida, October 6, 2001. Presentation at the Starrs Showcase, a music industry convention for artists and bands seeking to sign with record labels.

Eleventh Annual Conference For Law School Computing, Sponsored By CALI and held At Suffolk University School of Law, Boston, Massachusetts, June 21-23, 2001. Presentation Title: "Building, Maintaining And Using A Personal Web Site To Enhance Classroom Learning And Professional Development."

Exploiting the Internet to Further Your Music Career, Orlando, Florida, May 12, 2001. Presentation at the Starrs Showcase, a music industry convention for artists and bands seeking to sign with record labels.

First Annual Symposium On Computer & Technology Law, Sponsored By The Rutgers Computer & Technology Law Journal, Newark, New Jersey, April 12, 2001. Presentation on business method and electronic commerce patents.

Copyright Law Workshop, Barry University, Miami Shores, Florida, February 9, 2001. Presentation at faculty focus day, sponsored by the center for excellence in teaching & learning.

Current Issues in Intellectual Property Seminar, American Association Of Museums, New Orleans, Louisiana, December 16, 2000. Speaking on Copyright Infringement concerns associated with Hyperlinking and Framing.

Fair Use for Academics, Barry University, Miami Shores, Florida, April 12, 2000. Presentation at faculty focus day, sponsored by the center for excellence in teaching & learning.

Presentations, Interviews & News (cont.)

In March 2000, Interviewed By Seth Shulman, Columnist For The Technology Review, Published By MIT. The focus of the interview and resulting article was the quality of software patents and patent litigation.

Selling Internationally on the Web, Toledo, Ohio, December 8, 1999, Sponsored by The Legal Institute of The Great Lakes and the Toledo International Law Society. Presentation on taxes, tariffs and duties associated with e-commerce.

ABA International Law Section E-Commerce Program, New Orleans, Louisiana, November 4, 1999. Presentation on recent developments in the United States law regarding jurisdiction based on Internet activities.

Spring 1998, quoted in an article published by The NY Times. The focus of the article was patent litigation and dispute resolution. The interview focused on my empirical research regarding patent litigation and the growing use of various alternative dispute resolution options.