

Maxim “Mac” Waldbaum

Partner

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OFFICE:

New York

PRACTICE GROUPS AND CLIENT SECTORS:

Transactional Law, Global Investigations, Technology, Education, Universities, and Endowments, International, Sports, Entertainment, and Recreation, Intellectual Property, Litigation

AREAS OF FOCUS:

Intellectual Property Litigation, International Trade, Telecommunications



PROFESSIONAL EXPERIENCE

Maxim Waldbaum has been assisting clients in successfully resolving patent, trademark, copyright, and trade secret cases and business disputes on such issues for 48 years. Mr. Waldbaum has handled intellectual property cases and transactions in the billions of dollars, representing many Fortune 50 companies and has been counsel in leading intellectual property cases, and arbitrated more than 170 cases and mediated more than 40.

He is the author, with Donald Chisum, of the book *Acquiring And Protecting*

EDUCATION

- ▶ New York University School of Law
J.D., 1970 (Salutatorian, Order of the Coif, Cum Laude)
- ▶ University of Pennsylvania
M.S., 1965
- ▶ Rutgers University
B.S., 1964

PREVIOUS EXPERIENCE

Intellectual Property Rights (Matthew Bender) 1987-2005, and many other published works on intellectual property.

Mr. Waldbaum has been A first chair litigator since 1976. He was awarded AVVO's highest rating for Intellectual Property attorneys, earning a perfect 10.0. Since being listed with Martindale Hubbell in 1980, Mac has enjoyed their highest AV rating of 5.0. Mac Waldbaum provides personalized attention to all his clients and he is rated within the top 1% of IP lawyers in the New York metropolitan area for skill, experience, industry recognition and integrity.

REPRESENTATIVE MATTERS

- ▶ Won v. Columbia Journalism Review et al, 1:13-cv-07723 (S.D.N.Y. October 31, 2013). Defamation/right of privacy-confidential settlement.
- ▶ Sabika, Inc. v. Goshen Sparkling Jewelry, LLC, et al, 1:13-cv-00848 (S.D.W. Va. January 16, 2013). Copyright and trademark infringement-permanent injunctions upon settlement.
- ▶ Sabika, Inc. v. Frost Yourself, Inc., et al, 1:13-cv-00845 (S.D.W. Va. January 16, 2013). Copyright and trademark infringement-permanent injunctions upon settlement.
- ▶ SABIKA, INC. v. MANFRED, 2:13-cv-00091 (W.D. Pa. January 16, 2014). Copyright and trademark infringement-permanent injunctions upon settlement.
- ▶ nextSource Inc. v. Beeline Corp. et al, No. 1:12-cv-03653 (S.D.N.Y. May 08, 2012), Complaint against Adecco Group, S.A., Beeline Corp., John Does 1-30, Parkhill Melissa, John Parkhill, Patrick Parkhill. (05/08/2012). A trade secret theft litigation concerning the software identification of pricing for temporary employees throughout the world
- ▶ Assn. for Molecular Pathology v. U.S. Patent & Trademark Office, 653 F.3d 1329, 99 U.S.P.Q.2d 1398 (Fed. Cir. 2011), Court Opinion (07/29/2011). One of five Amicus Briefs in the Federal Circuit and the Supreme Court concerning the right to protect isolated genes manmade
- ▶ Newstar Chemicals (M) SDN BHD et al v. Megola, Inc., Docket No. 2:11-cv-00926 (D. Nev. Jun 07, 2011), Court Docket (06/07/2011). Obtained settlement/injunction on an action for trademark infringement and defamation.

