



### Joseph Lavelle

**Retired Partner**

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Joseph Lavelle is an experienced patent lawyer, focusing primarily on the preparation and trial of patent infringement cases.

Joseph also has handled a number of successful appeals to the Court of Appeals for the Federal Circuit.

### Patent Litigation

Joseph has more than 25 years of experience litigating patent cases, including many bench and jury trials. He has litigated in most areas of technology, including semiconductors, computers, computer software, telephony, Digital Signal Processing, telematics, waveform encoding, automotive technology, financial services, biotechnology and many others.

In addition to federal district court proceedings, Joseph has tried a number of Section 337 proceedings before the US International Trade Commission (ITC), as well as handled cases before the US Court of Federal Claims and appeals to the Court of Appeals for the Federal Circuit. He also is licensed to practice before the USPTO and has successfully handled interference proceedings.

### Antitrust

Joseph has vast experience handling litigation and counseling matters at the intersection of competition laws and antitrust laws. He has participated in many of the leading matters in the area of standard setting. Also, he has represented clients in patent-antitrust matters before the FTC and the Antitrust Division of the Department of Justice.

- Intellectual Property and Technology
- Litigation, Arbitration and Investigations
- Patent Litigation

### Admissions

- District of Columbia
- United States Patent and Trademark Office

### Recognitions

*Chambers USA* has repeatedly recognized Joseph for his practice in intellectual property litigation and has noted that he has been commended as "a fantastic patent lawyer" and for being "very effective and results oriented." *Chambers USA* has also noted that Joseph has been praised by sources "for prioritizing [his] clients' interests."

Joseph has also been repeatedly recognized by *The Legal 500 United States* for providing "top notch, bar-none technical understanding." He "knows the patent litigation world and gives balanced, frank advice needed to make good decisions."

## Education

- J.D., University of Pittsburgh School of Law 1982  
*summa cum laude*  
Order of the Coif  
Managing Editor, *University of Pittsburgh Law Review*
- B.S., Physics, Wilkes University 1979

## Courts

- Supreme Court of the United States
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Second Circuit
- United States Court of Appeals for the Sixth Circuit
- United States Court of Appeals for the Third Circuit
- United States Court of Federal Claims
- United States District Court for the District of Columbia
- United States District Court for the Eastern District of Michigan

## Memberships

- American Bar Association, Intellectual Property and Antitrust Section
- Intellectual Property Owners Association (IPO)
- American Association for the Advancement of Science
- American Physical Society

## Teaching Experience

Joseph has served as an adjunct professor of law at Georgetown University Law Center, where he taught courses on patent/antitrust and patent misuse law.

## INSIGHTS

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Joseph is a well-respected author and lecturer regarding the antitrust/IP interface.

## Publications

### The impact of inter partes review on patent litigation

4 SEP 2013

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### Ongoing royalties: a new development in patent damage awards

5 Sep 2012

Following the Supreme Court decision in *eBay, Inc. v. MercExchange, LLC*,<sup>1</sup> injunctions do not automatically follow from a finding that a patent is infringed and not invalid. In cases where an injunction is denied, in lieu of the injunction the district court has the power to award what are called “ongoing royalties,” a relatively new development in patent damages.

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## NEWS

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### 25 DLA Piper lawyers in 9 countries recognized as world's leading patent professionals

15 October 2020

*IAM Patent 1000: The World's Leading Patent Professionals 2020* has named 25 DLA Piper lawyers in nine countries to its list of top patent professionals.

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## MEDIA MENTIONS

"34 DLA Piper lawyers in nine countries ranked among The World's Leading Patent Professionals," DLA Piper, October 30, 2019