



ROBERT M. EVANS, JR.
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AREAS OF FOCUS

Patent Litigation
Electronics
Computer Systems & Software
Business Methods
E-Commerce, Trademark



Mr. Evans has more than 20 years of experience litigating complex intellectual property disputes in the federal courts - during discovery, through trial and on appeal. He has worked in nearly every major business center in the United States, including 28 states and the District of Columbia, in the course of taking depositions, arguing motions, obtaining temporary restraining orders and preliminary injunctions, trying cases and arguing appeals.

Mr. Evans has won summary judgment in a large number of complex patent cases where the plaintiff has made demand for tens and hundreds of millions of dollars. Mr. Evans has won jury verdicts for plaintiffs and defendants in high stakes patent litigation, and has won plaintiff and defense verdicts in commercial litigation as well. He has also successfully defended significant complex commercial cases in federal and state court. In addition, he has successfully briefed and argued several cases before the United States Court of Appeals for the Federal Circuit and the United States Court of Appeals for the Eighth Circuit.

Mr. Evans' patent and trade secret lawsuits have concerned electronic circuits and electrical controls, computer systems and software, telephone systems and software, voting equipment, organic and inorganic chemistry, semiconductors, life sciences reagents and processes, medical and dental products, and manufactured and industrial products. His trademark and unfair competition lawsuits have included marks and competition in manufacturing, electronics, chemical and life sciences industries, power industry, financial services industry, entertainment industry and food services industry. Mr. Evans has also handled several copyright lawsuits.

Mr. Evans received his Bachelor of Science in Electrical Engineering in 1985 from the University of Notre Dame, where he graduated *summa cum laude*. While at Notre Dame, Mr. Evans was a member of Tau Beta Pi, the electrical engineering honor society. In 1988, he received his Juris Doctorate from Washington University, where he was a member of the Order of the Coif, and was Notes and Comments Editor of the Washington University Law Quarterly.

Mr. Evans is a member of the American Intellectual Property Law Association, the American Bar Association, the Missouri Bar Association, the Bar Association of Metropolitan St. Louis, and the Institute of Electrical and Electronics Engineers. Mr. Evans was named a Super Lawyer in the 2009 and 2010 issues of Missouri & Kansas Super Lawyers, a recognition given to the top 5 percent of lawyers per jurisdiction. He was selected for inclusion in *The Best Lawyers in America*® 2012 (Copyright 2011 by Woodward/White, Inc., of Aiken, S.C.) and was also selected in 2011.

COMMUNITY INVOLVEMENT

Mr. Evans is Past-President of the Patent and Trademark Section of the Bar Association of Metropolitan St. Louis. He was an adjunct professor at Washington University's School of Electrical Engineering from 1995-2001.

EDUCATION

University of Notre Dame (B.S., Electrical Engineering, 1985), *summa cum laude*
Washington University in St. Louis (J.D., Order of the Coif, 1988)

BAR INFORMATION

Missouri, Admitted 1988
Illinois, Admitted 1989
United States Court of Appeals for the Federal Circuit, Admitted 1991
United States Court of Appeals for the Eighth Circuit, Admitted 1989

BAR INFORMATION (CONT.)

United States District Court for the Eastern District of Missouri, Admitted 1989
United States Patent and Trademark Office, Admitted 1991

PUBLISHED ARTICLES

Patents: the Precious Gems of Commerce (with J. Bennett Clark and G. Harley Blosser) St. Louis Business Journal (2001)

Chemical v. U.S. on Title III of the Omnibus Crime Control and Safe Streets Act, Washington University Law Quarterly (1988)

SPEAKING ENGAGEMENTS

Patent Opinions and Willful Infringement in the Wake of Knorr-Bremse, paper and presentation for the Bar Association of Metropolitan St. Louis (2005)

Introduction to Patent Law and Litigation (with J. Bennett Clark and Laura R. Polcyn), paper and public presentation, United States District Court, Eastern District of Missouri (1999)

Annual Eighth Circuit Review of Trademark and Copyright Cases, paper and presentation for the Bar Association of Metropolitan St. Louis (1995)

Reasonable Expectations of Privacy and High Technology Surveillance: The Impact of California v. Ciralo and Dow

REPRESENTATIVE CASES (CLIENTS HIGHLIGHTED IN BOLD)

Buelhorn v. Universal Valve Co., Case No. 3:2010-CV-00559 (S.D.Ill.)