- ▶ Eaton & Van Winkle (Partner)
- ▶ Schiff Hardin LLP (Partner)
- ▶ Salans Hertzfield & Heilbron (Dentons), Head IP Practice (Partner)
- ▶ Fried Frank Harris & Shriver, Head IP Practice (Partner)
- ▶ Jones Day Head New York IP Practice (Partner)
- ▶ Darby & Darby (Managing Partner)
- ▶ Maxim IP 2018 Founder Arbitration & Mediation

BARS & COURTS

- ▶ New York
- ▶ U. S. District Court

- ▶ John Hardy, LTD v. NKA Corp. et al, Docket No. 1:11-cv-03546 (S.D.N.Y. May 24, 2011), Court Docket (05/24/2011). Obtained preliminary and permanent injunction against copyright and trademark infringer of the famous John Hardy Jewelry.
- ▶ Patent, Trademark & Copyright Journal (BNA), 81 PTCJ Issue No. 1991 (11/19/2010)
- ▶ Hyatt v. Kappos, 625 F.3d 1320, 96 U.S.P.Q.2d 1841 (Fed. Cir. 2010), Court Opinion (11/08/2010). Amicus Brief accepted by Federal Circuit positions of FICPI that under 35 U.S.C. § 145 parties have a right to complete discovery on issues raised in an ex-parte patent office proceeding.
- ▶ DOJ, Patent Holder Briefs Debate Patentability of Isolated DNA, Patent, Trademark & Copyright Journal (BNA) (11/05/2010)
- ▶ Association For Molecular Science vs. USPTO Docket No. 10-01406 (Fed. Cir. Jun 16, 2010), Court Docket (06/16/2010)
- ▶ Patent, Trademark & Copyright Journal (BNA), 79 PTCJ Issue No. 1964 (04/30/2010)
- ▶ Briefs Supporting de Novo Section 145 Evidence Review Filed in Hyatt Case, Patent, Trademark & Copyright Journal (BNA) (04/30/2010)

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- ▶ Briefs Supporting de Novo Section 145 Evidence Review Filed in Hyatt Case, Patent Trademark & Copyright Law Daily (BNA) (04/26/2010)
- ▶ Bernard L. Bilski and Rand A. Warsaw v. David J. Kappos, Under Secretary of Commerce for Intellectual Property and Director, Patent and Trademark Office, Docket No. 08-00964 (U.S. Jan 30, 2009), Court Docket (01/30/2009)
- ▶ In re Bilski, 545 F.3d 943, 88 U.S.P.Q.2d 1385, 2008 ILRC 2861, 26 ILRD 1, Court Opinion (10/30/2008). Amicus Briefs filed in the Federal Circuit and the Supreme Court supporting broad nature of 35 U.S.C. § 101 for the definition of patentability.
- ▶ Vygon v. RyMed Technologies Inc., Docket No. 1:08-cv-00172 (D. Del. Mar 26, 2008), Court Docket (03/26/2008). Multiple litigation and reexamination proceedings on the appropriateness of infringement and patentability of medical device catheter
- ▶ Festo Corporation v. Shoketsu Kinzoku Kogyo Kabushiki Co., Ltd., aka SMC Corporation, et al., Docket No. 07-01066 (U.S. Feb 19, 2008), Court Docket (02/19/2008). Multiple briefings at the Federal and Supreme Court on the acceptability of a flexible position regarding file wrapper estoppel-position accepted

