

John Levy, Ph.D. – Litigation Support Experience

Summary:

Engaged as an expert in over 60 cases, including IPRs in at least 5 cases
Testimony at trial in 6 cases plus one arbitration hearing
Testimony at Markman or tutorial in 6 cases
Deposition in 23 cases
Expert report in 22 cases *plus declaration* in 11 cases
Expert (neutral) advisor to Court in 3 cases

Note: underlined engagements are currently active

2017:

Papst Licensing v. Panasonic et al. - Misc. Action No. 07-493 (RMC) MDL No. 1880 Dist. DC
Patents related to interface technology
Role: expert for Defendants (camera manufacturers), **declaration on claim construction, deposition, testimony at tutorial and Markman hearing**
Status: Awaiting Markman ruling from Judge Moss
Jeffer Mangels Butler & Mitchell – Los Angeles and 4 other law firms
Rachel Capoccia 310 201-3521

Avid v. Harmonic - 1:11-cv-01040-GMS Dist. Delaware
Patents related to distributed video data storage
Role: expert for Defendant Harmonic, **expert reports on noninfringement & invalidity, depositions, 2014 trial testimony; 2017 expert report on noninfringement**
Status: 2014 jury verdict found no infringement; appealed; remanded in 2016 for retrial; settled in 2017, 3 weeks before trial
Wilson Sonsini Goodrich & Rosati – San Francisco & Palo Alto
Mary Procaccio-Flowers 650 849-3025

Future Link Systems v. Intel 1:14-cv-00377-UNA (Dist. Delaware)
Patents related to buses and interfaces
Role: expert for Defendant Intel; **declarations for claim construction, expert reports on invalidity and noninfringement; deposition; declarations for related IPRs**
Status: Settled 3 weeks before trial
Kirkland & Ellis – San Francisco, Palo Alto, New York and Chicago
Jon Carter 212-446-4850 Eric Cheng 650 859-7046

2015 - 2016:

Crossroads Systems v. Dot Hill Systems Corp. 1:13-cv-00800-SS W. Dist. TX (Austin)
and **Oracle** -00895, **Huawei** -01025, **Cisco** -00148, **NetApp** -00149, **Quantum** -00150
Patents related to virtual local storage
Role: expert for plaintiff Crossroads Systems; **expert report, deposition & testimony** for Markman
Sprinkle IP Law Group, Austin
John Adair 512 637-9223 Elizabeth Brown Fore 512 637-9220 Steven Sprinkle 512 637-9221

Dot Hill Systems Corp. v. Crossroads Systems 1:15-cv-01380-REB-KMT (Dist. Colorado)
Patents related to virtual local storage
Role: expert for defendant Crossroads Systems;
Blank Rome - Houston
Domingo Llagostera (713) 632-8682

InContact v. IDI Billing Arbitration Case No. 01-14-0000-3272

Commercial dispute related to telephone & SaaS billing software

Role: expert for plaintiff InContact; **declaration & deposition**

Hatch, James & Dodge P.C., Salt Lake City

Mark Richards 801 363-6363

Kinglite Holdings v. MicroStar et al. 2:14-cv-03009 Cent Dist CA – Los Angeles

Patents related to BIOS functions

Role: expert for plaintiff and Patent Owner Kinglite Holdings in 3 IPR proceedings

Stadheim & Grear – Chicago

George Summerfield 312 755-4400

Intellectual Ventures v. Toshiba 1:13-cv-00453-SLR Dist. Delaware

Patents related to SATA interface

Role: consulting expert for plaintiff IV

Desmarais – New York

David O'Steen 212-808-2977

Inter-Partes Reexamination (re Enova v. Seagate 1:13-cv-01011-LPS Dist. Delaware)

Patents related to encryption of data to/from disk drives

Role: expert for petitioner Seagate;

Faegre Baker Daniels – Palo Alto

Calvin Litsey 650 324 6708

2013-2014:

Quantum v. Crossroads Systems 3:14-cv-04293-WHA N Dist CA (SF)

Patent related to tape libraries

Role: expert for defendant Crossroads Systems; **declaration & deposition** for claim construction

Status: Settled

Blank Rome, Houston and Sprinkle IP Law Group, Austin

Domingo Llagostera 713-632-8682 Scott Crocker 512 637-9220

Vir2us v. Invincea 2:15-cv-00162-HCM-LRL E. Dist. VA (Norfolk)

