



## **JOSEPH J. RICHETTI**

**Partner**

**New York**

**Partner and Co-Global Practice Group Leader - Intellectual Property and Technology**

**E: [joe.richetti@bclplaw.com](mailto:joe.richetti@bclplaw.com)**

**T: [+1 212 541 1092](tel:+12125411092)**

## **BIOGRAPHY**

Joe is a co-leader of the firm's Intellectual Property Practice. He focuses his practice on intellectual property disputes including patents, unfair competition, and misappropriation of trade secrets.

Joe has litigated more than 75 IP cases representing clients in district courts throughout the United States, as well as at the U.S. Court of Appeals for the Federal Circuit. He has also represented clients in more than 100 post grant proceedings at the United States Patent and Trademark Office, including Inter Partes Review and Post Grant Review proceedings. Joe has extensive experience representing clients in ex parte reexaminations and reissue proceedings, as well as assisting clients with various other post-issuance procedures, such as certificates of correction. Joe also frequently

works with clients on patent portfolio development and management strategies to maximize the protection and value of their IP assets.

Joe represents clients across a broad range of technologies, including: wireless communication systems (such as Bluetooth, WiFi, and RFID), smart phone technology, touch screen devices, MEMS devices, paging and cellular systems, modems, computer networks, internet-related technologies (such as E-commerce, websites, authentication systems and online advertising), computer hardware and software (such as microprocessors, flash and non-volatile memory, operating systems and mobile-phone applications), remote and virtual back-up systems, gaming, linear and digital integrated circuits, semiconductor technology, pre-paid cards, avionics equipment, HD Radio, GPS-related technology, car stereos, electric motors, electronics, finance/fintech, blockchain technologies, computer vision systems, machine learning, artificial intelligence, optical systems, vehicular components (such as water pumps, oil filters, braking systems), SaaS platforms, automotive (such as spark plugs, wipers, air filters), high porosity bedding, automatic call distribution, physical perimeter security (bollards), and virtual/augmented reality.

Joe's undergraduate degree is in electrical engineering.

## CIVIC INVOLVEMENT & HONORS

- Hofstra Law School – Adjunct Professor, Patent Law, Patent Litigation
- League of Yes – Board of Directors
- *The Best Lawyers in America* – 2013-2019
- *New York Super Lawyers* – 2015-2018
- Benchmark Litigation – Future Star (2009 and 2010)

## PROFESSIONAL AFFILIATIONS

- American Bar Association
- Federal Circuit Bar Association
- New York City Bar Association

## ADMISSIONS

- New York, 1999
- U.S. Patent and Trademark Office
- United States Court of Appeals for the Federal Circuit

United States District Courts for the Eastern District of Texas and the Eastern and Southern Districts of New York

## EDUCATION

Hofstra University, J.D., 1998

Polytechnic Institute of NY-Brooklyn, B.S.E.E., 1995

## RELATED PRACTICE AREAS

- Intellectual Property and Technology Disputes
- Securities Litigation & Enforcement
- Patents Litigation
- USPTO Trials & Reexaminations
- Litigation & Dispute Resolution
- Trade Secrets
- Regulation, Compliance & Advisory
- University Technology Development, IP Protection & Commercialization
- M&A & Corporate Finance
- Corporate
- Business & Commercial Disputes

## EXPERIENCE

- *Schwendimann, et al. v. Neenah, Inc. and Avery Products Corporation* (D. Del. & E. D. Mich.)  
Representing defendants Neenah and Avery in a multi-district patent infringement case related to image transfer paper. Successfully invalidated seven of the eight asserted patents through IPRs at the Patent Office, which resulted in the cases against all but one defendant being dismissed with prejudice. Continue to defend Neenah against the sole asserted patent remaining in the lawsuit.
- *Innovative Solutions and Support, Inc. v. J2, Inc., et al.* (W.D. Tenn.) Represented plaintiff, Innovative Solutions and Support, Inc., in patent infringement and trade secret case related to

aircraft computers. Obtained a judgment for the client in excess of \$24 million, including attorneys' fees.

- *Netscape Communications Corp., v. ValueClick, Inc. et al.* (E.D. Va.) Represented the defendant, a provider of online advertising services, against allegation of infringement of U.S. Patent 5,774,670, which is commonly referred to as the “cookie” patent in the Internet field. Our efforts led to the invalidation of the independent method claim and the dismissal of allegations of willful infringement on summary judgment.
- *Acco Brands, Inc. v. Belkin, et al.* (E.D. Tex.) Successfully defended Belkin in a patent infringement case through two jury trials in the Eastern District of Texas and an appeal to the Federal Circuit. Three patents related to computer locks were asserted, one patent was dismissed on summary judgment, another claim was dismissed by JNOV after trial, and the third claim was dismissed after an appeal to the Federal Circuit.
- *Firepass IP Holdings, Inc. v. The Boeing Company* (E.D.N.Y.) Defended The Boeing Company against claims of infringement of several U.S. Patents relating to fire suppression systems for aircraft.

Representative *Inter Partes* Review Decisions include:

- Represented Symantec Corporation in *Veeam Software Corporation v. Symantec Corporation*, Case No. IPR2013-00144, IPR2013-00145, IPR2013-00151. Decisions entered denying institution of *Inter Partes*
- Represented Aylus Networks, Inc. in *Apple Inc. v. Aylus Networks, Inc.*, Case No. IPR2014-01566. Decision entered denying institution of *Inter Partes*
- Represented Veritas Technologies LLC in *Veeam Software Corporation v. Veritas Technologies LLC*, Case No. IPR2014-00090. Decision entered granting Veritas Technologies’ Motion to Amend.

## RESOURCES

### PUBLICATIONS

- Co-author - "AIPLA’s Model Patent Jury Instructions," American Intellectual Property Law Association, 2012
- Co-author – "Recent Decisions in IP Law: An Analysis of Trends and Strategic Considerations," *Litigation Strategies for Intellectual Property Cases*, 2011

- Co-author – "Model Jury Instructions: Patent Litigation," American Bar Association, 2005
- Co-author – "Model Patent Jury Instructions," Federal Circuit Bar Association, September 2002
- "Role of Specification Increasing in Claim Construction," *New York Law Journal*, Oct. 15, 2001
- "Non-Monetary Relief In Trade Secret Case: A Legal and Strategic Overview," American Conference Institute, June 2001
- "A Year Of Important Cases on Patents," *National Law Journal*, April 30, 2001

## RELATED INSIGHTS

Awards

Aug 17, 2023

**The Best Lawyers in America® 2024**

Awards

Aug 18, 2022

**The Best Lawyers in America© 2023**

Awards

Aug 19, 2021

**The Best Lawyers in America© 2022**

Awards

Aug 20, 2020

**The Best Lawyers in America© 2021**

Awards

Aug 15, 2019

**The Best Lawyers in America© 2020**

Awards

Aug 15, 2018

**The Best Lawyers in America© 2019**