



June 2018

PDF

Winning a Patent Case in the Eastern District of Texas—The “FedEx Way”



by [Jeffrey Berkowitz](#), [Elliot Cook](#)

In recent years, more than 40 percent of patent lawsuits in the United States have been filed in the Eastern District of Texas—a court with a reputation for friendliness to patent owners of all types, whether individual inventors, operating companies, or perhaps most notably non-practicing entities (sometimes disparagingly called “patent trolls”), which are known for buying patents not to use them but to demand royalties. A single federal judge based in Marshall, Texas, has been overseeing about a quarter of all patent cases nationwide—more than the number handled by all federal judges in California, Florida, and New York combined. The Marshall, Texas court even has special rules for managing its many patent cases. **To learn more about Finnegan’s remarkable FedEx victory, click [here](#).**



Related Seminar: Winning Strategies for U.S. Patent Suits

Case Study: FedEx’s Defense Victory over Intellectual Ventures’ \$100M Patent Suit

**Sponsored by Finnegan, Globes IT Magazine, and Atidim
July 9, Tel Aviv, Israel**

Just back from their stunning victory in Texas, the patent litigators who represented FedEx in a high-profile infringement suit will travel to Tel Aviv for an invitation-only event to share insights into how they won a patent suit when the odds were stacked against them. In this case, Intellectual Ventures thought it had FedEx beat when it asserted five patents against numerous systems and processes FedEx uses to support U.S. and international package delivery and tracking services. Although Texas is regarded as the most favorable forum in the United States for patent owners, a team of skilled patent litigators disposed of one patent before suit and convinced a Texas jury to find the four remaining patents not infringed and three of the patents invalid. Finnegan partners Jeff Berkowitz and Elliot Cook will share their strategies on how they achieved this victory, and what your company can do today to prepare to win in the future. **Click [here](#) to register for the seminar.**



Artificial Intelligence and IP Webinar Series: Exploring the AI and IP Landscape

Finnegan is pleased to present an enlightening discussion on the artificial intelligence (AI) and intellectual property (IP) landscape. Recent developments in machine learning and other technologies have greatly advanced AI since its origins more than 50 years ago. This two-part webinar series reveals what is driving many companies to invest heavily in AI, and provides an in-depth analysis of the intersection between AI and IP, including the areas that are receiving the highest levels of attention and new patent filings. **Click [here](#) to download the webinar!**

About Finnegan

Finnegan is one of the world’s largest IP law firms and a go-to source for Israeli companies. We represent more than 100 of Israel’s leading and most sophisticated enterprises, helping navigate IP disputes and patent infringement litigation, counseling on how to strategically protect technology to maximize value, managing patent portfolios, and developing revenue streams through creative patenting and licensing. In the words of *Chambers USA*, “Finnegan’s work is nothing short of exceptional.” www.finnegan.com
www.finnegan.co.il

Finnegan Resources

Finnegan publishes newsletters, blogs, and *IP Updates* that provide news, statistics, and analysis of recent court decisions. Our blogs focus on [Federal Circuit practice](#), [PTAB practice](#), [trademark and copyright law](#), [patent prosecution and counseling](#), [notable IP developments for FDA-regulated products](#), and [intellectual property practice in Europe](#). To sign-up to receive newsletters, blog posts, or *IP Updates*, please click [here](#).



Follow us on

למידע נוסף, צור קשר עם האחראי על הלקוחות הישראליים, עו"ד גרשון פניטש
03-7219629, gereson.panitch@finnegan.com

www.finnegan.com

Copyright © 2018 Finnegan, Henderson, Farabow, Garrett & Dunner, LLP | All rights reserved.