- ▶ RyMed Technologies, Inc. v. Laboratoires Pharmaceutiques Vygon, Docket No. 3:07-cv-01077 (M.D. Tenn. Oct 31, 2007), Court Docket (10/31/2007)
- ▶ In re Seagate Tech., LLC, 497 F.3d 1360, 83 U.S.P.Q.2d 1865 (Fed. Cir. 2007), Court Opinion (08/20/2007). Amicus Brief supporting a strict standard for willfulness acceptable by the Federal Circuit – as well as the lack of needing attorney opinions in non-infringement analysis and good faith by an alleged infringer
- ▶ Creative Science Systems, Inc. v. Forex Capital Markets, LLC et al, No. 5:04-cv-03746 (N.D. Cal. Jan 05, 2007), Court Order (01/05/2007)
- ▶ IN re BILSKI, Docket No. 07-01130 (Fed. Cir. Nov 22, 2006), Court Docket (11/22/2006)
- ▶ Creative Science Sys., Inc. v. Forex Capital Markets, No. C 04-03746 JF (RS), 2006 BL 151433 (N.D. Cal. Apr. 04, 2006), Court Opinion (04/04/2006). Successful settlement of copyright infringement claim on software for identifying foreign exchange trading.
- ▶ Tristrata Technology, Inc. v. Pierre Fabre, Docket No. 3:06-cv-00911 (D.N.J. Feb 28, 2006), Court Docket (02/28/2006). Successful defense of multi-patent (US, Germany and France) infringement cases where settlement was a very small percentage of the amount actually requested.
- ▶ Phillips v. AWH Corp., 415 F.3d 1303, 75 U.S.P.Q.2d 1321 (Fed. Cir. 2005), Court Opinion (07/12/2005). Amicus Brief accepted recognizing that the definition of claim construction in a patent case must first come from the plain meaning of the specification.
- ▶ WhitServe LLC v. Computer Patent Annuities Inc et al, Docket No. 3:04-cv-01897 (D. Conn. Nov 10, 2004), Court Docket (11/10/2004). Successful settlement of multi-patent infringement case involving the automatic payment of patent annuities where the settling amount was a very small fraction of the amount requested.
- ▶ Patent Trademark & Copyright Law Daily (BNA), PTD Issue No. 208 (10/28/2004)
- ▶ Yurman Design, Inc. v. Singer et al, Docket No. 1:04-cv-07871 (S.D.N.Y. Oct 04, 2004), Court Docket (10/04/2004). Case settled with the defendant being enjoined.
- ▶ Yurman Design, Inc. v. Golden Treasure Imports, Inc., 218 F.R.D. 396 (S.D.N.Y. 2003), Court Opinion (10/20/2003). Case settled with permanent injunction against defendant.
- ▶ Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co., 344 F.3d 1359, 68 U.S.P.Q.2d 1321 (Fed. Cir. 2003), Court Opinion (09/26/2003)
- ▶ BOA (UK) Ltd. v. TV Products (USA) Inc., 285 F. Supp. 2d 379 (S.D.N.Y. 2003), Court Opinion (09/25/2003). Case settled with permanent injunction against defendants.
- ▶ Capitol Records, Inc v. Naxos America, Inc., Docket No. 03-07859 (2d Cir. Aug 22, 2003), Court Docket (08/22/2003)

- ▶ Lehman Bros., Inc. v. Wu, Docket No. 1:03-cv-04553 (S.D.N.Y. Jun 23, 2003), Court Docket (06/23/2003). Represented defendant trader in trade secret theft allegations, which ultimately found to be unprovable. Damages were awarded to defendant.
- ▶ Capitol Records, Inc. v. Naxos of America, Inc., 262 F. Supp. 2d 204, 66 U.S.P.Q.2d 1914 (S.D.N.Y. 2003), Court Opinion (05/06/2003)
- ▶ Lava Trading Inc. v. Sonic Trading Mgmt., et al, Docket No. 1:03-cv-00842 (S.D.N.Y. Feb 05, 2003), Court Docket (02/05/2003). Markman hearing where position of client was ultimately upheld on appeal based on record created at the District Court level
- ▶ MANDELKORN v. BERKOWITZ, et al, Docket No. 2:01-cv-02336 (W.D. Pa. Dec 11, 2001), Court Docket (12/11/2001). Successful settlement of customer list theft of eye surgeon's practice.
- ▶ Steinway, Inc., et al v. Ashley, et al, Docket No. 1:01-cv-09703 (S.D.N.Y. Nov 02, 2001), Court Docket (11/02/2001)
- ▶ V-Formation, Inc. v. Adidas America, et al, Docket No. 1:01-cv-07179 (S.D.N.Y. Aug 03, 2001), Court Docket (08/03/2001)
- ▶ Virtual Countries v. Repub. of S. Africa, et al, Docket No. 01-07900 (2d Cir. Aug 01, 2001), Court Docket (08/01/2001)
- ▶ Universal Surveillance v. Sensormatic Electron, Docket No. 9:00-cv-09026 (S.D. Fla. Nov 14, 2000), Court Docket (11/14/2000) Successful bench trial including damages and injunction against Plaintiff.
- ▶ Virtual Countries v. Repub. of S. Africa, et al, Docket No. 1:00-cv-08448 (S.D.N.Y. Nov 03, 2000), Court Docket (11/03/2000)
- ▶ Yurman Design, Inc., et al v. Friedman, et al, Docket No. 1:00-cv-05619 (S.D.N.Y. Jul 28, 2000), Court Docket (07/28/2000). Case settled with injunction against Defendant with goods seized by police and destroyed.
- ▶ Yurman Design Inc., et al v. Plummer Investments, et al, Docket No. 1:00-cv-05313 (S.D.N.Y. Jul 17, 2000), Court Docket (07/17/2000). Case settled with permanent injunction.
- ▶ Yurman Design, Inc., et al v. Premier Concepts, Docket No. 1:00-cv-04535 (S.D.N.Y. Jun 20, 2000), Court Docket (06/20/2000). Case settled with permanent injunction for client.
- ▶ Yurman Design, Inc. v. PAJ, Inc., Docket No. 00-07765 (2d Cir. Jun 16, 2000), Court Docket (06/16/2000). Received District Court's judgment over \$1,100,000.00 by a jury for copyright infringement, trademark infringement and unfair competition.
- ▶ Tahoe Jewelry, Inc. v. Yurman Design, Inc., et al, Docket No. 00-01595 (1st Cir. May 10, 2000), Court

