



**John K. Harting**

***Partner***

Robins Kaplan LLP  
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**FOCUS OF PRACTICE**

Business Litigation  
Copyright Litigation  
Intellectual Property and Technology Litigation  
Patent Litigation  
Software  
Trademark Litigation

**EXPERIENCE**

Intellectual property attorney John Harting primarily focuses his practice on IP-related matters with an emphasis in patent litigation. He represents both plaintiffs and defendants on both sides of the “v,” and in forums including district courts, the International Trade Commission (ITC), and the Patent Trial and Appeal Board (PTAB). John has helped his clients obtain over \$100 million in settlements and judgments while also successfully defending against large-scale patent infringement allegations. He has participated in multiple patent infringement trials across the United States and in the ITC, including:

- Representing a Fortune 100 company as a defendant in a multi-phased trial in the Eastern District of Texas.
- Representing a patent owner in an eight-day evidentiary hearing at the ITC.
- Representing a patent owner in a four-week patent infringement trial culminating in a successful jury verdict, damages award, and a permanent injunction against 60 different products. The verdict was summarily affirmed by the Federal Circuit.

John has represented clients ranging in size from independent inventors to Fortune 100 companies, in matters involving numerous different

**EXPERIENCE  
(Cont.)**

technologies related to semiconductors, telecommunications, medical devices, point-of-sale and payment processing, wireless communications standards, and USB and computer-graphics related technologies.

John has also represented clients in numerous disputes involving copyrights, trademarks, trade secrets, and alleged antitrust violations, as well as in business litigation disputes involving breach of contract, fraud, breach of fiduciary duty, civil conspiracy, and banking and securities regulations.

John seeks to provide maximum benefit to his clients by gaining a complete understanding of their business and litigation goals and then working together with the client to develop an appropriate strategy to achieve them.

John attended law school at the University of Minnesota, where he graduated *magna cum laude*, Order of the Coif. While in law school, John spent two years as a certified student attorney in the Robins Kaplan Civil Practice Clinic.

As a certified student attorney, John represented numerous clients across a broad spectrum of civil litigation-related areas of law, including first-chairing a two-day bench trial in Hennepin County District Court that resulted in a complete win for his client.

John also previously worked as a Judicial Extern to the Honorable John R. Tunheim, U.S. District Court, Minnesota, and a research assistant to Associate Dean Alexandra Klass. As a research assistant to Associate Dean Klass, John helped research and write numerous law review articles and textbook chapters related to complex areas of natural resource and renewable energies law.

**BAR ADMISSIONS**

Minnesota

U.S. District Court, Minnesota

**SELECTED RESULTS\***

*Source One v. Hadley Development* – Lead lawyer representing copyright and trademark owner in case relating to camouflage fabric pattern and associated marks; case resolved successfully on confidential terms.

*Advanced Micro Devices v. LG Electronics* (N.D. Cal. No. 14-cv-01012): Represented plaintiff AMD in patent infringement litigation against LGE in the Northern District of California. Asserted infringement of nine patents covering a wide array of computer-based technologies critical to today's high-end consumer electronics products, including patents claiming pioneering inventions in USB, GPU, thermal management, and graphics-related technologies. Case involved over 800 accused products, ranging from televisions to smartphones, BD players, projectors, and smart appliances. Successfully resolved after Markman and prior to summary judgment.

*PCT International, Inc. v. Holland Electronics, LLC* (D. Ariz. No. 12-cv-01797): Represented privately owned telecommunications company in patent infringement case litigated in the District of Arizona against competitor company. Asserted infringement of patent claiming an improved coaxial cable end connector. Second-chaired four-week-long jury trial resulting in reasonable royalty award, finding of infringement by 60 products, and permanent injunction against said 60 products. Verdict was summarily affirmed by the Federal Circuit (Dkt. No. 16-1061).

*Alexsam, Inc. v. Best Buy Stores L.P.* (E.D. Tex. No. 2:13-cv-00002-MHS-CMC): Represented Fortune 100 retailer against patent infringement claims filed in the Eastern District of Texas. The plaintiff alleged infringement of two patents, and sought more than \$125 million in damages. The case was settled three days prior to a jury trial on infringement, and after separate trials on invalidity and inequitable conduct. In total, the litigation spanned more than three years and involved numerous issues unique to the prepaid card industry.

**SELECTED RESULTS\*  
(Cont.)**

*Edge Capture L.L.C. et al. v. Barclays Bank PLC, et al.* (N.D. Ill. No. 09-cv-1521): Represented independent software vendor in the Northern District of Illinois in patent infringement matter involving automated trading technology. The claims against all defendants were resolved successfully before trial.

*Spine Solutions, Inc. v. Medtronic Sofamor Danek, Inc., et al.* (W.D. Tenn. No. 07-cv-2175): Represented defendant Medtronic in the Western District of Tennessee against infringement allegations filed by Spine Solutions related to Medtronic's artificial lumbar discs. After trial and appeal, the Federal Circuit remanded back to the district court for resolution of damages issues. The matter resolved successfully before the second trial.

\*Past results are reported to provide the reader with an indication of the type of litigation in which we practice and does not and should not be construed to create an expectation of result in any other case as all cases are dependent upon their own unique fact situation and applicable law.

**PROFESSIONAL  
ASSOCIATIONS**

Federal Bar Association  
Minnesota State Bar Association  
Hennepin County Bar Association

**PUBLICATIONS**

"Allocating Additional Profits between the Patentee and the Infringer Using the Footprint Methodology," *Insights* (Spring 2016)

"Farewell, Entire Market Value Rule," *Law360* (April 16, 2015)

"A Guide To Understanding Fed Cir's VirnetX Opinion," *Law360* (October 14, 2014)

"State and Municipal Energy Efficiency Laws, in *The Law of Clean Energy: Efficiency and Renewables*," *American Bar Association, Section of Environment, Energy and Resources* (2011)

**JOHN K. HARTING, *continued***

**SPEAKING  
ENGAGEMENTS/  
LECTURES**

“Maximizing Value When Acquiring or Divesting Patents for Assertion,” Co-Presenter, *Minnesota IP Law Association (MIPLA) Virtual Stampede* (May 19, 2021)

“Turning IP Into Profit: ROI-Focused IP Strategy,” *Soryn IP Seminar*, Minneapolis, Minnesota (June 13, 2019)

**RECOGNITION\*\***

Named a “North Star Lawyer” by the *Minnesota State Bar Association* for providing at least 50 hours of pro bono legal services (2013-2014)

\*\*Being named to the list or receiving the award is not intended and should not be viewed as comparative to other lawyers or to create an expectation about results that might be achieved in a future matter.

**CIVIC ASSOCIATIONS**

Alzheimer’s Association, Young Champions Advocacy Committee

**EDUCATION**

University of Minnesota Law School, J.D., *magna cum laude*, Order of the Coif (2011); Managing Editor, *Minnesota Journal of Law, Science & Technology* (2010-2011)

University of Minnesota, B.S. in Environmental Sciences, Policies and Management and Minor in Applied Economics (2008)