

## TIMOTHY J. BARRON, Partner

*Timothy Barron counsels and advises his clients on intellectual property and antitrust disputes. Businesses seek his help with complex patent and antitrust matters involving technologies as diverse as pharmaceuticals, surgical patches, contact lenses, medical products, food processing machinery, mechanical devices, chemical processes, computer software, networking equipment and other electronic devices.*

Mr. Barron has extensive experience in major patent infringement trials and arbitrations, and at *Markman*, summary judgment and injunction hearings. He recently obtained a Federal Circuit affirmance of a complete defense verdict for the world's leading manufacturer of contact lenses in a major patent infringement jury trial involving the company's best-selling product. He also recently prevailed in an *Inter Partes* Review, in which the US Patent Office invalidated a patent asserted against his client in district court litigation. He successfully obtained the dismissal of a patent suit in the Eastern District of Texas involving fibrin sealant patches used in surgery. Mr. Barron also represents his clients in antitrust actions involving patent or other intellectual property issues.

Mr. Barron is a partner in the firm's Litigation Department and a member of the Patent Litigation and Counseling Practice. He serves the firm as a member of the International and Opinion Letter Committees as well as the Associate Development and Evaluation Committee. Prior to law school, he worked as an engineer at a leading manufacturer of equipment for the industrial air handling market, obtaining comprehensive experience in product development, industrial design and systems testing.

Mr. Barron is committed to service in his field. An active member of the American Bar Association and the American Intellectual Property Law Association, he has spoken on major patent issues to various groups and has authored articles on important topics in intellectual property law. In his pro bono practice, Mr. Barron has successfully defended the rights of indigent clients. In recent years, Mr. Barron represented an inmate in an appeal before the Seventh Circuit Court of Appeals, successfully overturning the district court's dismissal of his civil rights lawsuit. Mr. Barron has been appointed by United States district courts to represent indigent parties in civil rights lawsuits. In May 2014, Mr. Barron received the Award for Excellence in Pro Bono Service from the US District Court for the Northern District of Illinois.

A few of Mr. Barron's significant accomplishments in patent cases include:

- Obtaining a complete defense verdict for the world's leading contact lens manufacturer in a major patent infringement jury trial involving the company's best-selling product. The trial judge had earlier granted judgment of no willful infringement as a matter of law. The verdict was recently affirmed on appeal.
- Prevailing in a US Patent Office *Inter Partes* Review on behalf of a client in the transportation industry. The US Patent Office invalidated the patent, which had been asserted against the client in District Court litigation.



## TIMOTHY J. BARRON Partner

### CHICAGO

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### PRACTICE GROUPS

Complex Commercial Litigation

Japan Practice

Litigation

Patent Litigation and Counseling

### INDUSTRY GROUPS

Life Sciences

### EDUCATION

Santa Clara University, JD, 1990

Iowa State University, BS (Mechanical Engineering), 1985

### ADMISSIONS

California, 1990

Illinois, 1992

### COURT ADMISSIONS

US Patent and Trademark Office, 1996

US District Court, Northern District of Illinois, 1994

US Court of Appeals, Seventh Circuit, 2004

US Court of Appeals, Ninth Circuit, 1991

US Supreme Court

Illinois Supreme Court, 1992

US District Court, Eastern District of Wisconsin, 2010

US District Court, Central District of Illinois, 2009

US District Court, Eastern District of California, 1991

- Obtaining the dismissal with prejudice of a patent infringement suit brought against a manufacturer of fibrin sealant patches. The plaintiffs, the owners of the two patents and its exclusive licensee, dismissed the suit with prejudice before trial.
- Receiving a decision completely exonerating a manufacturer of endoscopic surgical instruments in an arbitration brought by an inventor.
- Obtaining both the reversal of a district court finding of infringement and the entry of judgment in favor of his client, a leading manufacturer of intraocular lenses.
- Representing a leading manufacturer of high-volume food processing machinery in multi-case patent litigation, leading to a favorable settlement.
- Obtaining a jury verdict of infringement against a competitor on behalf of the company that introduced the gelcap form of medication in the United States.
- Representing a market leader in the defense of a patent infringement suit relating to intravenous catheters, resulting in a favorable settlement without trial.

US District Court, Northern District of California, 1990

US District Court, Central District of California, 1991

US Court of Appeals, Federal Circuit, 2007

## **Other Relevant Experience**

- Obtaining defense verdicts in several jury trials of medical malpractice cases.
- Obtaining a verdict in favor of a major retailer suing a multi-national construction firm in a case involving the collapse of a distribution warehouse.
- Representing clients in antitrust actions, product liability lawsuits, insurance coverage actions and securities cases.

## **Awards**

- US District Court for the Northern District of Illinois  
Award for Excellence in Pro Bono Service, 2014

## **Community Involvement**

- St. Vincent de Paul Society  
Member 2009 - Present
- Marillac House  
Tutor/Mentor

## Service to the Bar

- American Bar Association  
Member, Patent Litigation Committee  
Taskforce Member
- American Intellectual Property Association  
Member
- Chicago Bar Association  
Member

## Publications

- "Supreme Court Upholds, and Changes, IPR Administrative Patent Challenges in Oil States and SAS", April 25, 2018
- "The Patent Misuse Defense After Princo," *Intellectual Property Litigation Newsletter*, ABA Section of Litigation's Intellectual Property Litigation Committee, Vol. 22, No. 2, Winter 2011

## Speaking Engagements

- "Contemplating the Obvious: How to Present Obviousness in a Post-KSR World?" Practising Law Institute, June 14, 2016
- "Patentability Issues in Life Sciences," US Patent Forum 2015, March 18, 2015
- "Intellectual Property in the Contact Lens Field: Past, Present and Future," 43rd Congress of the International Society of Contact Lens Specialists, May 22, 2014
- "Intellectual Property in the Food Industry," North American Meat Association's MEATXPO'13, February 12, 2013
- Panelist, Law Bulletin Seminars Corporate Intellectual Property Conference, Chicago, IL, July 15, 2009