
LEX MACHINA

**“Those who fail to learn from history are doomed to repeat it.”
[Churchill]**

Stanford IPLC Donors

WINSTON
& STRAWN
LLP



ORACLE®

Ewing Marion
KAUFFMAN
Foundation



Genentech
IN BUSINESS FOR LIFE

CORNERSTONE
RESEARCH



Fenwick
FENWICK & WEST LLP

Microsoft®

Seed Investors

STANFORD
UNIVERSITY

Microsoft®

Law Firm IPLC Users

ROPES
& GRAY

SIMPSON
THACHER



WEIL GOTSHAL

quinn emanuel trial lawyers
quinn emanuel urquhart & sullivan, llp

REFERENCES

THE ECONOMIST

Smart-Phone Lawsuits: The Great Patent Battle

- October 21, 2010

THE WALL STREET JOURNAL

Tech Firms Intensify Clashes Over Patents

- October 4, 2010

Apple Seeks to Block Patent Verdict

- October 4, 2010

SPIEGEL ONLINE

Streit um Smarphones: Tech-Riesen ziehen in den Patentkrieg

- February 8, 2011

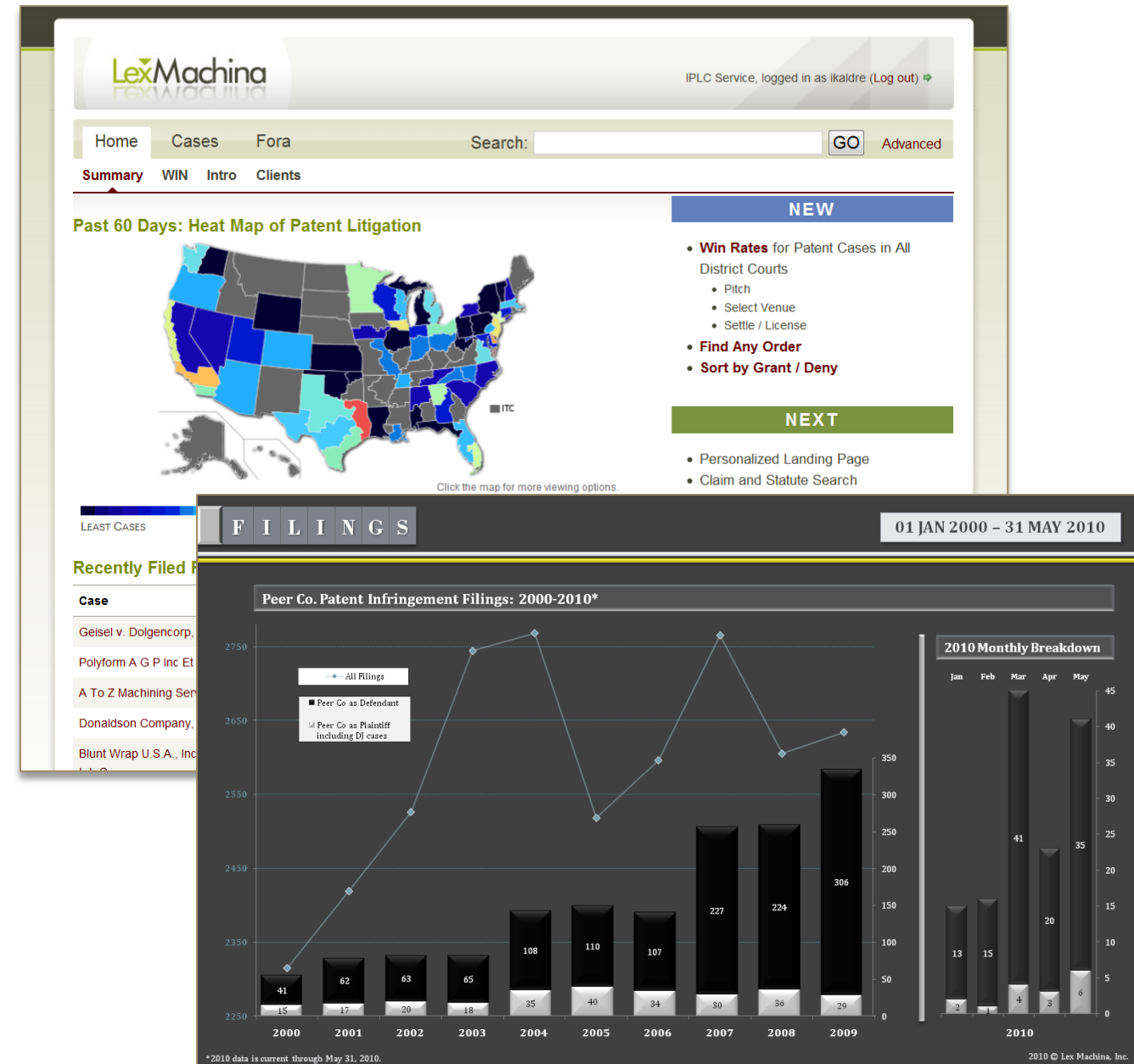
ELEMENTS:

IP Litigation Clearinghouse (IPLC) & ITC

- Largest known legal-empirical database in world.
- Over 24,000 patent infringement outcomes.
- Users: Fed Courts, Leading Law Firms, Executive Branch, Major Tech Companies.

LMI Advanced Reports

- Analyze case filings, outcomes, and terminations.
- Acquire historical tactical intelligence.
- Improve marketing through appraisal of client, judge & venue.



IP Litigation Clearinghouse (IPLC) & ITC Demonstration

Advanced Search

Search Terms
 Complex query v

SEARCH

CLEAR

▶ [View help](#) (Applies only to Complex queries)

▶ Party Search Examples

- Antitrust
- Copyright
- Declaratory Judgment
- Patent
- Trade Secret
- Trademark

Filing Date Range:

to

Party Filings

Milestones

Orders

Event Date Range:

to

All Districts
 FIRST CIRCUIT

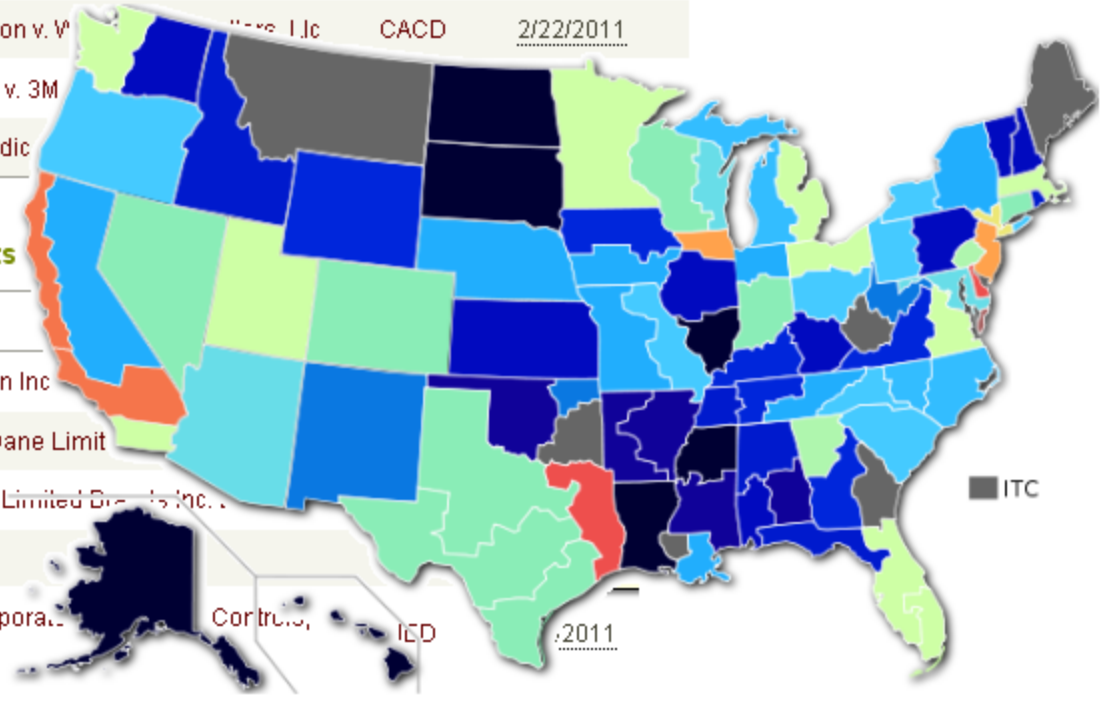
Judge's Last Name

Recently Filed Patent Cases [\(View All\)](#)

Case	Court	File Date
Globalmedia Group Llc v. Logitech Inc	CAND	2/22/2011
Koelsch v. Stoneman Et Al	AZD	2/22/2011
Vinotemp International Corporation v. V... ... Llc	CACD	2/22/2011
Shurtape Technologies, Llc Et Al v. 3M		
Bsn Medical, Inc. v. American Medic		

Recent Patent Trial Events

Case
Furminator, Inc., Et Al. v. Munchkin Inc
Stoughton Trailers, Llc v. Great Dane Limit
Laboratory Skin Care Inc. Et Al v. Limited Br... ... Inc.
Alexsam, Inc. v. Idt, Corporation
Lear Automotive Dearborn, Incorporated... Incorporated



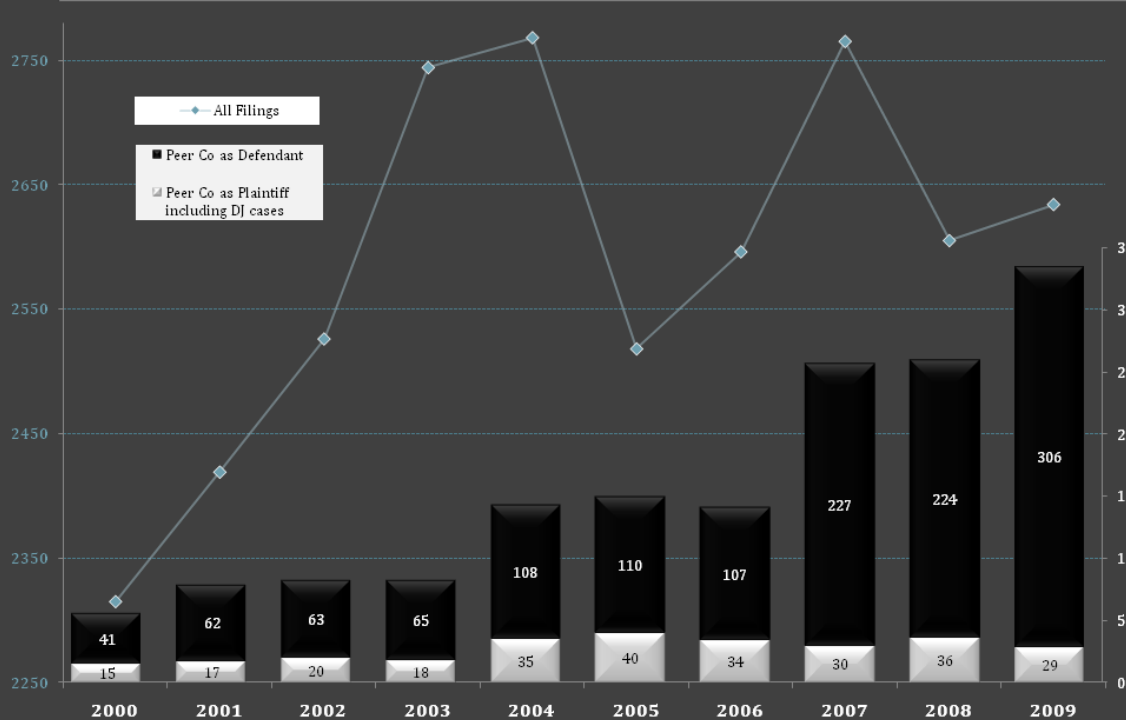
**LMI Advanced Reports
Exemplars**

FEDCIR Rulings

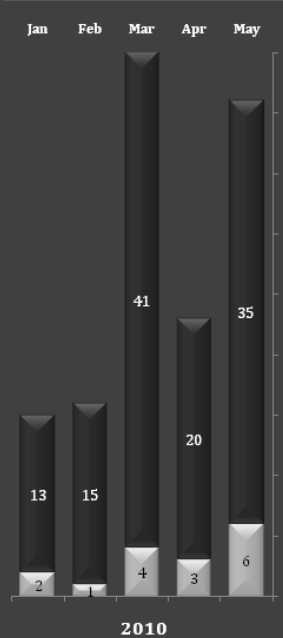
F I L I N G S

01 JAN 2000 - 31 MAY 2010

Peer Co. Patent Infringement Filings: 2000-2010*

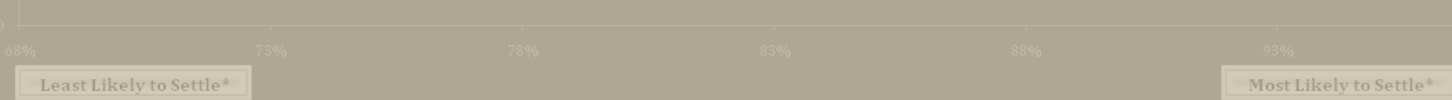


2010 Monthly Breakdown



*2010 data is current through May 31, 2010.

2010 © Lex Machina, Inc.



