

GEORGE WASHINGTON UNIVERSITY

Professional Record

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Present Position:

Theodore and James Pedas Family Professor of Intellectual Property and Technology Law, Co-Director of the Intellectual Property Program and Co-Director of the Dean Dinwoodey Center for Intellectual Property Studies, George Washington University Law School.

Date and Place of Birth:

February 22, 1937, Detroit, Michigan.

Citizen of: U.S.A.

Education

High School: Central High School, Detroit, Michigan, June 1954.

Baccalaureate: A.B., University of Michigan, Ann Arbor, Michigan, June, 1958.

Graduate: M.S. (Physics), University of Michigan, Ann Arbor, Michigan, August, 1959.

Law Degree: University of Michigan, Ann Arbor, Michigan, June, 1962.

Other Faculty Appointments

Professor of Law, Wayne State University Law School, Detroit MI, 1973-1999, Professor Emeritus 1999--.

Visiting Professor of Law, University of Michigan Law School, Ann Arbor, Michigan, Winter 1982.

Visiting Professor of Law and Acting Director of the Intellectual Property program, George Washington University Law School, 1998-99.

Professional Experience

Assistant Editor Michigan Law Review (1960-1962).

Research Assistant to Professor Samuel D. Estep (1960-1962).

Law Clerk, Chief Judge Theodore Levin, Federal District Court, Detroit, Michigan (1962-1963)

Associate, Honigman, Miller, Schwartz & Cohn, Detroit, Michigan (1963-64).

Patent Attorney, Burroughs Corp., Washington, D.C. (1964-1965).

Associate, Barnard, McGlynn & Reising, Birmingham, Michigan (1965-1968), Partner (1968-1973) in charge of patent, patent-antitrust, and related litigation.

Professional Society Memberships:

American Bar Association,
American Intellectual Property Law Association,
Michigan Bar Association,
International Association for the Advancement of Teaching and Research in Intellectual Property.

Service at Wayne State University

Acting Dean, Law School (1974-75).

President, University Faculty Senate (1976-1979).

Chair, Personnel Committee, Law School (1987-88).

Professional Consultation

Testified as an expert on patent law and practice either at trial or by way of deposition in more than 190 patent infringement cases.

Journal/Editorial Activity

Book Review Editor, The Antitrust Bulletin, 1980-1986.

Publications

Scholarly Books

Patent Law Perspectives, 2d Ed., Matthew Bender (eight volumes)(continuously updated)(available through LEXIS).

Cases and Materials on Patent Law, 2nd edition (with Randall R. Rader, John R. Thomas and Harold C. Wegner), West 2003.

Chapter 74, *Patents*, in *Business and Commercial Litigation in Federal Courts* 2nd ed. (eight volumes)(continuously updated)(with Randall R. Rader), West 2005.

Adelman, Rader, and Klancnik's Patent Law in a Nutshell (Nutshell Series)(with Randall R. Rader and Gordon Klancnik), West 2008.

Journal Articles

Refereed Papers:

An Antitrust Decision: *Lear v. Adkins*, 58 A.B.A.J. 45 (1972).

Territorial Restraints in International Technology Agreements after *Topco*, 17 Antitrust Bull. 763 (1972) (with Brooks), reprinted at 5 Pat. L. Rev. 457 (1973).

The Supreme Court, Market Structure, and Innovation: Chakrabarty, Rohm and Haas, 27 Antitrust Bull. 457 (1982).

Invited Articles:

Secrecy and Patenting: Some Proposals for Resolving the Conflict, 1 A.P.L.A. Quarterly J. 296 (1973), reprinted at 5 Pat. L. Rev. 57 (1973).

Relevant Market Paradox - Attempted and Completed Patent Fraud Monopolization, 28 Ohio State L.J. 289 (1977), reprinted at 10 Intellectual Property L. Rev. 115 and 8 J. of Reprints for Antitrust L. and Econ. 709.

Use of Industrial Property as a Clandestine Cartel, 30 (Supplement) Am. J. Comp. L. 1701 (1982).

Forward, Symposium: Perspectives on the General Motors-Toyota Joint Venture, 31 Wayne L. Rev. 1163 (1985).

The New World of Patents Created by the Court of Appeals for the Federal Circuit, 20 U. of Mich. J. L. Ref. 979 (1988).

Patents and the Seventh Amendment, Molengrafica, Eenvormig en vergelijkend

privaatrecht 357 (1993).

Damages and other financial remedies for Patent Infringement, AIPPI Annuaire 1995/IX, 274 (1995).

Prospects and Limits of the Patent Provision in the TRIPS Agreement: The Case of India, 29 Vand. J. Transnat'l L. 507 (1996)(with Baldia).

The Effect of the Seventh Amendment on Substantive American Patent Law, Molengrafica, Europees Privaatrecht 173 (1996).

The Exhaustion Doctrine in American Patent Law, Molengrafica, Europees Privaatrecht 247 (1997).

NonRefereed Papers:

State Control of Radiation Hazards: An Intergovernmental Relations Problem, 60 Mich. L. Rev. 41 (1961) (with Estep).

Trade Secrets and Federal Pre-exemption - The Aftermath of Sears and Compco, 49 J. Pat. Off. Soc'y 713 (1967).

Inventions and the Law of Trade Secrets after *Lear v. Adkins*, 16 Wayne L. Rev. 77 (1969) (with Jaress), reprinted at 3 Pat. L. Rev. 231 (1971).

Patent-Antitrust Law: A New Theory, 17 Wayne L. Rev. 1 (1971) (with Jaress), reprinted at 3 Pat. L. Rev. 231 (1971).

The Integrity of the Administrative Process, Sherman Section 2 and the Per Se Rules - Lessons of Fraud on the Patent Office, 19 Wayne L. Rev. 1 (1972) (with Brooks), reprinted at 55 J. Pat. Off. Soc'y 255 (1973) and 5 Pat. L. Rev. 413 (1973).

Patent-Antitrust: Patent Dynamics and Field of Use Licensing, 50 N.Y.U. L. Rev. 273 (1975) (with Juenger), reprinted at 7 Pat. L. Rev. 495, and 8 J. of Reprints for Antitrust L. and Econ. 429.

Property Rights Theory and Patent-Antitrust: The Role of Compulsory Licensing, 52 N.Y.U. L. Rev. 77 (1977), reprinted at 10 Intellectual Property L. Rev. 77 and 8 J. of Reprints for Antitrust L. and Econ. 287.

The Doctrine of Equivalents in Patent Law: Questions Pennwalt did not Answer, 137 U. of Penn. L. Rev. 673 (1989) (with Francione).

Is the Use of the Doctrine of Equivalents to Fix Mistakes a Mistake?, 27 N. Ky. L. Rev. 1021 (2000).

Book Reviews

Academic Journals

- Book Review, 25 Antitrust Bull. 891 (1980).
- Book Review, 26 Antitrust Bull. 447 (1981).
- Book Review, 27 Antitrust Bull. 275 (1982).
- Book Review, 28 Antitrust Bull. 491 (1983).