Decision Support LLC v. Election Systems & Software Inc., Case No. 4:2010-CV-00190 (W.D.N.C.)

Bing! Info. Design LLC v. Microsoft Corp., Case No. 4:2010-CV-00076 (E.D.Mo.)

Franklin Inventions LLC v. Election Sys. & Software Inc., Case No. 2:2009-CV-00377 (E.D.Tex.)

Voter Verified Inc. v. Premier Election Solutions Inc. and Diebold Inc., Case No. 6:2009-CV-01968 (M.D.Fla.)

Voter Verified Inc. v. Election Sys. & Software Inc., Case No. 6:2009-CV-01969 (M.D.Fla.)

AmerenUE v. Plescia, Case No. 4:2009-CV-00494 (E.D.Mo.)

Avante Int'l Tech. Inc. v. Premier Election Solutions Inc., Case No. 4:2008-CV-01367 (E.D.Mo.)

Code 3 Inc. v. Whelen Eng'g Co., Case No. 4:2008-CV-00786 (E.D.Mo.)

S.O.I.Tec Silicon on Insulator Techs. SA v. MEMC Elec. Materials Inc., Case No. 1:2008-CV-00292 (D.Del.)

Avante Int'l Tech. Inc. v. Premier Election Solutions Inc., Case No. 4:2008-CV-00587 (E.D.Mo.)

SunOpta Inc. v. Abengoa Bioenergy New Techs. Inc., Case No. 4:2008-CV-00078 (E.D.Mo.)

Ronald A. Katz Tech. Licensing LP v. Ameren Corp., Case No. 2:2007-ML-01816 (C.D.Ca) and Case No. 4:2007-CV-01083 (E.D.Mo.)

Patent Enforcement Team LLC v. Eagle Grooving Inc., Case No. 9:2006-CV-81188 (S.D.Fla.)

Avante Int'l Tech. Inc. v. Premier Election Solutions Inc. f/k/a Diebold Inc., Case No. 4:2006-CV-00978 (E.D.Mo.)

Concept Unlimited Inc. v. The Fitts Co., Case No. 3:2006-CV-01635 (D.S.C.)

S.O.I.Tec Silicon on Insulator Techs. SA v. MEMC Elec. Materials Inc., Case No. 1:2005-CV-00806 (D.Del.)

Alliance Security Prods. Inc. v. Fleming Co., Case No. 1:2005-CV-05214 (S.D.N.Y.)

Sumitomo Mitsubishi Silicon Corp. v. MEMC Elec. Materials Inc., Case No. 4:2005-CV-02133 (N.D.Ca.)

Leggett & Platt Inc. v. Vutek Inc., Case No. 4:2005-CV-00788 (E.D.Mo.)

Pazar Americas Inc. v. Cosco Inc., Case No. 3:2003-CV-00245 (S.D.Oh.)

Tobek Inc., v. Quall's Stud Welding, Case No. 4:2003-CV-00370 (E.D.Mo.)

Brookstone Co. v. Restoration Hardware, Case No. 4:2003-CV-00264 (E.D.Mo.)

Maritz Inc. and American Express Incentive Servs., LLC v. Carlson Cos., Case No. 4:2002-CV-00161 (E.D.Mo.)

MEMC Elec. Materials Inc. v. Mitsubishi Materials Silicon Corp., Case No. 4:2001-CV-04925 (N.D.Ca.)

Maritz Inc., American Express Co., and AEIS v. Meridian Enters., Case No. 4:2000-CV-00387 (E.D.Mo.)

Solutech Inc. v. Solutech Consulting, Case No. 4:1999-CV-01865 (E.D.Mo.)