- Docket (05/10/2000). Settled by permanent injunction for client.
- ▶ ZB Industries Inc. v. Conagra Inc., 56 U.S.P.Q.2d 1739 (C.D. Cal. 2000), Court Opinion (04/20/2000)
 - ▶ Yurman Design Inc., et al v. Esoposito Jewelry, Docket No. 1:00-cv-02358 (S.D.N.Y. Mar 28, 2000), Court Docket (03/28/2000). Case settled with favorable limitations and injunction for plaintiff.
 - ▶ Yurman Design, Inc. v. Chaindom Enterprises, et al, Docket No. 00-07315 (2d Cir. Mar 21, 2000), Court Docket (03/21/2000). Case settled with permanent injunction for client.
 - ▶ Hilo Fish Company v. Kowalski, et al, Docket No. 1:00-cv-00185 (D. Haw. Mar 06, 2000), Court Docket (03/06/2000)
 - ▶ Contessa Food Prod v. Conagra Inc, et al, Docket No. 2:00-cv-02020 (C.D. Cal. Feb 25, 2000), Court Docket (02/25/2000)
 - ▶ Yurman Design Inc., et al v. Diamonds and Time, et al, Docket No. 1:00-cv-00672 (S.D.N.Y. Jan 31, 2000), Court Docket (01/31/2000). Case settled with permanent injunction in favor of client.
 - ▶ Yurman Design Inc., et al v. C.M.F. Services Inc., et al, Docket No. 1:00-cv-00202 (S.D.N.Y. Jan 11, 2000), Court Docket (01/11/2000). Case settled with permanent injunction in favor of client.
 - ▶ Yurman Design, Inc. v. Chaindom Enterprises, et al, Docket No. 00-07043 (2d Cir. Jan 10, 2000), Court Docket (01/10/2000). Case settled with permanent injunction in favor of client.
 - ▶ Yurman Design Inc. v. Garden Jewelry Mfg., Docket No. 1:99-cv-10507 (S.D.N.Y. Oct 13, 1999), Court Docket (10/13/1999). Case settled with favorable position to client.
 - ▶ Angelo Mongiello's Children, LLC v. Pizza Hut, Inc., 70 F. Supp. 2d 196 (E.D.N.Y. 1999), Court Opinion (08/31/1999). Client received summary judgment of noninfringement on patent infringement charge involving stuffed crust (with cheese) pizza.
 - ▶ Yurman Designs, Inc. v. A.R. Morris Jewelers, LLC, 60 F. Supp. 2d 241 (S.D.N.Y. 1999), Court Opinion (08/11/1999). Favorable settlement for client and injunction issued.
 - ▶ ZB Industries Inc v. Ocean Duke Corp, et al, Docket No. 2:99-cv-05901 (C.D. Cal. Jun 09, 1999), Court Docket (06/09/1999). Favorable result for client on appeal where design patent had no protectability.
 - ▶ Lipman v. Dickinson, 174 F.3d 1363, 50 U.S.P.Q.2d 1490 (Fed. Cir. 1999), Court Opinion (04/20/1999). Representation of patent bar member charged with unethical behavior which resulted in freedom to practice going forward after full trial and multiple appeals.
 - ▶ Sextant Avionique, S.A. v. Analog Devices, Inc., 172 F.3d 817, 49 U.S.P.Q.2d 1865 (Fed. Cir. 1999), Court Opinion (02/26/1999)
 - ▶ Yurman Design, Inc. v. PAJ, Inc., Docket No. 1:98-cv-08697 (S.D.N.Y. Dec 08, 1998), Court Docket