Patents related to virtual computer environments

Role: expert for plaintiff Vir2us

Bunsow, De Mory Smith & Allison – Redwood City, CA

Cliff Win 650 351-7243

Mirror Worlds v. Apple 6:13-cv-00941-LED EDTX

Mirror Worlds v. Microsoft, Samsung, Lenovo, HP, Dell 6:13-cv-00419-RWS EDTX

Patents related to information search & display

Role: expert for plaintiff Mirror Worlds;

Dovel Luner, Los Angeles

Sean Luner (310) 656-7066

Inter-Partes Reexamination (re Arendi v. Apple 1:12-cv-01596-LPS Dist. Del.,
Arendi v. Motorola Mobility 1:12-cv-01601-LPS Dist. Del.)

Patents related to handling of name and address retrieval across applications

Role: expert for patent owner Arendi; **expert declarations, depositions**

Sunstein Kann Murphy & Timbers – Boston

Robert Asher 617 443-9292 Bruce Sunstein 617 443-9292 John Stickevers 617 443-9292

Inter-Partes Reexamination (re Veeam v. Symantec)

Patents related to backup/restore and data replication

Role: expert for patent owner Symantec Corp.; **expert declarations, depositions**

Bryan Cave – St. Louis & New York

Dan Crowe 314 259 2619

Joe Richetti 212 541 1092

Hassan Albakri 212 541 2035

DDB Technologies v. Fox Sports Interactive et al. 1:11-cv-01014-LY W.Dist.TX (Austin)

Patents related to broadcasting sports events for animation on a computer

Role: expert for Plaintiff DDB Technologies; **declaration, expert reports on infringement & validity, depositions, trial testimony**

McDonnell Boehnen Hulbert & Berghoff – Chicago

Rory Shea 312 913-3337 Michael Gannon 312 913-2139

Ericsson v. Samsung ITC 337-TA-862

Patents related to Java interpreter and user input

Role: expert for Respondent Samsung, **expert reports on noninfringement, deposition**

Fish & Richardson – Washington, DC

Ahmed Davis 202 626-6379

CSR v. Freescale 3:12-cv-02619-RS N.Dist.CA

Patents related to serial interface

Role: expert for Plaintiff CSR

DLA Piper – Palo Alto & San Francisco

Timothy Lohse 650 833-2055

SuperSpeed v. Google 4:12 cv 01688 S.Dist.TX

Patent related to caching in a network

Role: expert for Defendant Google

Kasowitz Benson Torres & Friedman – Redwood Shores, CA

Gabriel Gross 650 453-5414

Mediatek v. Freescale 4:11-cv-05341-YGR N.Dist.CA

Patents related to bus priority and transfers

Role: expert for Plaintiff Mediatek

Wilmer Cutler Pickering Hale and Dorr – Palo Alto & New York

Adele Frankel 212 937 7273

Robocast v. Microsoft 1:10-cv-01055 Dist.Delaware

Patent related to automated browsing system

Role: expert for Defendant Microsoft

Fish & Richardson – Boston

Sivananda Reddy 617 521-7085

2011-2012:

Summit Data Systems v. EMC & NetApp 1:10-cv-00749-GMS Dist.Delaware

Patents related to file access over multiple network connections

Role: expert for Plaintiff Summit Data Systems, **expert report, deposition**

Morris, Manning & Martin LLP – Atlanta

Bryan Harrison 404 504-7619

Tropicana Las Vegas v. Weseri et al. Clark County, NV, Case no. A618625

Breach of contract dispute related to in-room television services

Role: expert for Plaintiff Tropicana Las Vegas, **expert report**

Glaser Weil Fink Jacobs Howard Avchen & Shapiro LLP – Los Angeles

Brad Parr 310 282-6241

Advanced Processor Technologies v. Analog Devices et al. 2:11-cv-00019-JRG E.Dist.TX

Patents related to instruction cache, translation lookaside buffers, virtual pages