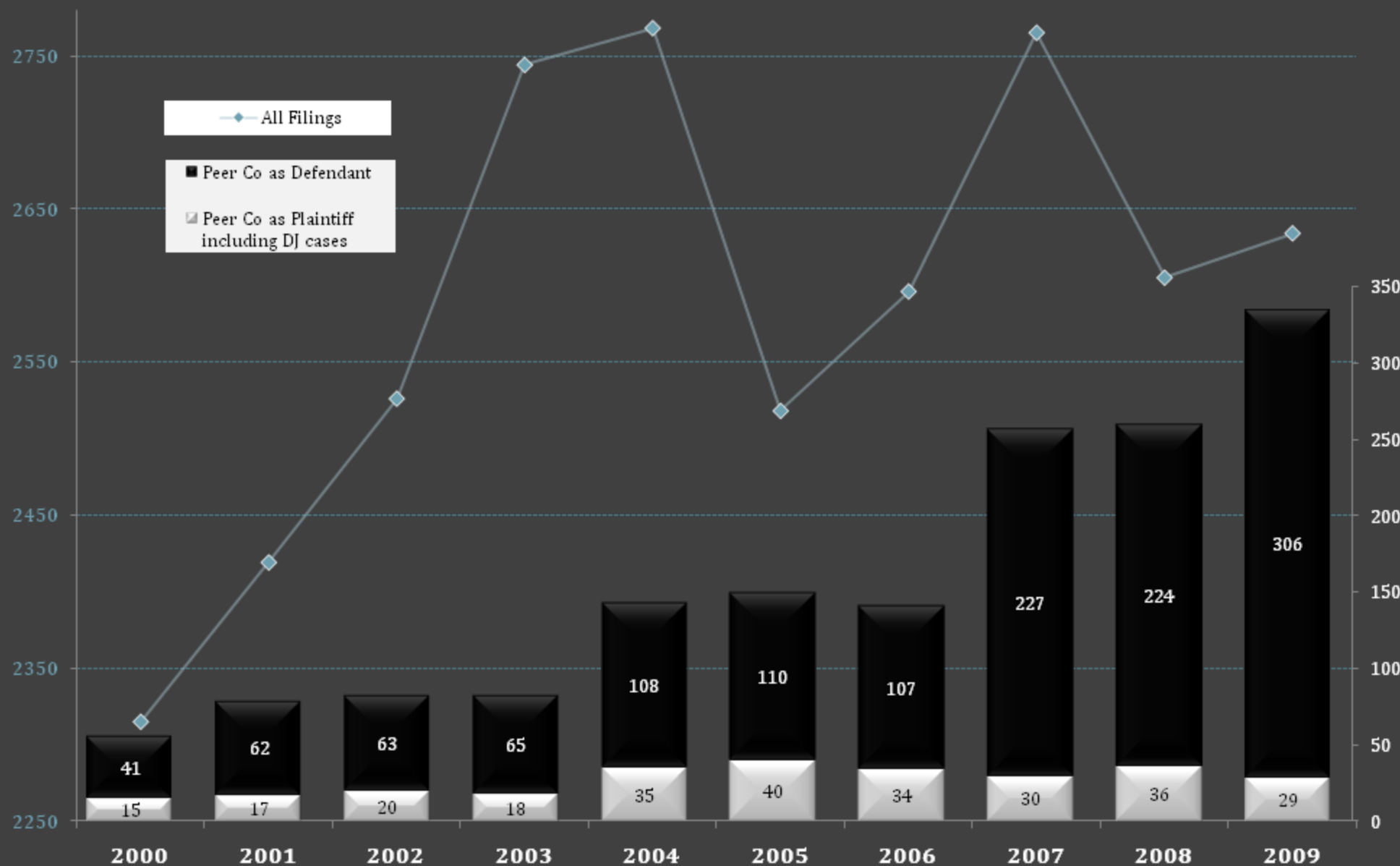
*Likelihood of settlement is calculated as the number of settlements and consent judgments out of all non-procedural case terminations.

2010 © Lex Machina, Inc.

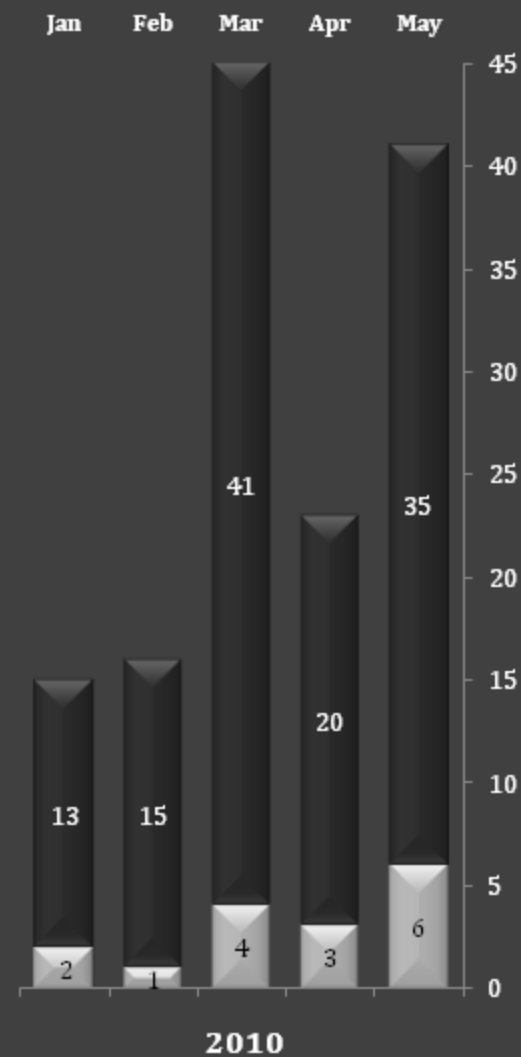
ANALYZE

- Case Filings
- Settlements
- Trial Trends
- Judge Activity
- Party Outcomes
- Merit Outcomes
- Asserted Patents
- Case Terminations
- Infringing Products
- Appellate Outcomes
- Procedural Outcomes

