



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*
2012-2019 - Band 4, District of Columbia Intellectual Property: Litigation
2012 - Band 4, District of Columbia Intellectual Property
- *The Legal 500 United States*
2015, 2017 - Recommended, Intellectual Property Patent Litigation: Full Coverage
2016-18 - Recommended, Intellectual Property Patents: Litigation (International Trade Commission)

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

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

Ongoing royalties: a new development in patent damage awards

5 Sep 2012

Following the Supreme Court decision in eBay, Inc. v. MercExchange, LLC,¹ 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.

NEWS

MEDIA MENTIONS

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