Role: expert for co-defendant Marvell

Fish & Richardson P.C., Redwood City, CA

Joseph Colaianni, Jr. 202 626-6434 Jerry Yen 650 839-5012

Mentor Graphics v. EVE-USA 3:10 CV 954 HU Dist.Oregon

Patent related to circuit design emulation

Role: expert for defendant EVE

Cooley LLP, Palo Alto

Ricardo Rodriguez 650 843-5000

Inter Partes Reexamination of US Patent 6,993,661 (re_Garfinkle v. Decru & NetApp 5:07cv19)

Patent related to sanitizing disk storage units

Role: expert for Patent Owner Garfinkle; **declaration**

Fortkort & Houston, P.C., Austin, TX

Michael Fortkort 703 435-9390

MonkeyMedia v. Apple, 1:10-cv-00319 W.Dist.TX (Austin)

MonkeyMedia v. Buena Vista et al. 1:10-CV-00533

Patents related to user interfaces with salience controls; seamlessly expanding;

Role: expert for plaintiff MonkeyMedia; **Expert report on claim construction, deposition & testimony at Markman**

Graves Dougherty Hearon & Moody, Austin

Steven Smit 512 480-5653

Crossroads Systems v. 3PAR et al. 1:10-cv-652-SS W.Dist.TX (Austin)

Crossroads Systems v. Infortrend Corp. et al. 1:10-cv-104-SS

Patents related to virtual local storage

Role: expert for plaintiff Crossroads Systems; **expert report** for Markman

Sprinkle IP Law Group, Austin

John Adair 512 637-9223 Elizabeth Brown Fore 512 637-9220 Steven Sprinkle 512 637-9221

In the matter of certain USB portable storage devices, ITC 337-TA-788 TRE

Patents related to encryption in flash drives

Role: expert for Respondent Imation; **expert reports, deposition**

Dorsey & Whitney, New York & Minneapolis

Paul Ackerman 212 415-9372

In the matter of certain DRAM and NAND flash memory devices ITC 337-TA-803 EJJ

Patents related to memory chip design

Role: expert for Complainant (IV v. Elpida); **expert report, deposition, testimony** in Markman

Irell & Manella, Los Angeles

Brian Ledahl 310-203-7927

Enova v. Initio et al. 10-004-LPS Dist.Delaware

Patents related to disk data encryption

Role: expert for defendants including Western Digital

Connolly Bove Lodge & Hutz, Los Angeles

Manuel Nelson 213 787-2515

Garfinkle v. Decru and Network Appliance 5:07cv19

Patent related to sanitizing disk storage units

Role: expert for Plaintiff Garfinkle; **declaration**

Bernstein Litowitz Berger & Grossman, New York

Joshua Raskin 212 554-1590

Convolve v. Dell et al. 2:08-cv-244 E.Dist.TX (Marshall)

Patents related to hard disk drive management

Role: expert for co-defendant **Western Digital**; **trial testimony, expert report on noninfringement, deposition**

Irell & Manella, Los Angeles

Garland Kelley (310) 282-6215 (now at Glaser Weil)

Richard Birnholz 310 203-7052

Xpoint Technologies v. Intel et al. 09-CV-0026 SLR Dist.Delaware

Patents related to backup & recovery in computers

Role: expert for plaintiff Xpoint Technologies - **expert report on infringement**

Bernstein Litowitz Berger & Grossman, New York

Chad Johnson 212 554-1396

Sughrue Mion, Washington, DC

John Rabena 202 663-7472

Kelly Hyndman 202 663-7404

Lenovo v. Shuttle, 5:08-CV-3454 JF

Patents related to BIOS and power management

Role: expert for defendant Shuttle

Sidley Austin, Palo Alto

Robert Morrill 650 565-7010

Peter Kang 650 565-7006

2009-2010:

Mirror Worlds v. Apple 6:08-CV-88 LED E.Dist.TX (Tyler)

Patents related to stream-based information management

Role: expert for plaintiff Mirror Worlds; **trial testimony, expert report, deposition**