Peer Co. Patent Infringement Filings: 2000-2010*



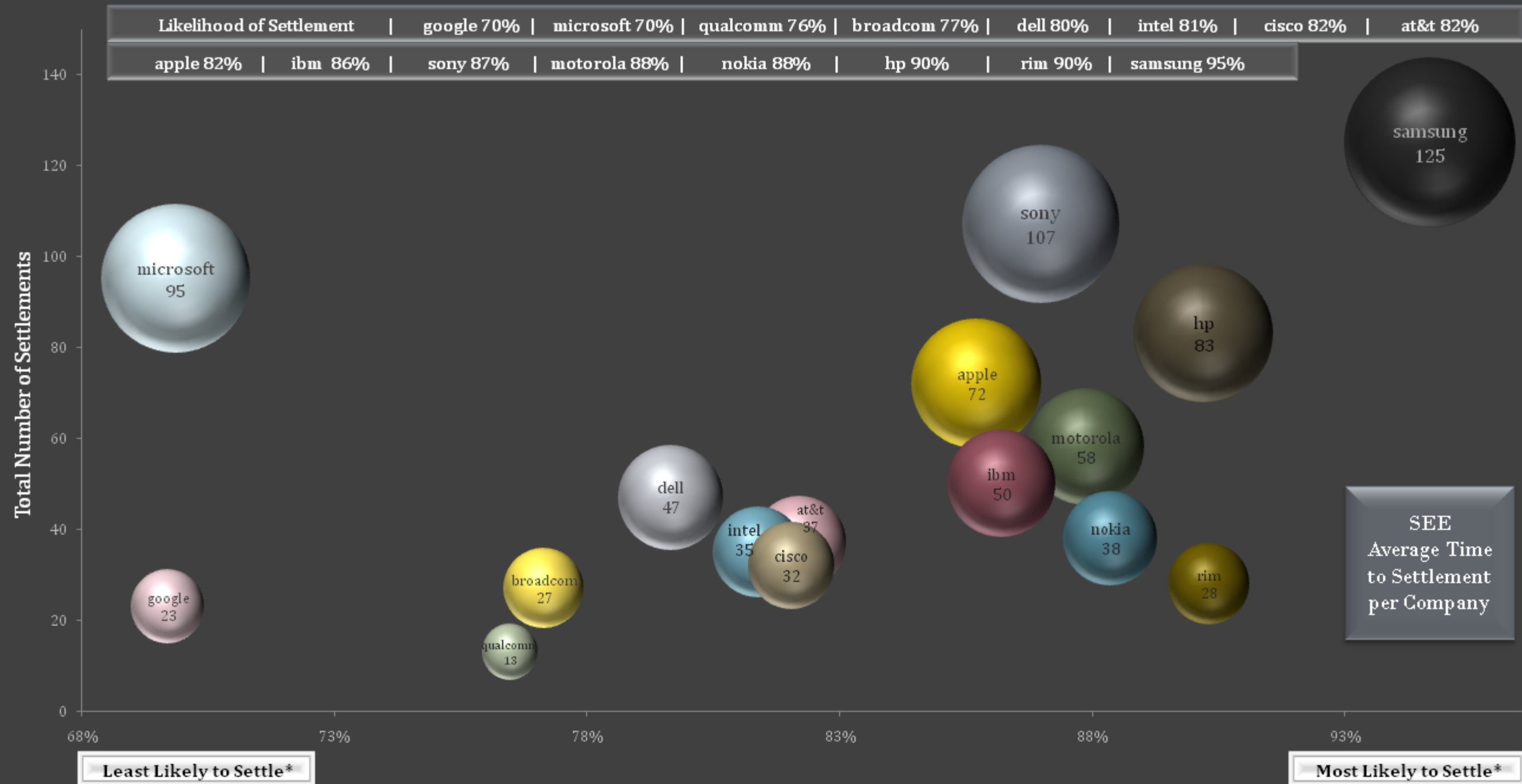
2010 Monthly Breakdown



*2010 data is current through May 31, 2010.

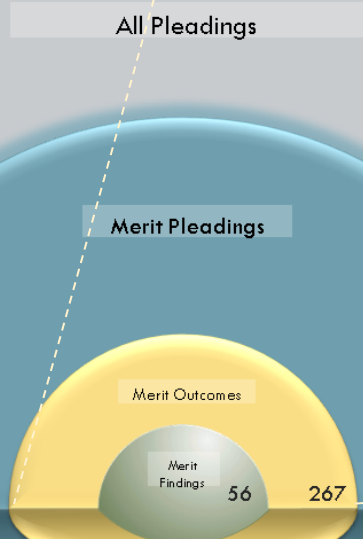
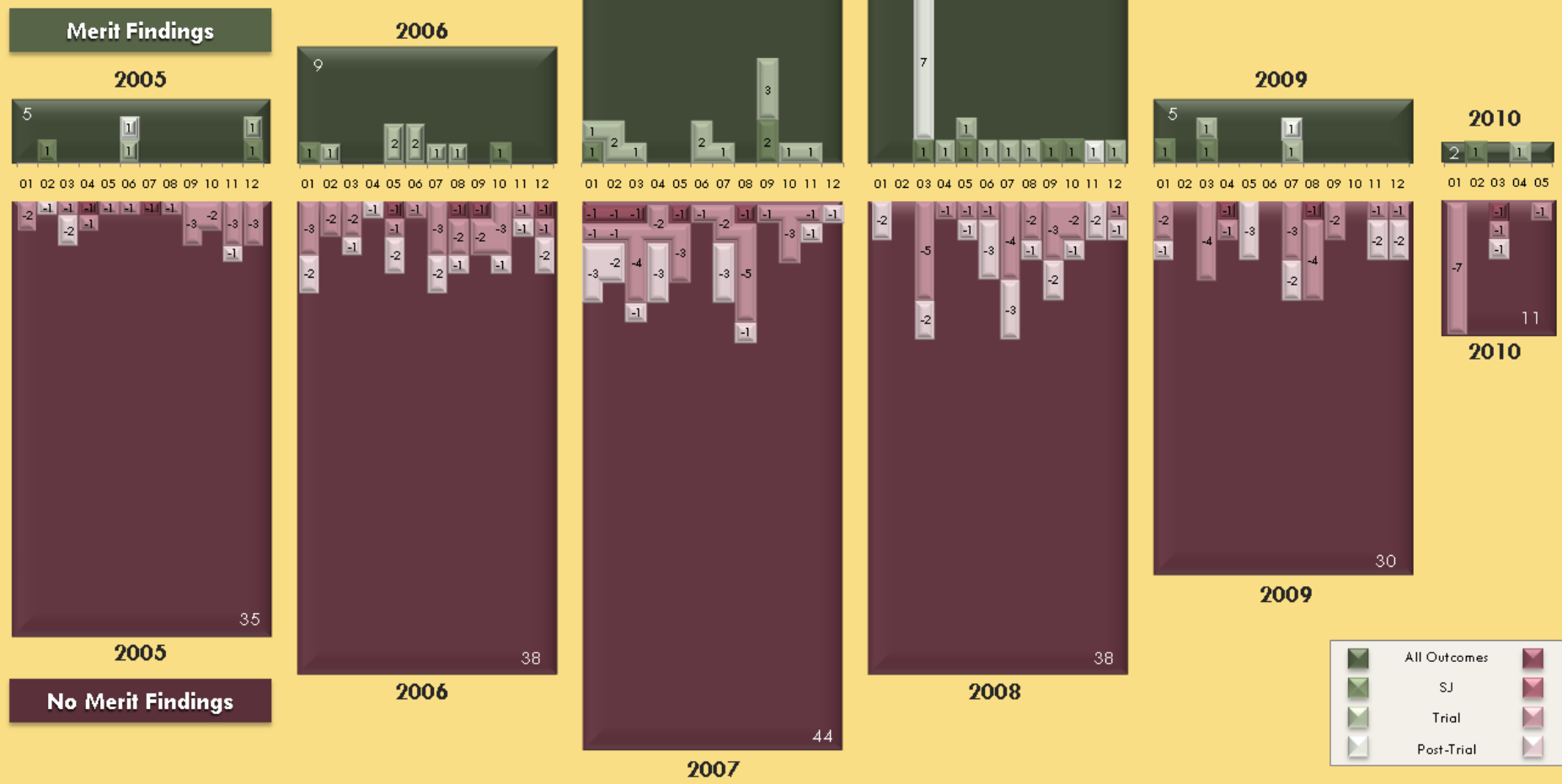
SETTLEMENTS