- (12/08/1998). Case settled favorable to client with injunction issued in settlement
- ▶ Yurman Design, Inc. v. M.J. Miller & Co., et al, Docket No. 1:98-cv-08127 (S.D.N.Y. Nov 13, 1998), Court Docket (11/13/1998). Case settled with permanent injunction for client.
 - ▶ Perricone v. Jason Natural, Docket No. 3:98-cv-00188 (D. Conn. Feb 02, 1998), Court Docket (02/02/1998). Cosmetics litigation – favorable settlement to defendant.
 - ▶ Yurman Design Inc. v. J Brown Jewelers, et al, Docket No. 1:97-cv-09272 (S.D.N.Y. Dec 16, 1997), Court Docket (12/16/1997). Litigation involving retailer of Plaintiff with favorable settlement and enjoining behavior of retailer.
 - ▶ Westinghouse Electric, et al v. White Consolidated, et al, Docket No. 2:96-cv-02294 (W.D. Pa. Dec 18, 1996), Court Docket (12/18/1996)
 - ▶ Toter Incorporated, et al v. City of Visalia, et al, Docket No. 1:96-cv-06234 (E.D. Cal. Nov 08, 1996), Court Docket (11/08/1996). Patent infringement action involving recyclable garbage containers with favorable settlement for client.
 - ▶ A Gear Inc v. Orlaford Limited, et al, Docket No. 2:96-cv-07767 (C.D. Cal. Nov 06, 1996), Court Docket (11/06/1996). Preliminary injunction in favor of client.
 - ▶ A Gear Inc v. Dale E Barker, Docket No. 2:96-cv-07114 (C.D. Cal. Oct 09, 1996), Court Docket (10/09/1996). Preliminary injunction in favor of client.
 - ▶ Neuromedical Systems v. Neopath, Inc., Docket No. 1:96-cv-05245 (S.D.N.Y. Jul 15, 1996), Court Docket (07/15/1996)
 - ▶ Symbol Technologies v. Data General, et al, Docket No. 6:96-cv-06314 (W.D.N.Y. Jul 09, 1996), Court Docket (07/09/1996)
 - ▶ Symbol Techs. Inc. v. Data General Corp., 40 U.S.P.Q.2d 1216 (S.D.N.Y. 1996), Court Opinion (06/20/1996)
 - ▶ PSC Inc. v. Symbol Technologies, Docket No. 6:96-cv-06152 (W.D.N.Y. Apr 01, 1996), Court Docket (04/01/1996). Favorable decision of misuse by patent owner for illegal tying of patented and unpatented goods.
 - ▶ Joint Stock Society, et al v. Heublein, Inc., et al, Docket No. 1:95-cv-00749 (D. Del. Dec 08, 1995), Court Docket (12/08/1995). Favorable proposed settled to client.
 - ▶ Fresh Fields Mkt Inc v. Fresh Farms Inc, Docket No. 1:95-cv-05224 (N.D. Ill. Sept 13, 1995), Court Docket (09/13/1995)
 - ▶ Fred Astaire Dance, et al v. Best Film & Video, Docket No. 0:95-cv-01212 (E.D.N.Y. Mar 28, 1995), Court Docket (03/28/1995). Arbitration resolved with favorable result for client.

