



Benjamin T. Wang

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PRACTICE AREAS

Trademark, Copyright &
Unfair Competition Litigation

Plaintiff's Patent
Infringement Litigation

EDUCATION

University of Southern
California, Gould School of
Law, Order of the Coif (JD)

University of San Francisco
(BS)

Ben Wang is a partner at Russ August & Kabat. He represents clients in business and intellectual property disputes, particularly in patent trials and appeals.

Ben clerked for Judge Ferdinand Fernandez of the Court of Appeals for the Ninth Circuit, and Chief Judge George H. King of the Central District of California. He also served a three-year term on the Committee on Federal Courts for the California State Bar, and worked for the U.S. Trustee Program for the U.S. Department of Justice.

Ben earned his J.D. from the University of Southern California where he graduated order of the coif, served as Executive Notes Editor for the *U.S.C. Law Review*, received the James Tam Award for academic excellence, served as a teaching assistant for Professor George Lefcoe's Real Estate Transactions and Finance classes, and worked as a legal writing instructor.

The *Los Angeles Daily Journal* named him one of the Leading Intellectual Property Lawyers in California. The *Los Angeles Business Journal* named him one of the Most Influential Minority Lawyers in Los Angeles. *Super Lawyers* magazine named him a Rising Star, Super Lawyer, and Top 100 Super Lawyer. He is rated AV Preeminent by Martindale-Hubbell.

EXPERIENCE

- *SPEX v. Western Digital* - \$315,715,899 jury verdict of patent infringement in favor of client SPEX with potential pre-judgment interest of an additional \$232,543,187. As a result of various pre-trial activities, Western Digital and its attorneys at Gibson Dunn disastrously decided to present no rebuttal witnesses at trial. The verdict is one of the highest patent verdicts ever in the Central District

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of California and nationwide. Encryption patent.

- *Pavo v. Kingston* – \$13.7M judgment based on jury verdict of patent infringement, willful infringement, enhanced damages, and interest in favor of client Pavo. All issues affirmed in a precedential opinion by Court of Appeals for the Federal Circuit. Memory device patent
- *SPEX v. Apricorn* – \$4M damages award after jury verdict of patent infringement. Encryption patent.
- *Nanology Alpha v. WITec* – 5% royalty damages award after jury verdict of patent infringement. Scanning probe/optical microscope patent.
- *Mirror Worlds v. Facebook* – Reversal of district court’s summary judgment of non-infringement by Court of Appeals for the Federal Circuit.
- *LG v. Conversant* – Published opinion by Court of Appeals for the Federal Circuit, affirming claim construction by the Patent Trial and Appeal Board in inter partes review proceedings, and that none of the claims was invalid under the prior art.
- *Core Wireless v. LG* – Precedential opinion by Court of Appeals for the Federal Circuit, affirming all issues in favor of client Core Wireless, including claim constructions, no invalidity despite no rebuttal testimony about prior art, and eligibility of the patents under Section 101.
- *VIA Technologies v. ASUS* – Favorable settlement for client VIA in USB circuit design trade secret misappropriation case.
- *Neurovision Medical Products v. Medtronic* – Favorable settlement for client Neurovision in nerve monitoring electrode patent infringement case.
- *Core Wireless v. Apple* – \$7.3M jury verdict. Cellular communications patents.
- *TQP v. Newegg* – \$2.3M jury verdict. Encryption patent.
- *Clear with Computers v. Hyundai* – \$19M judgment based on jury verdict of infringement and no invalidity, ongoing royalty, and interest. Marketing patent.
- *St. Jude Medical v. Access Closure Inc.* – \$27.1M jury verdict. Medical device patent.
- *MTH v. FATTOC, LLC* – Favorable settlement for client MTH in high

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frequency trading trade secret misappropriation case.

- *Santarus v. Par Pharmaceutical* – Favorable settlement for client Santarus in omeprazole/sodium bicarbonate patent infringement case.
- *Wisconsin Alumni Research Foundation v. Intel* – \$110M settlement for client WARF. Data speculation circuit patent.
- *Peer Communications v. Skype* – Judgment of invalidity in favor of client Peer Communications. Network communications patent.
- *Zenith Electronics Corp. v. Thomson, Inc.* – Favorable settlement for client Thomson in set-top box patent infringement case.
- *Knowles Electronics v. AAC Acoustic Technologies* – Trial judgment of no trade secret misappropriation in favor of client AAC. MEMS technology.
- Ben has also advised clients in cases brought by the FTC, claims involving well-known social networking websites, and antitrust, securities fraud, copyright infringement, and breach of contract claims.

