

Jason S. Angell

Of Counsel

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- **Services**

- Business & Commercial Litigation
- Intellectual Property Litigation
- Litigation & Trial Practice

- **Industries**

- Cannabis
- Outdoor Recreation

Overview

Jason Angell is a trial lawyer and member of Hopkins & Carley's Intellectual Property practice. Jason has focused his career on antitrust litigation, intellectual property litigation and counseling, and other complex matters for technology companies.

Jason has served as lead counsel for domestic and international companies in patent infringement and validity proceedings involving semiconductors, audio and video decoding devices, computer software and hardware, consumer electronics devices, medical devices, and biotechnology.

Jason represents both patent holders and parties defending against patent claims in infringement litigation in courts across the United States. Jason is a member of the Patent Bar, and represents parties before the Patent Trial and Appeal Board.

In his antitrust work, Jason has primarily focused on defending against price fixing cases. In 2013, Jason served as trial counsel in a price fixing case. Despite the client's guilty plea, the jury awarded less than 1% of the more than \$770,000,000 in damages the plaintiffs claimed. The trial result was widely covered in domestic and foreign media. The trial led to his firm at the time being named a finalist for Global Competition Review's 2014 Litigation of the Year Award. Jason was also a member of a trial team that pursued Section 2 claims against a patent holder accused of engaging in unlawful monopolization conduct in connection with

standards setting activities.

Jason began his career in the Intellectual Property Group at Orrick, Herrington & Sutcliffe LLP in Menlo Park. After almost ten years at Orrick, in 2011, Jason and other Orrick attorneys founded the firm that became Freitas Angell & Weinberg LLP, a boutique litigation firm focused on intellectual property enforcement and defense, antitrust litigation and counseling, and other matters for technology companies.

Prior to law school, Jason worked for several years in genetic research, including two years at Memorial Sloan Kettering Cancer Center in New York City.

An outdoor enthusiast, Jason mountain bikes year round, skis and snowboards in the winter, and encourages his twin girls toward appreciating an active life.

Experience

- *Broadcom Corp.* (C.D. Cal.) Represented Broadcom Corp. and Avago General IP in patent litigation against Amazon.com, Inc. and Amazon Web Services, Inc. in which certain semiconductors, audio and video encoding and decoding devices, and content delivery networks were accused of infringing plaintiffs' patents. Also represented Broadcom and Avago in *inter partes* review proceedings initiated by Amazon regarding the patents in suit.
- *Transport Technologies, LLC* (C.D. Cal.). Represented Transport Technologies, LLC in patent infringement litigation against the Los Angeles County Metropolitan Transportation Authority in a case involving toll systems on certain freeways. Jason also represented Transport Technologies in *inter partes* review proceedings initiated by LA Metro at the Patent Trial and Appeals Board.
- *In re TFT-LCD (Flat Panel) Antitrust Litigation* (N.D. Cal.). Represented HannStar Display Corporation against price fixing claims brought by opt-out plaintiffs in a multidistrict litigation proceeding. Jason was principally involved in the first and only opt-out case to go to trial in the LCD litigation, in which he defended HannStar against claims brought by certain Best Buy entities. The jury returned a verdict of less than 1% of the damages claimed, and found damages in an amount consistent with the defense experts' estimates.
- *In re Cathode Ray Tube (CRT) Antitrust Litigation* (N.D. Cal.). Represented LG Electronics, Inc. in a multidistrict price fixing proceeding in the Northern District of California.
- *Fragrant Jewels LLC* (Cal. Sup. Ct.). Represented Fragrant Jewels, a rapidly growing startup company, in a dispute with a former executive and an LLC member. After securing a civil contempt determination and other interim relief, the case settled on the terms specified by the company.
- *In re DRAM Antitrust Litigation* (N.D. Cal.). Represented Nanya Technology Corporation and Nanya Technology Corporation USA in a price fixing proceeding filed by Sun Microsystems in the Northern District of California.
- *Nanya and Nanya USA* (N.D. Cal.). Represented Nanya and Nanya USA in a trial against Rambus Inc. in which Nanya and Nanya USA and other DRAM manufacturers alleged that Rambus violated section 2 of the Sherman Act by engaging in

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unlawful monopoly conduct in connection with industry standards setting activities. Jason also represented Nanya and Nanya USA in patent infringement litigation matters.