Edward D. Jones Co. v. Athena Inv. Group Inc., Case No. 1:1999-CV-06204 (N.D.Ill.)

Airtech Int'l Inc. v. De-Comp Composites, Case No. 4:1999-CV-00634 (N.D.Ok.)

State of Fl. Bd. of Regents v. Am. Bioscience., Case No. 4:1999-CV-00131 (N.D.Fla.)

Hypotherm Inc. v. Thermal Dynamics, Case No. 1:1998-CV-00647 (D.N.H.)

Tee-Lok Corp. v. Mitek Indus., Case No. 4:1998-CV-00909 (E.D.Mo.)

Futura Coatings, Inc. v. Jeffrey Raglani and Marchem Corp., Cause No. CV 198-3163 CC (Circuit Court, St. Charles, MO)

D.W. Indus. Inc. v. Safe-Wave Prods. Inc., Case No. 4:1997-CV-02126 (E.D.Mo.)

REPRESENTATIVE CASES (CLIENTS HIGHLIGHTED IN BOLD) (CONT.)

*We Diversified Servs. v. **Deutsche Fin. Servs.***, Case No. 2:1997-CV-00221 (D.Utah)
*The Dal LLC v. Barnett Inc., **Double “R” Specialty Molding Company, Inc.***, Case No. 8:1996-CV-02606 (M.D.Fla.)
Barnes-Jewish Hosp.** v. **IDEXX Labs., Case No. 2:1995-CV-00290 (D.Me.)
Rawlings Sporting** v. **Finley, Case No. 4:1995-CV-01216 (E.D.Mo.)
Unidynamics Corp.** v. **Automatic Prods. Int’l., Case No. 4:1995-CV-01185 (E.D.Mo.)
David Sherman Corp.** v. **Ron Matusalem Inc., Case No. 4:1995-CV-01166 (E.D.Mo.)
Carmade Mfg. Co.** v. **Enthusiasts Inc., Case No. 1:1995-CV-03355 (N.D.Ill.)
Buckeye Int’l. Inc.** v. **Ecolab Inc., Case No. 4:1994-CV-02177 (E.D.Mo.)
Hendry Mech.** v. **KL Acquisition Corp., Case No. 2:1994-CV-04344 (C.D.Ca.)
Perma-Jack Co.** v. **Permabilt by Bright, Case No. 4:1993-CV-00950 (N.D.Ok.)
K&F Mfg. Co.** v. **W. Litho Plate, Case No. 3:1993-CV-00300 (N.D.In.)
The Curators of the Univ. of Mo.** v. **CEM Corp., Case No. 93:4288-CV-5 (W.D.Mo.)
Diversified Maintenance Corp.** v. **General Electric Capital Corp., Cause No. 932-9954 (St. Louis City Circuit Court, MO)
Hermelin** v. **Sears Roebuck & Co., Case No. 4:1992-CV-01370 (E.D.Mo.)
The Arch Fund Inc.** v. **St. Louis Leasing Corp., Case No. 4:1992-CV-01128 (E.D.Mo.)
Unidynamics Corp.** v. **Rowe Int’l., Case No. 4:1991-CV-02033 (E.D.Mo.)
Nat’l. Packaging Corp.** v. **Nw. Bottle, Case No. 4:1991-CV-01595 (E.D.Mo.)
Hobojo Holding Co.** v. **Salmolux Inc., Case No. 2:1991-CV-00545 (W.D.Wa.)
Fed. Signal Corp.** v. **Public Safety Equip., Case No. 1:1991-CV-00493 (N.D.Ill.)
Grimmy, Inc.** v. **Acme Premium Supply Corp., Case No. 91-CV-0201-C-5 (E.D.Mo.)
Pulsair** v. **Puritan-Bennett Corp., Case No. 9:90-CV-08311 (S.D.Fla.)
Macrovision Corp.** v. **The Herrington Corp., Case No. 5:90-CV-20652 (N.D.Ca.)
Sigma Chemical Corp.** v. **ICN Pharm., Inc., (C.D.Ca.)