

## John P. Moy

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John P. Moy is Counsel in the Intellectual Property Practice of Smith, Gambrell & Russell, LLP.

Mr. Moy's practice focuses on patent litigation, pre-litigation counseling, and dispute resolution. He has considerable experience in all aspects of patent litigation, including trial experience, drafting appellate briefs, post-trial briefs, and dispositive motions, preparing Markman claim construction briefs, deposing key fact and expert witnesses, and handling day-to-day case management responsibilities. He litigates patent matters involving a wide range of technologies, including interactive telephone call processing systems, charter jet reservation systems, electronic immobilization devices, electronic payment systems, digital speech compression software, pharmaceutical products and processes, and consumer recreational products. Mr. Moy also advises clients on a variety of nonlitigation matters, including licensing negotiations, patent reexamination, assessment and avoidance of third party rights, and other patent counseling.

### Representative Transactions

- *Baggage Airline Guest Services, Inc. v. Roadie, Inc.* (originally filed in Middle District of Florida, successfully transferred to District of Delaware): Counsel for Defendant Roadie, Inc. in patent litigation involving delayed baggage delivery systems
- *In the Matter of Certain Microperforated Packaging Containing Fresh Produce (ITC)*: Counsel for Complainant Windham Packaging, LLC in ITC proceeding involving microperforated produce packaging
- *Infogation Corp. v. HTC Corp., Huawei Device USA, Inc., and ZTE (USA), Inc.* (Southern District of California): Counsel for Plaintiff Infogation in patent litigation involving navigation technology
- *Straight Path IP Group, Inc. v. Telesphere Networks, Inc.* (Eastern District of Virginia): Counsel for Defendant Telesphere Networks in patent litigation involving VOIP technology
- *Odorstar Technology, LLC v. Biocide Systems* (Southern District of Florida): Counsel for Defendant Biocide Systems in patent litigation involving chlorine dioxide odor elimination systems



### Contact Information

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### Areas of Practice

Intellectual Property  
Intellectual Property Licensing  
Litigation/Trial Practice

### Bar Admissions

District of Columbia  
New York  
Virginia

- *Taser International, Inc. v. Stinger Systems, Inc.* (District of Arizona): Counsel for Specially Appearing Party Karbon Arms in patent litigation involving electronic immobilization devices
- *Patent Licensing and Investment Company v. Green Jets Inc.* (originally filed in Eastern District of Virginia, successfully transferred to Southern District of Florida): Counsel for Defendant Green Jets in patent litigation involving method of charter flight scheduling
- *Smart Trike USA v. Kettler* (District of New Jersey): Counsel for Declaratory Judgment Plaintiff Smart Trike in patent litigation involving consumer recreational products
- *In re Katz Interactive Call Processing Patent Litigation* (various federal district courts; pre-trial proceedings consolidated in Central District of California): Counsel for Ronald Katz Technology Licensing in multi-district patent litigation involving interactive telephone call processing systems
- *AT&T Corp. v. Microsoft Corp.* (Southern District of New York): Counsel for AT&T in patent litigation involving digital speech compression software
- *Swimways Corp. v. Overbreak, LLC* (Eastern District of Virginia): Counsel for Swimways in patent litigation involving consumer recreational products
- *Xybernaut Corp. v. ViewSonic Corp.* (Eastern District of Virginia): Counsel for ViewSonic in patent litigation involving computer displays
- *Ortho-McNeil Pharmaceutical, Inc. v. Barr Laboratories, Inc.* (District of New Jersey): Counsel for Ortho-McNeil in patent litigation involving oral contraceptive compound norethindrone

Mr. Moy is a member of the American Intellectual Property Law Association, the Intellectual Property Law Section of the American Bar Association, and the National Asian Pacific American Bar Association. Mr. Moy was previously Counsel in the Intellectual Property practice group at Murphy & King, P.C. in Washington, D.C. He also was previously Special Counsel at Cooley Godward Kronish LLP in Reston, VA and an associate at Venable, Baetjer, Howard & Civiletti, LLP in Washington, DC and LeBoeuf, Lamb, Greene & MacRae, LLP in New York. He also served as a judicial intern for the Honorable Ronald L. Ellis, U.S. Magistrate Judge, United States District Court for the Southern District of New York. Prior to attending law school, Mr. Moy managed customer service operations at E-fax Communications, Inc. in Oakland, CA.

Mr. Moy received his B.S. in Mechanical Engineering in 1994 from the University of California, Berkeley, and his J.D. from the New York University School of Law in 1998, where he served as Online Editor of the *Journal of International Law and Politics*. He is admitted to

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practice in the District of Columbia, Virginia and New York. Mr. Moy is also registered to practice before the United States Patent and Trademark Office.