- *Fluxion Biosciences, Inc.* (N.D. Cal.). Represented Fluxion in patent infringement litigation relating to pharmaceutical research technology.
- *NextG Networks, Inc.* (N.D. Cal., C.D. Cal.). Represented NextG in enforcing its patent rights against two competitors. The patent claimed technology central to distributed antenna systems used in mobile telephone systems.
- *Princo Corporation and Princo America Corporation; Gigastorage Corporation and Gigastorage U.S.A.* (S.D.N.Y.). Represented the Princo and Gigastorage entities in patent infringement litigation involving technology related to recordable and re-writable compact discs. Jason was principally involved in the mandamus proceedings that resulted in *In re Princo Corp.*, 478 F.3d 1345 (Fed. Cir. 2007).
- *Dow AgroSciences LLC*. Represented Dow and related entities in various jurisdictions in connection with genetic engineering-related patent infringement actions.
- *Compal Electronics, Inc.* Represented Compal in patent infringement litigation matters involving technology related to notebook computers.
- *Ariba, Inc.* Represented Ariba in complex insurance coverage and bad faith disputes with different insurers, resulting in almost 100% recovery of claimed losses.
- *SecuriMetrics, Inc.* Represented SecuriMetrics, a California biometrics company, in a contract and business tort dispute. Jason also represented SecuriMetrics in related insurance coverage and bad faith litigation.

Insights

Selected Publications

- “Public Accessibility” of “Printed Publication” Prior Art: An Objective Standard, New Matter, California Lawyers Association, Intellectual Property Law Section, Summer 2018, Vol. 43, No. 2 (with Odom, K.)
- Co-Editor, American Bar Association, *Proof of Conspiracy Under Federal Antitrust Laws*, 2nd ed., 2017
- Contributor, American Bar Association, *Antitrust Law Developments*, 8th ed., 2016
- Contributor, *2014 Annual Review of Antitrust Law Developments*, American Bar Association, 2015.
- *Guilty Pleas in Civil Antitrust Trials*, American Bar Association Section of Antitrust Law, Trial Practice Committee Newsletter, 2015 (with Freitas, R.)
- *Joint Trial Of Direct and Indirect Purchaser Claims*, The Journal of the Antitrust and Unfair Competition Law Section of the State Bar of California, Vol. 23, No. 2, 2014 (with Freitas, R.)
- *Understanding The Objective Prong In Seagate*, IP Law 360, July 01, 2009 (with Freitas, R.)

Selected Speaking Engagements

- “Managing Intellectual Property Risks For Small And Medium Sized Companies,” 16th Annual Rocky Mountain Intellectual Property & Technology Law Institute, May 2018, Westminster, Colorado.

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- “Applying Patent Damages Law: 2017 Updates LIVE Webcast,” Knowledge Group Webcast, September 7, 2017
- “Managing Patent Litigation Threats For Small And Medium Sized Companies,” Silicon Valley Intellectual Property Law Association, September 2016
- “Applying Patent Damages Law: 2016 Updates LIVE Webcast,” Knowledge Group Webcast, September 7, 2016
- “NPE’s and the Small(er) Company,” at the Patent Disputes for Our Time: New Realities, New Approaches Conference, Intellectual Property Section of the State Bar of California, San Francisco, California, March 23, 2016
- “2014 Patent Law Update,” 2014 Intellectual Property Institute, Intellectual Property Law Section of the State Bar of California, Garden Grove, California, November 2014
- “New Prior Art Rules Under The ‘First To File’ Provisions Of The America Invents Act,” American Inns of Court, San Francisco Bay Area Chapter, March 2012
- “IT’S ALIVE!! Preserving and Litigating the Doctrine of Equivalents In A Post-Festo World,” 2005 Rocky Mountain Intellectual Property & Technology Institute, Denver, Colorado, 2005

Professional Activities

- State Bar of California Intellectual Property Section
- American Bar Association, Section on Intellectual Property Law
- American Bar Association Section on Antitrust Law

Bar Admissions

- State Bar of California (2002)

Court Admissions

- United States Supreme Court
- U.S. Court of Appeals for the Federal Circuit
- U.S. Court of Appeals for the Ninth Circuit
- U.S. District Court for the Northern District of California
- U.S. District Court for the Central District of California

Education

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- J.D., University of California, Hastings College of the Law
- B.A., University of Delaware