



中華民國全國工業總會
CHINESE NATIONAL FEDERATION OF INDUSTRIES

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John also has significant experience in patent post-grant proceedings before the U.S. Patent Office under the 2011 Leahy-Smith America Invents Act (AIA) which covers post-grant review (PGR), covered business method (CBM) patent review, inter partes review (IPR), patent reexamination, supplemental examination and reissue proceedings. John has been involved in almost forty IPR/CBM petitions and proceedings (whether petitioner or patent owner), and has argued several of those before PTAB.

John has represented and currently represents Taiwanese, Chinese, Korean, and Japanese companies in litigation, involving patent, trade secret misappropriation, antitrust, contract, and fraud-based claims, such as for TCL, HTC, Goodix, ASUS, Coolpad, SK Hynix, Largan Precision (大立光電), O-Net, Haier, and Hanwha Tech win, as well as U.S. companies such as Verizon, Monolithic Power Systems, T-Mobile, Intel and Microsoft. He wins and does so cost-effectively. He has handled SEP/FRAND cases for clients such as TCL, HTC, ASUS, T-Mobile, Comtech and Microsoft.

Besides handling NPE patent cases, John has extensive experience representing companies in bet-the-company and competitor-type litigations, such as, e.g., for Largan Precision, the #1 smartphone imaging lens module supplier, Monolithic Power Systems, a pre-eminent power IC supplier, SK Hynix, one of the top 3 NAND and DRAM manufacturers, Genoray, a dental x-ray imaging equipment supplier, Goodix, a leading finger print and touch-chip controller solutions supplier, and Verizon, one of the largest telecom providers in the U.S.. He achieves his clients goals, and does so cost-effectively.

In one case, he replaced counsel during expert discovery in April 2017 as lead trial counsel for Verizon in a patent case dating back to 2009 concerning a patent covering systems that provide directions to destinations and estimated time of arrival to those destinations. He re-positioned the case, and after the AT&T defense group settled for substantial licensing fees shortly before trial, he convinced the Court to reconsider its claim construction of a key term (that it issued before his involvement in the case) and



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obtained a revised claim construction order shortly before trial was to begin, which resulted in a stipulated entry of final judgment of noninfringement by the Cellco defense group, argued the appeal before the Federal Circuit resulting in a full affirmance of the District Court's decision.

He was lead trial counsel for Largan Precision in its patent case against Samsung Electronics in the S.D. California. After three years of contentious litigation, John obtained a favorable settlement for Largan a week before a three-week jury trial was to begin. The Taiwan press reporting the favorable result noted it would allow Largan to obtain orders or licensing fees from Samsung, and along with landing Apple and all Chinese smartphone manufacturers, would make Largan the leading lens module manufacturer. See <https://money.udn.com/money/story/5612/2143078> and <http://m.ltn.com.tw/news/business/paper/1057636>.

He was also lead counsel for ASUS in three cases against IBM, one of which IBM brought before the ITC (337-TA-628)— a patent case concerning products implementing power supplies, thermal management and network address port translation. His efforts resulted in a win at trial with the initial determination finding no infringement. The Commission decided not to review the initial determination, which became final. Additionally, he was lead counsel for HTC in three cases against FlashPoint Technology, Inc., a spin-off of Apple's Image Capture Division, two of which FlashPoint brought before the ITC (337-TA-850 and 337-TA-726). The 726 investigation concerned various camera functionalities in HTC smartphones. His efforts resulted in a win at trial, with the initial determination finding no infringement, no domestic industry and one of the patents invalid due to on-sale commercial activities. Significantly, other respondents including Nokia and RIM settled shortly before trial, and LG settled after trial but prior to the initial determination, each paying substantial licensing fees. The Commission affirmed the initial determination and also found that HTC had an implied license to practice the asserted patents for its Windows-based products. FlashPoint appealed the Commission's determination to the U.S. Court of Appeals for the Federal Circuit, which affirmed the Commission's decision in favor of HTC less than a week after oral arguments.