Stroock & Stroock & Lavan, New York

Joseph Diamante 212 806-5472

Ian DiBernardo 212 806-5867

Ken Stein 212 806-5491

Ireland Carroll & Kelley, Tyler, TX

Otis Carroll 903 561-1600

Watson v. Raytheon 37-2008-00084769-CU-OE-CTL

Class action related to wage & hour laws for software engineers

Role: expert for defendant Raytheon; **expert declaration**

DLA Piper, San Diego

John Fitzsimmons 619 699-2972

Rick Storms 619 699 3526

Year	Caption	Venue	Law firm/client	Role	trial	dep	other	rpt	dec
2009	Convolve v Compaq		Bartlit Beck (Compaq), Chicago	Hard disk expert		Yes		Noninfr	
2009	NetApp v Sun		DLA Piper (Sun), WDC	Storage expert			Tutorial, Markman		
2009	CCCC v Intel	NDCA	Morrison & Foerster (Intel), Palo Alto	CPU design expert			Tutorial		Claim Constr.
2008	Chamberlain v Overhead Door		Latham & Watkins (Ovrhd Door), Chicago	Software (firmware) expert		Yes		Noninfr	

Year	Caption	Venue	Law firm/client	Role	trial	dep	other	rpt	dec
2008	OPTi v AMD et al.	NDCA	Ropes & Gray (AMD), Palo Alto	Bus design expert					
2008	PC Doctor v Ultra-X	NDCA	Tingley Piontkowski (Ultra-X), San Jose	Bus design (USB) expert					
2008	class v Dell	WDTX	Reeves & Brightwell (Dell), Austin	PC design expert					
2008	ecompare v Priceline		Sedgwick Detert (Priceline), Los Angeles	Software expert					Trade secrets
2008	ProMOS v Freescale		Jones Day (Freescale), Cleveland	CPU design expert					
2008	Griffin v Dell Canada	Ontario, Canada	Gowling Lafleur (Dell Can.), Toronto	PC design expert		Yes	PC inspections		Failure report
2008	HGST v Samsung		McDermott Will (HGST), WDC	Hard disk expert					Claim Constr.
2007	Pub Util Dist v Black & Veatch	WA arbitration	Husch & Eppenberger (Black & Veatch), Kansas City	Software design expert	Yes (arb)			Yes	
2006	EchoStar v TiVo	NDCA	Morrison & Foerster (EchoStar), Palo Alto	Storage system expert					
2006	Gateway v HP		DLA Piper (HP), Palo Alto	Hard disk expert					
2006	LG v FIC	Netherlands	NautaDutilh (FIC), Amsterdam	CPU design expert				Noninfr	
2005	Chang v SBC (personal injury)	San Francisco Co. (CA)	Meisel & Krentsa (Chang), SF	Engineering job reqts expert		Yes			
2005	Quovadx	SEC	Wilson Sonsini (Quovadx), Palo Alto	Software industry practice expert					Wells Notice response
2005	class v PC mfr		Morgan Lewis (PC mfr), Phila	PC design expert			Testing of PCs		
2005	Softwire v National Instr.	DMA	Cesari & McKenna (Softwire), Boston	Bus design expert					

Year	Caption	Venue	Law firm/client	Role	trial	dep	other	rpt	dec
2005	Micron v Motorola		Merchant & Gould (Mot), Atlanta	Bus (ATA) expert					
2005	Seagate v Atmel	Santa Clara Co. (CA)	Farella Braun (Atmel), San Francisco	Hard disk expert					
2004	F5 Networks v Radware	WDWA	Hon. Marsha Pechman, WDWA	Neutral expert – web			Tutorial for Court		
2004	MKE v Maxtor & Quantum		Weil Gotshal; Dewey Ballantine (MKE), New York	Hard disk expert			Factory visit (trade secret)		
2004	LG v FIC et al.	NDCA	Squire Sanders (FIC & Asustek), Palo Alto	CPU design expert		Yes		Noninfr	
2004	LG v FIC et al.	NDCA	Orrick (Compal), Menlo Park	CPU design expert		Yes		Noninfr	
2003	Brookhaven Typeset v Adobe	NDCA	Hon. Ronald Whyte, NDCA	Neutral expert - software					
2003	Oak Tech v UMC	NDCA	Hon. Ronald Whyte, NDCA	Neutral expert – I/O					
1988	NEC v Intel	NDCA	Skjerven, Morrill (NEC), Santa Clara	Firmware & CPU design expert			Trial prep		
1986	SCP v Microsoft	King Co. (WA)	Bogle & Gates (SCP), Seattle	Software expert	Yes	Yes			
1978	DEC v MSC	NDCA	Cesari & McKenna (DEC), Boston	Inventor	Yes	Yes			