



Andrew P. Valentine

Partner

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Andrew Valentine concentrates his practice in patent, intellectual property, high technology and complex commercial litigation, including trials, before district courts, the International Trade Commission (ITC), Federal Circuit Court of Appeals.

EXPERIENCE

RECENT MATTERS

- Represented Hewlett-Packard before the ITC in several cases since 2005
- *Lans v. Hewlett-Packard*; *Uniboard v. Hewlett-Packard*: Obtained summary judgment for Hewlett-Packard in patent infringement cases; argued and prevailed in Federal Circuit Court of Appeals
- *Cambrian v. Maxtor*: Obtained summary judgment of patent unenforceability in favor of Maxtor
- *The Produce Exchange v. SBI*: Obtained favorable judgment for TPE after two week binding arbitration in dispute relating to database software
- *Hsu v. SSI*: Obtained multimillion-dollar jury verdict in a trial relating to the improper re-purchase of former employee's vested shares
- Obtained million-dollar judgment for a high tech company in binding arbitration over a complex royalty dispute
- Obtained multimillion-dollar judgment in a trial for a company fraudulently induced into purchasing a shopping center
- Obtained defense judgment in trial concerning the rights and obligations of a real estate developer and a cable television franchise under a municipal ordinance
- Obtained summary judgment for a defendant in a case alleging misappropriation of trade secrets
- Defeated a motion for preliminary injunction in a trademark infringement case involving the use of the term "universal server" in the computer industry

CREDENTIALS

RELATED SERVICES

- Patent Litigation
- Trademark and Copyright
- Intellectual Property and Technology
- Litigation, Arbitration and Investigations
- International Arbitration

Admissions

- California

Recognitions

- Named a Client Service All-Star in 2018 by the BTI Consulting Group recognized for being one of the best lawyers who demonstrate firm wide commitment towards service to general counsel and legal decision makers.
- In May 2009, the *San Jose/Silicon Valley Business Journal* profiled Andrew in its "Who's Who in Silicon Valley" edition, joining other leading Silicon Valley executives nominated for their leadership.
- In May 2006, *California Lawyer Magazine* featured him in the article "Letter from East Palo Alto."
- The respected research publisher Chambers & Partners recognized Andrew in *Chambers USA*, and has been named a Northern California Super Lawyer as the result of a joint research project conducted by *Law & Politics* and *San Francisco* magazines.

Clerk Experience

- Extern Law Clerk, Judge James Ware, United States District Court, Northern District of California, San Jose, California, 1991

Education

- J.D., Santa Clara University 1992
- A.B., Political Science, English, Bowdoin College 1986
magna cum laude, departmental honors

Courts

- Supreme Court of California
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Ninth Circuit
- United States District Court for the Central District of California
- United States District Court for the Eastern District of California
- United States District Court for the Northern District of California

Memberships

- Co-chair, Board of Directors, Community Legal Services in East Palo Alto
- Secretary, Board of Directors, Children's Health Council
- Advisory Committee, Computer & High Technology Law Journal
- Intellectual Property Inns of Court

INSIGHTS

Publications

Trade secret litigation: trade secrets protection programs may make or break your case

October 2019

Update: False patent marking cases

6 Oct 2010

Will Bon Tool open the floodgates to patent marking trolls?

10 Mar 2010

China: Patent protection is alive and well

10 Mar 2010

NEWS

New Perimeter conducts fifth training for women lawyers in Nepal

5 December 2019

New Perimeter conducted its fifth training for female lawyers in Nepal.

New Perimeter conducts fourth training for women lawyers in Nepal

3 JAN 2019

New Perimeter conducted its fourth training for female lawyers in Nepal.

MEDIA MENTIONS

- "High court patent venue ruling could send cases out of Texas," *Daily Journal*, May 23, 2017
- "US Supreme Court deals blow to patent trolls," *San Francisco Chronicle*, May 22, 2017
- "Supreme Court ruling on patent litigation could push more cases to Silicon Valley," *Silicon Valley Business Journal*, May 22, 2017
- "Tech Wins Big in TC Heartland, but 'A Lot of Fighting' Remains," *The Recorder*, May 22, 2017