He has been nationally and internationally recognized and among other awards and recognitions he is

listed in Chambers USA "America's Leading Lawyers" as a Recognized Practitioner: Patent in California, listed in Best Lawyers in America, 2018-2019, listed in Intellectual Asset Management Patent 1000, Litigation Bronze Band, 2012 - 2019, and recognized as an IP Star by Managing IP, 2013-2019.

John Schnurer 是博欽智慧財產權業務團隊的合夥人、全所執行委員會成員、臺北辦公室聯合管理合夥人以及 337 調查業務團隊的聯合主席。他在全國範圍內的法庭和國際貿易法庭(ITC)提起訴訟和參與庭審，包括向美國國際貿易委員會提請 337



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調查，參加過包括八次陪審團審理，十九次法官審理，其中六次是專利庭審。除處理過許多地區和州法庭的案子外，他還針對 337 調查提出超過 30 宗的訴訟。

他是首席智慧財產權戰略家，擅長全球專利案庭辯策略的發展和實施。他也提供智慧財產權戰略法律諮詢，包括為企業收購、許可、訴訟前準備提供有關專利侵權、有效性、多方複審，再審查、大規模專利組合盡職調查的諮詢服務。通過與客戶合作，他設計出符合客戶商業目標的有針對性的法律策略，並取得良好效果。此前作為電氣工程師的工作經驗是他從事法律業務的有益補充。

John 在基於 2011 年美國專利法，由美國專利局進行的專利授權後程式方面具有豐富的經驗。該法涵蓋了授權後複審 (PGR)、涵蓋商業方法複審 (CBM)、多方複審 (IPR)、專利複審、補充審查和再頒程式。他也參與了超過 25 宗 IPR/CBM 程式 (代表請求人或專利權人一方)，並在美國專利審理和上訴委員會進行抗辯。

John 已經和目前正在代理眾多中國、韓國、日本和臺灣公司的訴訟，尤其是專利和商業秘密竊取方面。客戶除了美國公司，如威瑞森通信 (Verizon)，Monolithic Power Systems, T-Mobile, 英特爾 (Intel) 和微軟 (Microsoft) 外，還包括宏達電子 (HTC), 華碩 (ASUS), 海力士 (SK Hynix), 大立光 (Largan Precision) 和昂納光通信 (O-Net Communications Group)。他不僅贏得了訴訟並且很好的為客戶控制了成本。他擔任 ASUS 訴 IBM 三宗案件的首席代理律師，一宗是由 IBM 向 ITC (337-TA-628) 提起涉及應用電源，熱管理和網路位址埠轉換產品的專利訴訟。他力臻初審判決即認定不存在侵權。而委員會決定不審查初審判決，即成終審判決。他還在 HTC 訴 FlashPoint Technology, Inc. (蘋果的圖像捕捉部門的分拆) 的三項專利案中代表 HTC，兩宗案件都是由 FlashPoint 向 ITC 提起的訴訟 (337-TA-850 和 337-TA-726)。第 726 號調查有關 HTC 智慧手機的多項照相功能。他力臻判決勝訴，初審就認定不存在侵權，非國內產業，及一項專利因降價銷售商業活動失效。值得一提的是，其他被告方，包括諾基亞 (Nokia)、黑莓 (RIM) 都在審前不久和解，樂金 (LG) 在庭審後和初審判決前和解，都支付了不菲的許可費。委員會再次確認了初審判決，並認定 HTC 擁有在基於 Windows 平臺產品上為相對人所提出之專利的默示許可。FlashPoint 向聯邦巡迴法院的上訴法庭對委員會判決提起上訴，不到一周內，經過口頭辯論之後，法庭再次認定有利於 HTC 的判決有效。

John 此前擔任過美國空軍律師、美國司法部的特別律師助理，在包括刑事、政府合同、採購、環境、地產、健保、醫療事故，稅務和國際問題的一系列案件中代表美國政府。John 還曾指導刑事庭審律師，擔任諸多重罪陪審團和法官庭審的首席律師、並代理一系列包括環境、醫療事故和其他侵權案件在內的民事訴訟。