01 JAN 2000 - 31 MAY 2010



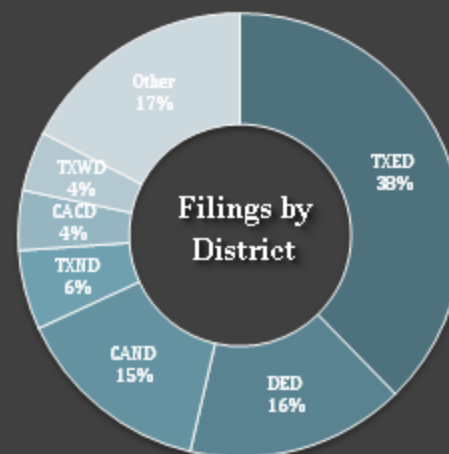
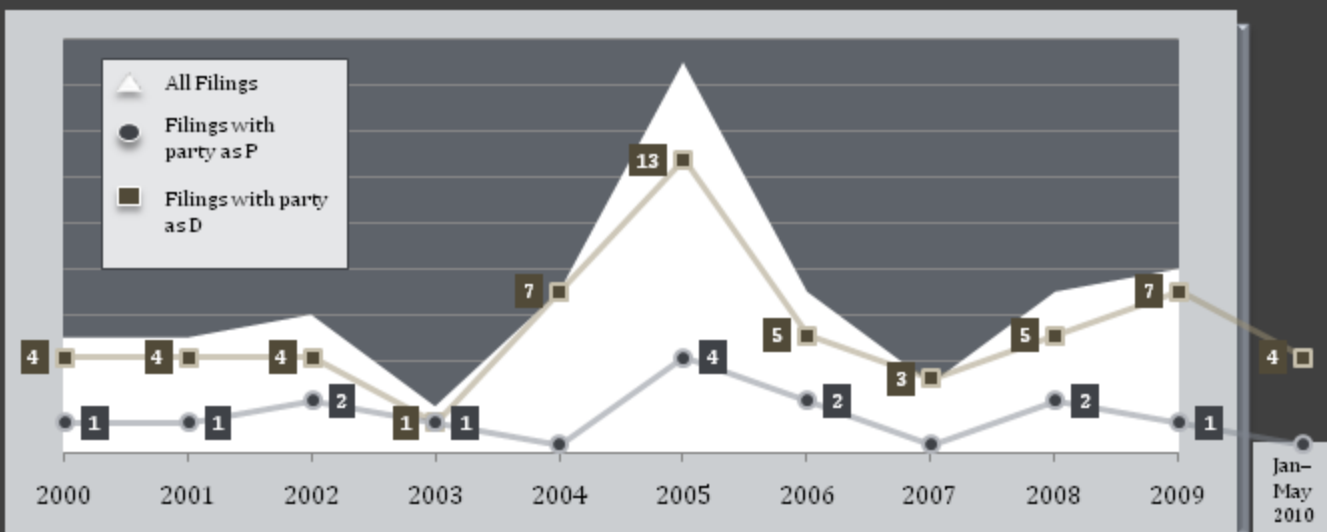
*Likelihood of settlement is calculated as the number of settlements and consent judgments out of all non-procedural case terminations.

Merit Outcomes: Annual Breakdown



01 JAN 2005 – 31 MAY 2010

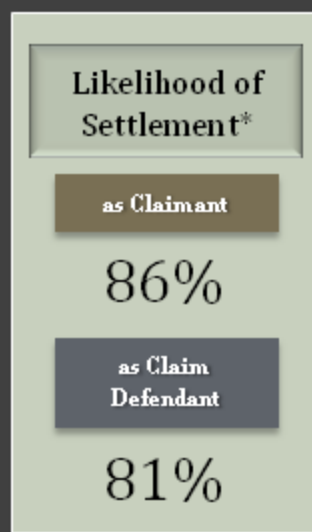
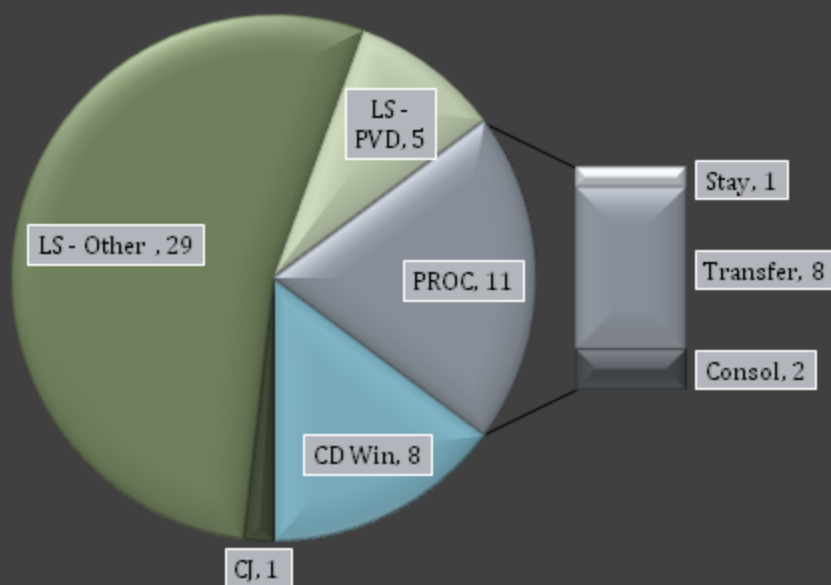
Intel Filings



Major Intel Co-Parties (# of Filings)

Co-Party	# of Filings	Category
[No Peer Companies]	n/a	Co-C
Dell	14	Co-CD
HP	13	Co-CD
Sony	12	Co-CD
Apple	8	Co-CD
Broadcom, IBM	5	Co-CD
Motorola	4	Co-CD
AT&T, Cisco, Google, Microsoft, Nokia, Qualcomm, RIM, Samsung	≤3	Co-CD

Intel Outcomes: 2000-2010



Merit Outcomes: 2000-2010



*Likelihood of settlement is calculated as the number of settlements and consent judgments out of all non-procedural case terminations.

LEX MACHINA

BENCHMARK: Settlements

Technology Company

Apple Microsoft Samsung Sun [Company]

SEE My Motions | ANALYZE My Current Risk | GENERATE Report

SEE Best Counsel | COMPARE Markman Strategies | COMPARE My Cases

BENCHMARK: Outcomes

Technology Company

Apple Microsoft Samsung Sun [Company]

SEE My Motions | ANALYZE My Current Risk | GENERATE Report

SEE Best Counsel | COMPARE Settlement Strategies | COMPARE My Cases

Outcomes: Claim Defendants

Days to Settlement

2005 2006 2007 2008

SEE Company Breakdown

*Peer Company Set: Adobe, App

Outcomes: Claim Defendants

Company	CD Win On Appeal	CD Win On T & J	CD Win On SJ	CD Win On Dismissal	C Win On T & J	C Win On JMOL
Adobe	0	0	0	0	0	0
Apple	0	0	2	5	0	0
Cisco	0	0	3	0	0	0
Google	0	0	0	7	0	0
IBM	0	0	0	2	0	0
Intel	0	0	0	7	0	0
Microsoft	4	0	0	5	6	0
Oracle	0	0	0	1	0	0
Samsung	0	0	0	4	2	0
SAP	0	0	0	0	0	0
Sun	0	0	0	1	0	0
Yahoo	0	0	0	2	0	0

SEE Trial Verdicts | SEE Damages | SEE Injunctions | SEE Appeals

*Peer Company Set: Adobe, Apple, Cisco, Google, IBM, Intel, Microsoft, Oracle, Samsung, SAP, Sun Microsystems, Yahoo! ** 2010 data through March 28, 2010.