- ▶ LA Gear Inc v. Skechers USA Inc, Docket No. 2:95-cv-00184 (C.D. Cal. Jan 10, 1995), Court Docket (01/10/1995). Case resolved by settlement with favorable result for client.
- ▶ Cigarette Racing v. Coca-Cola Company, Docket No. 0:94-cv-06990 (S.D. Fla. Oct 14, 1994), Court Docket (10/14/1994). Case resolved with satisfactory result for client in licensing deal.
- ▶ PSC Inc. v. Accu-Sort Systems, I, Docket No. 6:94-cv-06459 (W.D.N.Y. Sept 21, 1994), Court Docket (09/21/1994)
- ▶ LA Gear Inc v. Logo 7 Inc, et al, Docket No. 2:94-cv-02125 (C.D. Cal. Apr 01, 1994), Court Docket (04/01/1994). Case resolved as successful preliminary injunction in favor of client.
- ▶ Starter Corp., et al v. Phillips Van Heusen, Docket No. 3:93-cv-02536 (D. Conn. Dec 23, 1993), Court Docket (12/23/1993). Case resolved by settlement favorable to client.
- ▶ Starter Corp. v. Eurostar Inc., 28 U.S.P.Q.2d 1844 (C.D. Cal. 1993), Court Opinion (06/25/1993) Case settled, favorable for client.
- ▶ USITC, Opinion, Certain Internal Mixing Devices and Components Thereof, Investigation No. 337-TA-317
- ▶ Commission Decision of November 2, 1990, Publication No. 2414 (08/01/1991). International Trade Commission proceeding sent to arbitration with favorable result to client of trade secret theft.
- ▶ Starter Corporation v. Family to Family, et al, Docket No. 1:90-cv-02781 (N.D. Ga. Dec 14, 1990), Court Docket (12/14/1990)
- ▶ Nevamar Corp. v. Creative Concepts, et al, Docket No. 1:90-cv-02274 (E.D.N.Y. Jul 02, 1990), Court Docket (07/02/1990)
- ▶ Amoco Corp. v. Exxon Chemical Co., 7 U.S.P.Q.2d 1453 (N.D. Ga. 1987), Court Opinion (09/17/1987)
- ▶ Tyler Refrigeration v. Kysor Industrial Corp., 777 F.2d 687, 227 U.S.P.Q. 845 (Fed. Cir. 1985), Court Opinion (11/15/1985). Patent infringement on refrigeration air supply with result satisfactory to client at a fraction of the cost of the alleged infringement damages.
- ▶ Freixenet, S.A. v. Admiral Wine & Liquor Co., 731 F.2d 148, 222 U.S.P.Q. 770 (3d Cir. 1984), Court Opinion (03/28/1984). Client won at District Court and Third Circuit by summary judgment that there is no protection for the color black for a bottle.
- ▶ Pony Intl., Inc. v. Genfoot America Inc., 223 U.S.P.Q. 1150 (S.D.N.Y. 1983), Court Opinion (07/27/1983) Satisfactory settlement to client allowing check mark for sneaker design that did not infringe.
- ▶ Standard & Poor's Corp. v. Commodity Exch., Inc., 538 F. Supp. 1063 (S.D.N.Y. 1982), Court Opinion (05/13/1982). Client won at District Court level and Second Circuit on the right to protection of the trademark 500 for the S&P 500 and its trade secret methods in calculating the S&P 500 index.

