

Daily Journal

APRIL 9, 2014

TOP INTELLECTUAL PROPERTY ATTORNEYS OF 2014

The most fascinating, and challenging, aspect of naming the intellectual property attorneys in California is the extraordinary variety of their achievements. While they share the same practice area, the lawyers — chosen from hundreds of nominations, along with a few staff selections — range from patent specialists who try cases before the U.S. International Trade Commission to Internet experts who fight the creators of malicious software “botnets.”

To qualify for the list, an attorney must be based in California even if much of his or her work is done elsewhere, whether it’s the ITC in Washington D.C., the patent office in Virginia, or district courts in Delaware, Texas and other states. Their focus must be intellectual property, as opposed to general litigators who often handle such work.

The attorneys chosen for the list have helped to advance technological innovation and change the law during the past year, handling work critical to the future of the entertainment, medical and technology industries.

It’s an increasingly difficult group to choose, but the impressive and diverse array of talent from across California is testimony to the state’s leadership in intellectual property law.

—The Editors

TOP LITIGATORS OF INTELLECTUAL PROPERTY

PERRY J. VISCOUNTY

FIRM:

LATHAM & WATKINS LLP

CITY

COSTA MESA

SPECIALTY

TRADEMARK, COPYRIGHT, TRADE SECRETS

Viscounty has had some significant victories over the past year.

He secured a jury trial verdict and an \$18 million judgment for America Chung Nam LLC in a case involving trade secret misappropriation, unfair competition and breach of contract. *America Chung Nam LLC v. Cycle Link Inc.*, 462000 (L.A. Super. Ct., filed May 20, 2011).

In another matter, Viscounty is representing Apple Inc. in a trademark infringement case pending in the Southern District of New York.

A family of publishing companies allege that Apple infringed their common law trademark, “iBooks,” because of Apple’s use of its iBooks mark in connection with its app on the iPad and iPhone. *JT Colby & Co. Inc., et al, v. Apple Inc.*, 11-4060 (S.D. N.Y., filed June 15, 2011).

Apple prevailed with its summary judgment motion and the case was dismissed in May 2013.

The case is now before the 2nd U.S. Circuit Court of Appeals.

Viscounty also is representing City of Hope, a medical center, cancer treatment facility and biomedical research institution, in a trademark infringement case in the Western District of Kentucky.

City of Hope alleges that the City of Hope of Louisville Inc. has infringed its trademark in connection with closely related services. *City of Hope v. City of Hope of Louisville Inc., et al*, 13-283 (W.D. Ky., filed March 1, 2013).

“It’s important for them to protect their IP,” Viscounty said. “They’ve been around a long time and rely on donations from around the country.”

Viscounty said that he is especially gratified to handle cases for charitable



organizations that treat people with cancer, and other life-threatening diseases.

“City of Hope is a special place,” he said. “I don’t get that opportunity all the time.”

— Pat Broderick