Peer Set

Microsoft

Sun

Apple

Samsung

Legend: C Win, LS, Trans/Consol, CD Win, Not Terminated, Stay

Recent Transfer Grants

Case	Date	Basis	Def's Counsel
2:09-cv-02204	1/29/2010	Convenience	Irell & Manella

SEE Monthly Breakdown

2010

INVESTIGATE

- Venues
- Judges
- Patents
- Transfers
- Damages
- Attorneys
- Law Firms
- Outcomes
- Expert Witnesses
- Technology Fields
- Markman Strategies
- Settlement Strategies

BENCHMARK: Outcomes

Technology Company

Apple

Microsoft

Samsung

Sun

[Company]

SEE
My Motions

ANALYZE
My Current Risk

GENERATE
Report

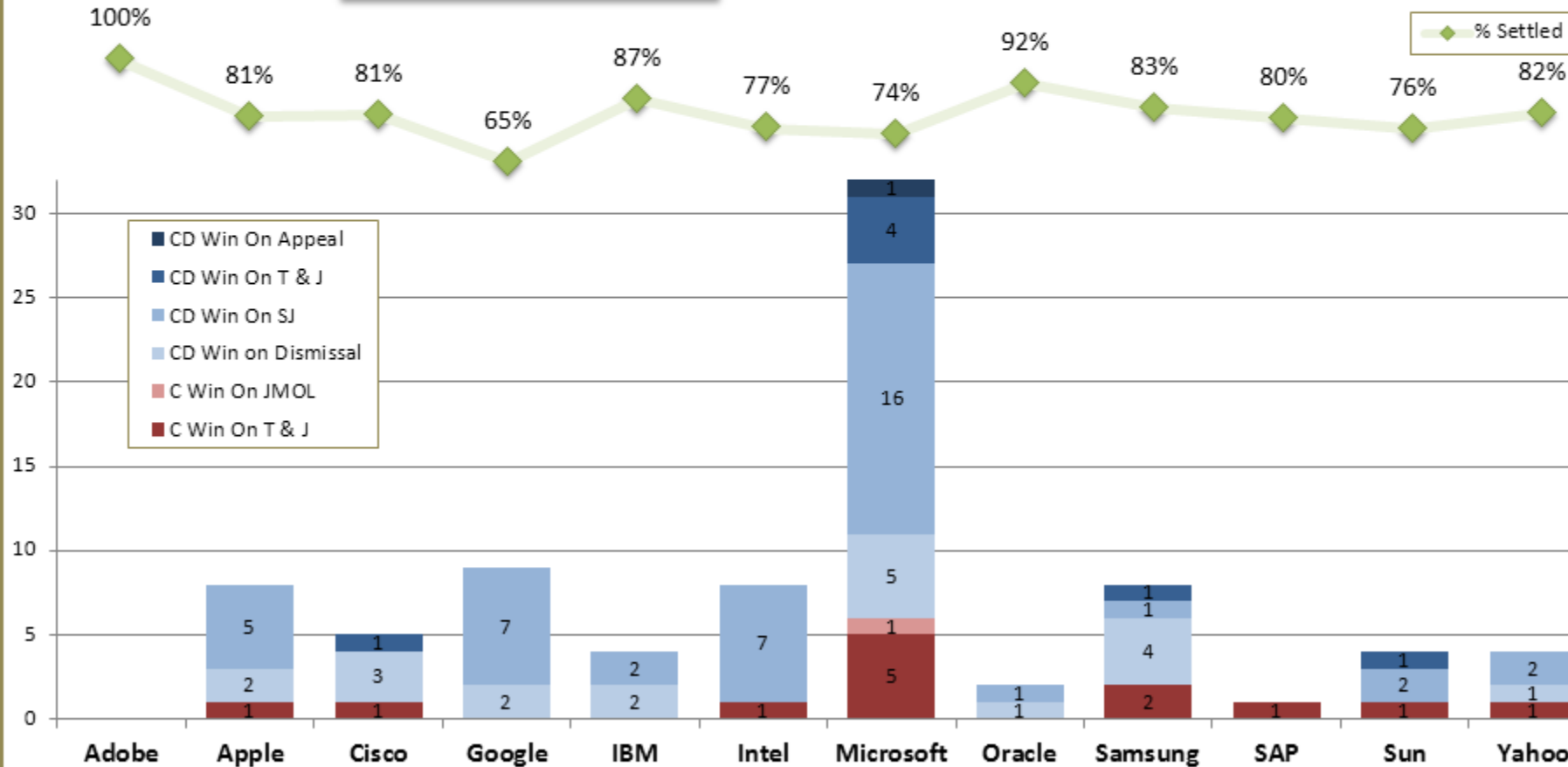
SEE
Best Counsel

COMPARE
Settlement Strategies

COMPARE
My Cases

Outcomes:

Claim Defendants

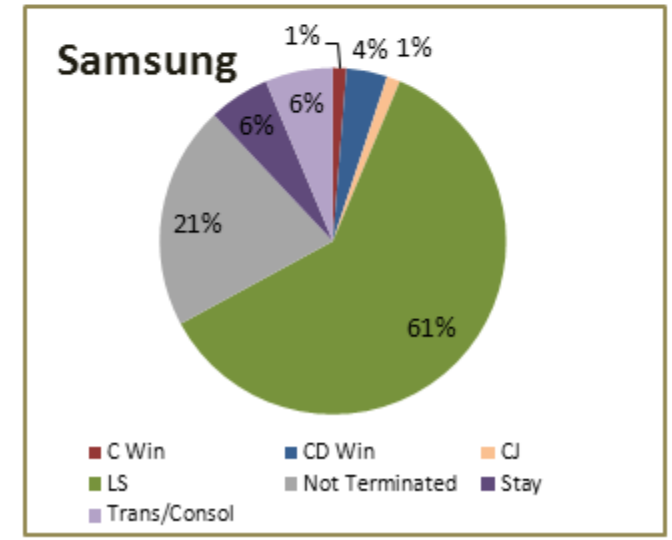
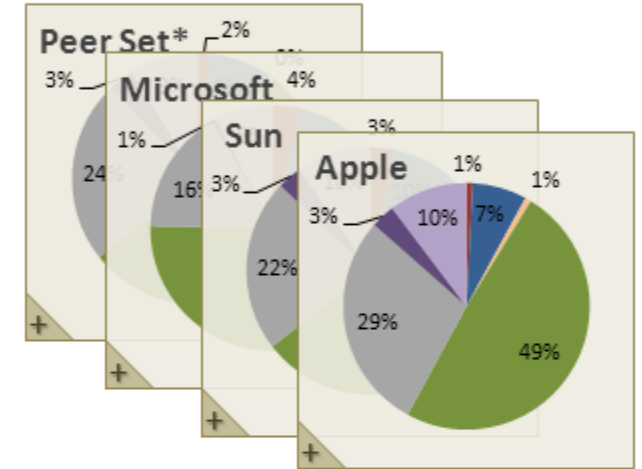


SEE
Trial Verdicts

SEE
Damages

SEE
Injunctions

SEE
Appeals



'10
'09
'08
'07
'06
'05
'04
'03
'02
'01
'00

*Peer Company Set: Adobe, Apple, Cisco, Google, IBM, Intel, Microsoft, Oracle, Samsung, SAP, Sun Microsystems, Yahoo! ** 2010 data through March 28, 2010.

