



## Mike Rueckheim

Partner  
Chair, Silicon Valley Litigation Practice

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Houston

Michael (Mike) is a patent litigator with a high-level background in technology who focuses his practice on patent litigation, post-grant proceedings before the PTAB, ITC actions, and related intellectual property and trade secret matters. Prior to becoming a lawyer, Mike obtained nearly ten years of experience focusing on trouble-shooting issues with high-tech instrumentation such as plasma etchers (as a semiconductor process technician) and gas chromatography-mass spectrometers (as an analytical research chemist).

Mike is chair of the Litigation Practice for the firm's Silicon Valley office. Mike has guided clients through all stages of the litigation and post-grant processes, from pre-suit investigations to jury trials and ITC hearings, and through appeals of each up to the Federal Circuit. Mike has achieved great success for his clients across the country in presenting and cross-examining fact and expert witnesses at trial and deposition, preparing trial strategies, arguing key motions and claim construction (*Markman*) positions, and advising clients in *inter partes* review proceedings.

Mike was received an Am Law "Litigator of the Week" honorable mention in connection with obtaining a jury trial win in a competitor patent case that also spanned into multiple PTAB, ITC and CIT matters. Mike followed this win by

obtaining significant post-trial awards for his client, including treble damages, attorneys' fees and an injunction.

Prior to joining Winston, Mike focused on patent litigation at two nationally ranked firms in New York and Texas.

## Key Matters

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

- Second chaired Northern District of Illinois eight-day jury trial in competitor case involving two patents relating to garage door technology. Obtained complete jury trial verdict/win on all issues, including an award of treble damages, attorneys' fees costs and permanent injunction. Court (in a post-trial opinion) stated: "This case was not close. [Defendant] lost on every issue at trial after less than two hours of jury deliberation." Also obtained related wins from IPR stage and from ITC hearings (on different patents).
- Defended a large multinational information technology company in a multi-patent litigation pending in the Northern District of Texas, with accusations relating to high-speed printing technologies.
- Defended a large multinational information technology company in an Eastern District of Texas patent litigation, with accusations relating to manufacturing software techniques.
- Represented four major multinational technology defendants jointly in IPR and appeal; defended one client in an underlying Delaware patent litigation. Case involved accusations relating to memory techniques, reducing probe traffic and cache coherency concepts.
- Defended a major multinational technology company in an Eastern District of Texas patent litigation, with accusations relating to translating virtual addresses in a system having multiple instruction pipelines.
- Represented a global leader in cloud and digital technology in an IPR and appeal, as well as Delaware patent litigation. Case involved accusations relating to networking techniques for RAID memory systems.
- Defended a leading electronics, appliances and mobile devices company in a Western District of Texas patent litigation, with accusations relating to standard essential patent issues and Bluetooth frequency hopping selection of communications channels.
- Defended a major multinational technology company in a multi-patent litigation pending in the Eastern District of Texas, with accusations relating to processor architecture concepts, including SIMD floating point coprocessor techniques and memory applications.

## Recent Experience

Winston Secures Favorable Settlement for Virtualization Company in 10-Patent Case

# Recognitions

Mike's patent litigation knowledge and technical experience has been recognized by numerous legal directories.

- *The Best Lawyers in America*®, Litigation - Intellectual Property (2024)
  - *The Legal 500 US*, "Key Lawyer" (2021)
  - *The Legal 500 US*, Patent Litigation: Full Coverage (2018, 2021)
  - *IAM Patent 1000* (2020–2023), in which Mike was described as:
    - "Highly knowledgeable and experienced in all facets of patents and patent litigation, which he uses to achieve great results." (2023)
    - "Fantastic strategist who is extremely knowledgeable about the federal courts, especially in Texas." (2022)
    - "He has a keen technical ability along with practical judgment and a great ability to manage and run large teams – a combination of talents that is hard to find." (2021)
    - "Difference maker in Silicon Valley, impressing with his technical dexterity and trial proficiency." (2020)
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# Activities

- Member, Silicon Valley Intellectual Property Law Association
  - Member, American Bar Association
  - Member, Federal Circuit Bar Association
  - Member, Houston Intellectual Property Association
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“Michael Rueckheim is highly knowledgeable and experienced in all facets of patents and patent litigation, which he uses to achieve great results. He is personable, proactive, responsive and open to hearing thoughts on the proposed approach and strategy.”

*IAM Patent 1000*

# Credentials

## EDUCATION

Mike received his B.S. in biochemistry from the University of Texas in 2000. He received his J.D., *magna cum laude*, from Washington University Law School in 2008, graduating in the top 5 percent of his class. Mike was also elected to the Order of the Coif and the *Washington University Law Review*.

## ADMISSIONS

- California
- Texas

- New York

## CLERKSHIPS

- USDC - Eastern District of MO for the Honorable Rodney W. Sippel

## Related Insights & News

### **Speaking Engagements:**

- IIPLA 4th Annual Meeting, "IP challenges brought by 5G and IoT," September 25, 2019
- American Conference Institute's 17th Global Summit on Life Sciences Patents Conference, New York, "New § 101 Landscape: Exploring the Latest Developments at the PTO and District Court Relative to Patent Eligibility," May 16, 2019

### **Publications:**

- "Patent Mediation Guide," *Federal Judicial Center's Patent Case Management Judicial Guide*, Supplement, January 2019
- "Four Changes to Patent Litigation Post 'TC Heartland,'" *The Recorder*, October 2017
- "Silicon Valley," *Inside Counsel*, June 2017

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## SPONSORSHIP

Winston & Strawn Sponsors 2024 IP Counsel Café Meeting

MAY 7, 2024

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## RECOGNITIONS

Three Winston Teams Featured in Litigator of the Week Column

SEPTEMBER 29, 2023

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## RECOGNITIONS

Winston Attorneys Recognized in *The Best Lawyers in America*® 2024

AUGUST 17, 2023

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## RECOGNITIONS

Winston Recognized in 2023 *IAM Patent 1000* Rankings

JUNE 26, 2023

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## NEWS

2022 Pro Bono Impact Report

MAY 1, 2023

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## SPONSORSHIP

Winston & Strawn Sponsors 2023 PTAB Bar Association Annual Conference

MARCH 8, 2023

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## RECOGNITIONS

Winston Recognized in 2022 *IAM Patent 1000* Rankings

JULY 5, 2022

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## CLIENT ALERT

Moderna Has Standing to Appeal Because of Risk of Infringement Suit, But PTAB's Rejection of Moderna's Invalidity Arguments Is Affirmed

MARCH 9, 2022

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## CLIENT ALERT

Timing Is Everything — Intervening Loss in Standing Results in Dismissal of Appeal

MARCH 9, 2022

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## CLIENT ALERT

Forum-Selection Clause Precluded Filing of IPR Petitions

MARCH 7, 2022

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## CLIENT ALERT

Federal Circuit Limits Use of "Admitted Prior Art" in IPR Proceedings

MARCH 2, 2022

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## CLIENT ALERT

Expert Must Meet POSITA Standard to Testify on Infringement

FEBRUARY 17, 2022

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## Capabilities

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Intellectual Property

Litigation/Trials

Patent Litigation

Technology Antitrust

Technology, Media & Telecommunications

Medical Devices

Oil & Gas