



Robert T. Vlasik III

Partner

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Robert has more than 15 years experience representing innovator companies before all of the major patent law venues in high-stakes patent disputes involving an array of technologies and life sciences. He has advised clients in dozens of Section 337 investigations before the U.S. International Trade Commission and has second-chaired a dozen bench and jury trials.

Robert consistently plays a lead role in all phases of complex, multi-party, multi-jurisdictional patent litigations, from pre-suit investigation and counseling, to case management, trial strategy, witness presentation and cross-examination, oral argument, mediation, settlement, and briefing on appeal. Robert is experienced working with complex technologies including life sciences, pharmaceuticals, wireless communications, smartphones and tablets, medical devices, and wearable devices, among others.

Prior to joining the firm, Robert practiced in the Patent Litigation department at Weil, Gotshal & Manges for over 15 years, and prior to law school, worked as an accounting analyst for Exxon Mobil Corp.

Key Matters

Some of the experience represented below may have been handled at a previous firm.

SOME OF ROBERT'S RECENT DISTRICT COURT WINS INCLUDE:

- *Altria Client Services LLC v. RJ Reynolds Vapor Co.*, Case No. 1:20-cv-00472 (D.N.C.) – Created and led damages strategy for plaintiff, resulting in \$95 million jury verdict on patents directed to pod-style vaping devices.
- *Verinata Health, Inc. v. Ariosa Diagnostics, Inc.*, Case No. 3:12-cv-05501-SI (N.D. Cal.) – Obtained \$27 million jury verdict and dismissal of \$100 million counterclaims on patents directed to prenatal testing for the early diagnosis of fetal abnormalities such as Down Syndrome; affirmed by the Federal Circuit.
- *Bio-Rad Laboratories, Inc. v. 10X Genomics Inc.*, Case No. 1:15-cv-00152-RGA (D. Del.) – Obtained \$24 million jury verdict and permanent injunction on patents directed to foundational technology that allows thousands of microscopic “droplets” to serve as test tubes for chemical reactions with genetic material; affirmed by the Federal Circuit.

SOME OF ROBERT'S REPRESENTATIVE ITC EXPERIENCE INCLUDES:

- *Certain Pre-Filled Syringes for Intravitreal Injection and Components Thereof*, Inv. No. 337-TA-1207 – Obtained rare finding by the Office of Unfair Import Investigations (OUII) that the public interest record supported no relief even if a Section 337 violation were found, leading to complete withdrawal of complaint.
- *Certain Laparoscopic Surgical Staplers, Reload Cartridges, and Components Thereof*, Inv. No. 337-TA-1167 – Obtained Commission finding of a Section 337 violation on certain claims.
- *Certain Variable Speed Wind Turbine Generators and Components Thereof*, Inv. No. 337-TA-1218 – Obtained Commission finding of a Section 337 violation on certain claims.
- *Certain IoT Devices and Components Thereof*, Inv. No. 337-TA-1094 – Obtained termination of investigation on an early motion to dismiss.
- *Certain RF Capable Integrated Circuits and Products Containing the Same*, Inv. No. 337-TA-982 – Obtained favorable motion *in limine* ruling leading to complete withdrawal of complaint.
- *Certain Wireless Communication Devices, Portable Music and Data Processing Devices, Computers and Components Thereof*, Inv. No. 337-TA-745 – Obtained no violation finding on all six asserted patents.
- *Certain Electronic Devices with Multi-Touch Enabled Touchpads and Touchscreens*, Inv. No. 337-TA-714 – Obtained no violation finding on single asserted patent.
- *Certain Mobile Telephones and Wireless Communication Devices Featuring Digital Cameras, and Components Thereof*, Inv. No. 337-TA-703 – Obtained no violation finding on single asserted patent.

Recent Experience

ITC ALJ Issues Win for AMD

Recognitions

Robert was recognized as a “Key Lawyer” in the areas of Intellectual Property: Copyright and Intellectual Property: Patents Litigation in the 2023 edition of *The Legal 500 U.S.* He is dedicated to pro bono matters and has been recognized for his work, having received the HIV Law Project’s Distinguished Pro Bono Legal Service Award.

Activities

Robert is a member of the ITC Trial Lawyers Association and the ITC section of the American Bar Association. He previously served as chair of the Campaign Board's Eastern Caucus for the Gay & Lesbian Victory Fund, as a member of the Levine School of Music Virtuoso Society Steering Committee, the Human Rights Campaign Federal Club, and the Lambda Legal Liberty Circle, and as chair of the Milby High School Leadership 2000 Mentoring Program. He has volunteered for Whitman Walker, the Trevor Project, Voter Protection, GAMTI Mock Trial, and the Foundation for Puerto Rico, among numerous other organizations.

Credentials

EDUCATION

Robert received his J.D. from the University of Houston Law Center in 2006. He received his BBA from Baylor University in 2000.

ADMISSIONS

- District of Columbia
- Texas

Related Insights & News

Robert has served as the editor of the ABA Chapter on Attorney-Client Privilege and Work Product Immunity in Patent Litigation. He is also the author of numerous articles on patent litigation.

RECOGNITIONS

Winston Team Recognized in *Am Law Litigation Daily's* Litigator of the Week Column
JANUARY 26, 2024

CLIENT SUCCESS

ITC ALJ Issues Win for AMD
JANUARY 25, 2024

PRESS RELEASE

Winston & Strawn Names 16 New Partners
DECEMBER 1, 2023

RECOGNITIONS

Winston & Strawn Recognized in *The Legal 500 U.S.* 2023
JUNE 7, 2023

CLIENT ALERT

CHIPS and Science Act May Impact Section 337 Investigations at the ITC

AUGUST 17, 2022

ARTICLE

An Indication That ITC Remedies For SEPs May Not Fit

JULY 27, 2022

Capabilities

ITC – Section 337

Patent Litigation

IP Licensing & Due Diligence

Antitrust/Competition

Commercial Litigation & Disputes

Government Investigations, Enforcement & Compliance

Intellectual Property

Medical Devices

Health Care

Technology, Media & Telecommunications

Life Sciences