

C. KEVIN SPEIRS

Shareholder

BIOGRAPHY

Kevin Speirs is a shareholder in Parsons Behle & Latimer's Litigation practice group. His practice focuses on intellectual property litigation, with an emphasis on patent infringement litigation and on antitrust matters. Mr. Speirs has handled patent infringement, trade secret, and other intellectual property litigation in many states. He has handled patent infringement matters covering a wide range of technologies, including biomedical and surgical devices, explosives and detonators, computer software, computer and electrical devices, oil and gas production devices and processes, microscopes and optics, nucleic acid and microbiological products and processes, wastewater treatment equipment, amino acid chelates, and many different types of mechanical devices, among others. His background in electrical engineering and years of experience as a litigator and trial lawyer provide him with the skills and perspective to handle lawsuits involving virtually any technology.

Additionally, Mr. Speirs has extensive appellate experience. He has handled over 20 appeals in the United States Court of Appeals for the Federal Circuit.

Mr. Speirs is a member of the Utah State Bar and its Intellectual Property Section. He is also a member of the American Bar Association and its Committee on Intellectual Properties Litigation.

ACCOMPLISHMENTS

Academic

University of Utah, S.J. Quinney College of Law (J.D. 1988)

Utah Law Review, Associate Editor, 1987-88

"The Seventh Circuit Shoots for Multiple Transfer of Cases,"
Utah Law Review, February 1988

University of Utah (B.S. Electrical Engineering, 1985)

Cum Laude

Professional

Recognized in *Chambers USA*, 2008-present

Recognized in *The Best Lawyers in America*, 2008-present

Mountain States SuperLawyers, Intellectual Property Litigation



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PRACTICE AREAS

Intellectual Property Litigation

Antitrust & Competition

Unfair Competition Litigation

Federal Circuit Appeals

Patent Litigation

Litigation, Trials & Appeals

LICENSED/ADMITTED

Utah

U.S. Court of Appeals, Federal Circuit

U.S. Patent & Trademark Office

ASSOCIATIONS

Professional

American Bar Association, Intellectual Properties Litigation Committee, Member (1989 - Present)

Utah State Bar, Intellectual Property Section, Member (1989 - Present)

REPRESENTATIVE MATTERS

Celsis In Vitro, Inc. v. CellzDirect, Inc., et al. (N.D. Ill. 2010-2015), 995 F. Supp.2d 855 (2011), *affirmed*, No. 2011-1337, Slip op. (Fed. Cir. 2011); 664 F.2d 922 (Fed. Cir. 2012); 21 F. Supp.2d 960 (2014), 83 F. Supp.3d 774 (2015), and 94 F. Supp.3d 940 (2015)

Aleksandr L. Yufa v. Hach Ultra Analytics, Inc., 2014 WL 2450749 (D. Or. 2011-2015), *affirmed*, No. 2015-1626, Slip op. (Fed. Cir. 2015)

In re BRCA-1 and BRCA-2-Based Hereditary Cancer Test Patent Litigation (a/k/a University of Utah Research Foundation, et al. v. Ambry Genetics Corp.), (D. Utah 2014-2015), 3 F. Supp.3d 1213 (D. Utah 2014), 999 F. Supp. 2d 1377 (Judicial Panel on Multidistrict Litigation 2014), 774 F.3d 755 (Fed. Cir. 2014)

Super Resolution Technologies, Inc. v. Leica Microsystems, Inc. (S.D. Tex. 2013-2015)

AntiCancer, Inc. v. Leica Microsystems, Inc. (S.D. Cal. 2011-2013)

Parallel Networks, LLC v. Abercrombie & Fitch Co. (E.D. Tex. 2010-2013), 2011 U.S. Dist. LEXIS 93875 (E.D. Tex. 2011), *affirmed*, 704 F.3d 958 (Fed. Cir. 2013)

Sunstone Dental, LLC v. KaVo Dental Corp. (C.D. Cal, 2009 - 2011)

Thomas & Betts Power Solutions, LLC v. Power Distribution, Inc. (E.D. Va. 2007 - 2008)

General Motors Corp. v. General Electric Transportation Systems, 417 F.3d 1203 (Fed. Cir. 2005)

Invitrogen Corp. v. Stratagene, Inc., et al., 424 F.3d 1374 (Fed. Cir. 2005)

General Motors Corp. v. General Electric Transportation Systems, 275 F. Supp.2d 850 (2003), appeal dismissed, 109 Fed. Appx. 429, 2004 WL 1921148 (Fed. Cir. 2004), and 2004 WL 3550145 (July 28, 2004), *affirmed*, 417 F.3d 1203 (Fed. Cir. 2005) (E.D. Mich. 2003-2005)

Invitrogen Corp. v. Stratagene, Inc., 327 F.3d 1364, (Fed Cir. 2003)

Altiris, Inc. v. Symantec Corp., 318 F.3d 1363 (Fed. Cir. 2003)

Invitrogen Corp. v. Stratagene, Inc., 327 F.3d 1364, 424 F.3d 1374 (W.D. Texas 2001 - 2006)

Natural Reserves Group, Inc. v. Baker Hughes Inc., (333rd Judicial District, Harris County, Texas 1996 -2000): 1996 - 2000

Altiris, Inc. v. Symantec Corp., 160 F. Supp.2d 1274 (D. Utah 2001), rev'd in part, aff'd in part, vacated in part, 318 F.3d 1363 (Fed. Cir. 2003) (D. Utah 1999 - 2005)

Utah Medical Products, Inc. v. Clinical Innovations Associates, Inc., 79 F. Supp.2d 1290, aff'd 251 F.3d 171, 2000 WL 1838586, 2000-2 Trade Cases P 73, 125 (D. Utah 1999 - 2000)

Atlas Powder Co. & Hannex Products, Inc. v. IRECO Inc., 190 F.3d 1342 (Fed. Cir. 1999)

Baker Hughes, Inc. v. Davis-Lynch, Inc. (S.D. Texas 1997 - 2003)