01 JAN 2000 – 28 MAR 2010

BENCHMARK: Settlements

Technology Company

Apple

Microsoft

Samsung

Sun

[Company]

SEE
My Motions

ANALYZE
My Current Risk

GENERATE
Report

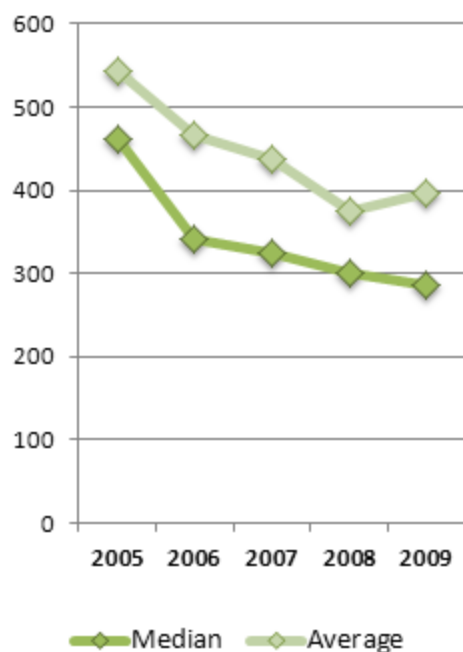
SEE
Best Counsel

COMPARE
Markman Strategies

COMPARE
My Cases

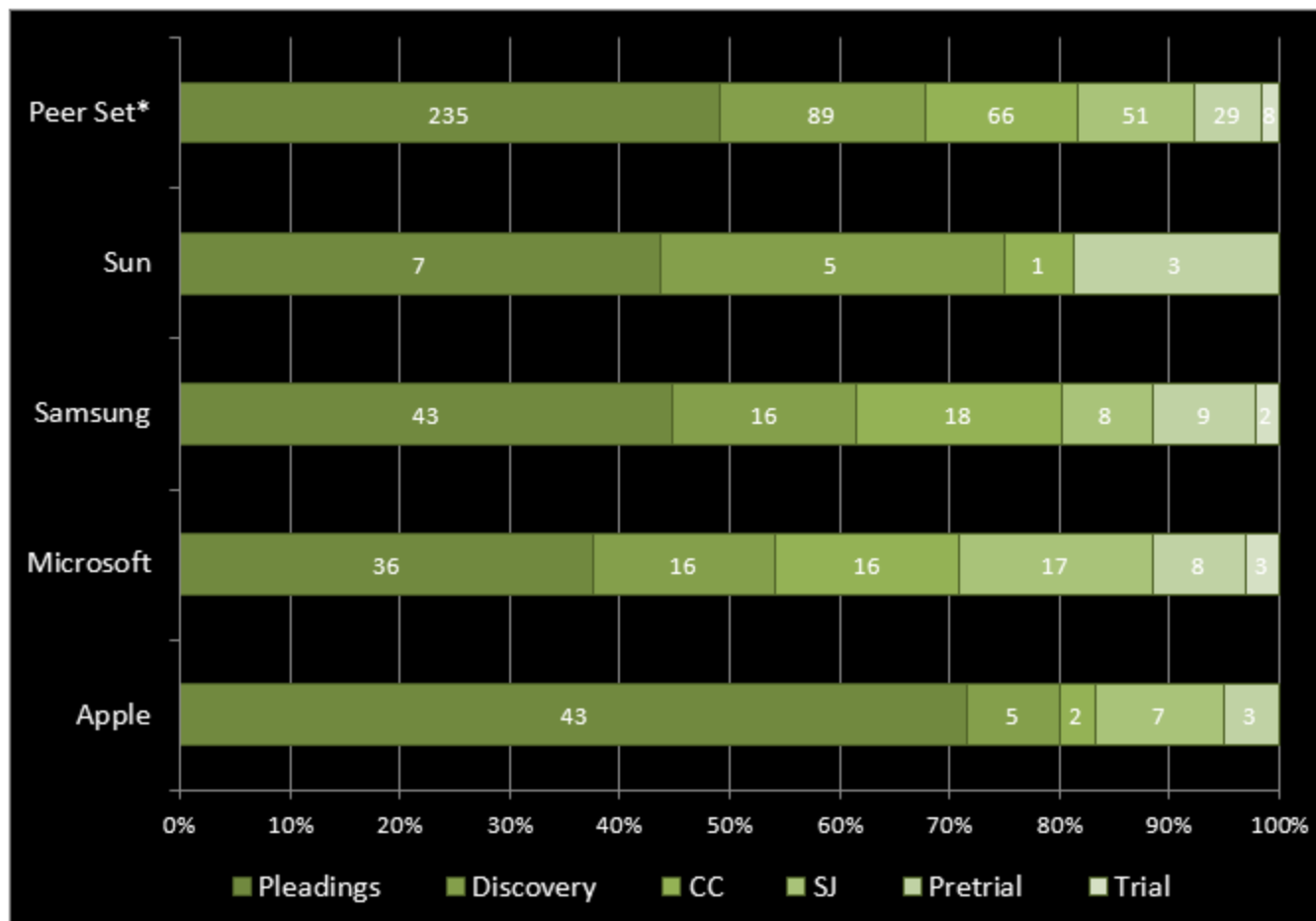
'01 '02 '03 '04 '05 '06 '07 '08 '09 '10

Days to Settlement*



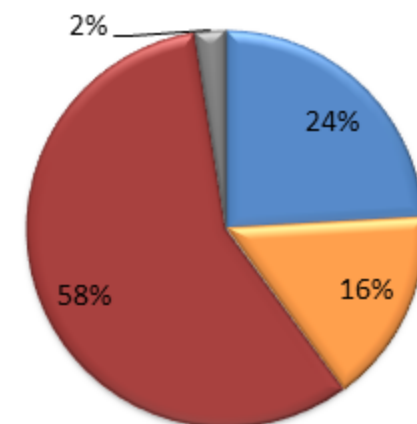
SEE
Company
Breakdown

Settlements: Stage of Case for Claim Defendants



'01 '02 '03 '04 '05 '06 '07 '08 '09 '10

Settlements* By Opponent Type



Operating Co
Other NPE
Holding Co
Unclear

SEE
Company
Breakdown

*Peer Company Set: Adobe, Apple, Cisco, Google, IBM, Intel, Microsoft, Oracle, Samsung, SAP, Sun Microsystems, Yahoo! ** 2010 data through March 28, 2010.