- ▶ Standard Oil Co. v. Montedison, Società per Azioni, 664 F.2d 356, 212 U.S.P.Q. 327 (3d Cir. 1981), Court Opinion (10/14/1981)
- ▶ Standard Oil Co. v. Montedison, Società per Azioni, 207 U.S.P.Q. 298 (D. Del. 1980), Court Opinion (02/28/1980)
- ▶ Standard Oil Co. v. Montedison, Società per Azioni, 494 F. Supp. 370, 206 U.S.P.Q. 676 (D. Del. 1980), Court Opinion (01/11/1980)
- ▶ Eckles v. Furth, 557 F.2d 953 (2d Cir. 1977), Court Opinion (06/16/1977). represented Utah Stars of old ABA professional basketball league against the NBA.
- ▶ Standard Oil Co. of Indiana v. Montedison S.p.A., 398 F. Supp. 420, 187 U.S.P.Q. 549 (D. Del. 1975), Court Opinion (08/01/1975)
- ▶ Aitken v. Hamilton, 34 N.Y.2d 829, 359 N.Y.S.2d 56, 316 N.E.2d 340 (1974), Court Opinion (06/12/1974). Client won a \$25,000 award against the Hudson River Pilots Association for discrimination against his obtaining pilot's license.
- ▶ Jack Winter, Inc. v. Koratron Co., 375 F. Supp. 1, 181 U.S.P.Q. 353 (N.D. Cal. 1974), Court Opinion (03/06/1974). Client successful at the District court and Circuit level in proving antitrust violations by the defendant.
- ▶ People v. Witten, 33 N.Y.2d 901, 352 N.Y.S.2d 626, 307 N.E.2d 823 (1973), Court Opinion (12/28/1973)

PAST AND UPCOMING SPEAKING ENGAGEMENTS

Mr. Waldbaum has lectured extensively since 1984 on all aspects of intellectual property law throughout the world. He has conducted major mock trials for FICPI in Copenhagen in 1994 and New Delhi, India in 2000. Mr. Waldbaum has moderated and participated in arbitration and mediation workshops both at INTA in multiple years and in FICPI at the Munich Forum 2009. He has represented intellectual property and workshops for FICPI for Berlin, Munich, Florence (twice), Tel Aviv, Nagato, Japan, Washington, DC, Newport Beach, California, Stockholm, Sweden and Helsinki, Finland, and many other venues. Mr. Waldbaum has lectured extensively for the international trademark association (INTA), having been the founder of its anti-counterfeiting enforcement committee in 1989.



PUBLICATIONS

- ▶ “Acquiring and Protecting Intellectual Property Rights”, co-author, Matthew Bender, 1985, (up-dated 1986-2004);
- ▶ “CAFC Patent Developments to Date”, ABA, Appellate Practice Committee, Litigation Section, November 1984, 1985, 1986, 1988;
- ▶ “Compensation in Patent Damage Cases”, American Intellectual Property Law Association, 1985;
- ▶ “Patent Rights in Space”, Space Communication and Broadcasting Journal, 1987;
- ▶ “The Federal Circuit at Half-Decade – Pro Patent and Pro Forma; Southwestern Legal Foundation”, Matthew Bender, 1988;
- ▶ “Defending Summary Judgement Motions in Intellectual Property Cases”, AIPLA quarterly, Spring 1992;
- ▶ “The Status of Patent Harmonization”, University of Texas Computer Law Institute, 1990;
- ▶ “Penwalt Redux – Judicial Uncertainty vs. Procrustean Bed, AIPLA Journal, Fall 1991;
- ▶ “Diverted Goods: Wolf in Sheep’s Clothing”, Managing Intellectual Property, July/August 1994;
- ▶ “Trademark Enforcement and the Internet”, Computer Law Reporter, June 1999;
- ▶ “21st Century Money Banking and Commerce”, Chapter 18, Intellectual Property Considerations in E-Commerce, 1998;
- ▶ “Cutting Edge Trademark Enforcement”, International Trademark Association, 1999.
- ▶ Post Judgment Royalties After *Plaice v Toyota*, AIPLA Quarterly Digest TBP Summer 2010).
- ▶ Navigating the Shoals and Icebergs in Trade Dress Litigation (April 2018 AIPLA Spring Meeting).