

WOODARD, EMHARDT, HENRY, REEVES & WAGNER, LLP



Daniel J. Lueders
Partner

317-713-4920
F: 317-637-7561
dlueders@uspatent.com

Dan focuses primarily in litigation and licensing, as well as IP portfolio evaluation and clearance. As a patent and trademark attorney, Dan helps clients protect their ideas and market share in the U.S. and internationally. He has represented clients in a variety of matters, including those involving industrial, medical, surgical and pharmaceutical technologies, automotive and trucking devices, wireless phone technology, computerized systems, website content, industrial chemicals, and packaging technologies. His experience includes drafting patent opinions, advice regarding lawfully designing around patents, license drafting and negotiation, merger and acquisition due diligence regarding intellectual property, and trademark searching and opinions.

Dan has served as lead trial counsel for both plaintiffs and defendants in both bench trials as well as jury trials. To protect their interests in multi-million dollar cases, clients rely on Dan to build and manage their litigation teams. He has served as lead counsel for appeals of intellectual property cases and/or given oral argument before the Indiana Supreme Court, the United States Court of Appeals for the Federal, Seventh and Ninth Circuits. Dan has also served as an expert witness in patent and trade secret lawsuits.

Dan has earned the respect of his legal colleagues and has been selected by his peers for inclusion in *America's Top 100 High Stakes Litigators*[®] and *Indiana Super Lawyers*[®], and *IP Stars*. Dan is a former professor of law at Indiana University Maurer School of Law, a graduate of the Stanley K. Lacey Executive Leadership Series, and a former volunteer deputy prosecutor. He is a registered mediator.

Dan serves as Managing Partner of the Firm.

Education

- Northwestern University's Technological Institute, *B.S. Civil Engineering, 1983*
- Indiana University Maurer School of Law, *J.D. cum laude, 1986*

Representative Experience

- Expert Witness regarding trade secrets: *Buckley v. Weston*, No. 02301-9401-CP-28, in Allen County, Indiana Superior Court (1995) (trial testimony).
- Expert Witness regarding trade secrets: *Buckley v. Rich*, No. 94-20876-CK, in the Circuit Court for the County of Ottawa, Michigan (1996) (trial testimony).

Lueders | 1

- Expert Witness regarding trade secrets: *Thermodyne v. McDonald's*, No. 95 C 6747, in United States District Court for the Northern District of Illinois, Eastern Division (1996) (deposition testimony).
- Expert Witness regarding patents: *Acco Brands USA LLC. v. Noble Security, et al*; No. 03 C 1820 etc., in United States District Court for the Northern District of Illinois, Eastern Division (2008) (deposition testimony).
- Expert Witness regarding trade secrets: *Press-A-Dent v. Spoor*, No. 02C01-0809-PL-000122, in the Allen County Circuit Court, Indiana (2011) (trial testimony).
- Expert Witness regarding trademark ownership: *Recycling and Processing Equipment, Inc. et al. v. Johann Schmidt, Hartl Crushtek, LLC, et al.*; No. 52C01-0608-CC-00421, in the Miami Circuit Court, Indiana (2011) (trial testimony).
- Represented Indianapolis Bar Association as Amicus Curiae in oral argument and briefing before the Indiana Supreme Court in the trade secret case *Amoco Production Co. v. Laird*, 622 N.E.2d 912 (1993).

Honors & Awards

- *America's Top 100 High Stakes Litigators*®, 2018 – 2019
- *The Best Lawyers in America* in the field of Patent Law, 2020
- *Indiana Super Lawyers*®, 2004-2019
- IP Stars, *Intellectual Property Magazine*, 2016-2019
- *Martindale-Hubbell* Peer Review Rated AV Preeminent
- Stanley K. Lacy Executive Leadership Series, Class XIV

Publications

- Co-Author: Indiana Chapter of INTA Treatise: State Trademark and Unfair Competition Law
- Refining Cybor – Partial Deference for Claim Construction Analogous to Contractual “Usage of Trade” Standard of Appellate Review, *Intellectual Property Today*, November 2006.
- Book author of: *Parent's Guide to College Football Recruiting*, Copyright 2015; ISBN-10: 0986292702

Speaking Engagements

- Program Chair, Advanced Issues in Patent Litigation, Indiana Continuing Legal Education Forum, July 15, 2016.
- Faculty member, “You Really Should Settle This Case’ – Do the Courts Practice What They Preach?” 2009 IP Midwest Intellectual Property Symposium.
- Guest Lecturer: Trade Dress Protection and Infringement Issues, Indianapolis Bar Association, Patent, Trademark and Copyright Section.
- Guest Lecturer: Copyright and Trademark Issues for Public Speakers, National Speakers Association, Indiana Chapter.
- Panel Member: Copyright Issues for Photographers, American Society of Media Photographers, Indiana Chapter.
- Guest Lecturer in Patent Law class, Indiana University Robert H. McKinney School of Law.

Civic & Community Involvement

- Cub Master: Zionsville Cub Scout Pack 358 (1999-2001).
- Boy Scouts of America, Central Indiana Council: fund raising activities.
- Cathedral Arts: Board Member; Midsummer Festival Co-chairman, 1994, 1995; Peaches & Cream Co-chairman, 1997, 1998.

WOODARD, EMHARDT, HENRY, REEVES & WAGNER, LLP

- Zionsville Youth Football League: 2002-2013, Board Member, President, Coach.
- Zionsville Boys & Girls Club: Board Member (2007 to 2008).

Bar Admissions

- Indiana
- U.S. Patent and Trademark Office
- U.S. Court of Appeals for the Federal Circuit
- U.S. District Court, Northern and Southern Districts of Indiana
- U.S. Court of Appeals for the Seventh Circuit
- U.S. Court of Appeals for the Ninth Circuit