LITIGATION: Pretrial Strategy

Transfers

TXED [District]

SEE My Motions

ANALYZE My Current Risk

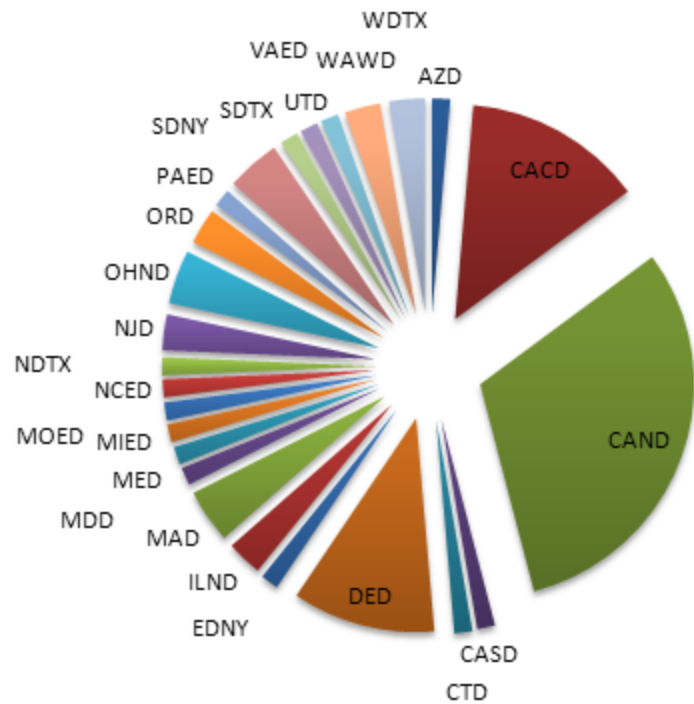
GENERATE Report

SEE Best Counsel

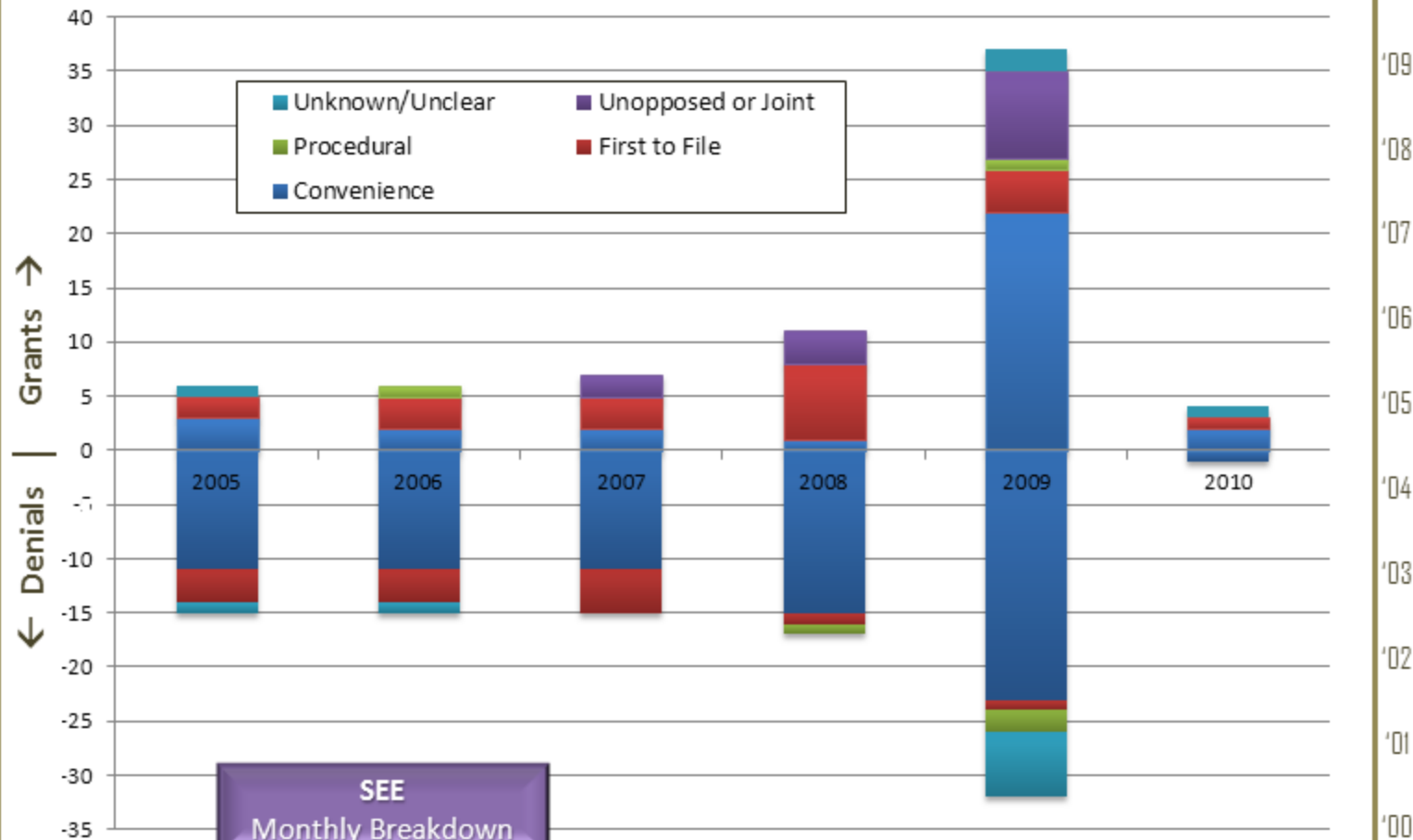
SEE Best Arguments

COMPARE My Cases

TXED: Transferred To



TXED: Transfer Orders



Recent EDTX Transfer Grants

Case	Date	Basis	Def's Counsel
2:09-cv-00204-TJW	2/25/2010	Convenience	Irell & Manella

TXED Transfer Orders Based on

Convenience

by

J. Ward

J. Davis

[Judge]

Case	District	Mandamus Order Date	Outcome
Motorola Inc v. Vtech Communications, Inc. Et Al	TXED	1/11/10	Denial
Motiva Llc v. Nintendo Co Ltd Et Al	TXED	12/21/09	Grant
Novartis Vaccines And Diagnostics, Inc. v. Hoffmann-La Roche Inc. Et Al	TXED	12/3/09	Grant
Mhl Tek, Llc v. Nissan Motor Co Et Al	TXED	5/26/09	Denial
Gellman v. Adt Security Services Inc Et Al	TXED	4/6/09	Denial
Lear Corporation v. Ts Tech Usa Corporation Et Al	TXED	12/29/08	Grant

← Denials → Grants →



	In re Volkswagen			WARD
	Mandamus Granted			DAVIS
	Mandamus Denied			OTHER

COMPARE
My Cases

FETCH
Winning Motions

SEE
Winning Arguments

BACK
To Transfers

01 JAN 2005 – 28 MAR 2010

Stanford IPLC Donors

WINSTON
& STRAWN
LLP



ORACLE®

Ewing Marion
KAUFFMAN
Foundation



Genentech
IN BUSINESS FOR LIFE

CORNERSTONE
RESEARCH



Fenwick
FENWICK & WEST LLP

Microsoft®

Seed Investors

STANFORD
UNIVERSITY

Microsoft®

Law Firm IPLC Users

ROPES
& GRAY

SIMPSON
THACHER



WEIL GOTSHAL

quinn emanuel trial lawyers
quinn emanuel urquhart & sullivan, llp

REFERENCES

THE ECONOMIST

Smart-Phone Lawsuits: The Great Patent Battle

- October 21, 2010

THE WALL STREET JOURNAL

Tech Firms Intensify Clashes Over Patents

- October 4, 2010

Apple Seeks to Block Patent Verdict

- October 4, 2010

SPIEGEL ONLINE

Streit um Smartphones: Tech-Riesen ziehen in den Patentkrieg

- February 8, 2011