

4th Annual HBCU Tech Law Summit
&
19th Annual IP and Social Justice CLE Seminar

Donald R. Dunner Judicial Panel



HON. HAYWOOD GILLIAM



HON. SCOTT BOALICK



HON. DAVID SHAW



HON. SUSAN BRADEN



HON. RAYMOND CHEN



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Hon. Haywood S. Gilliam

The Honorable Haywood S. Gilliam, Jr. serves as a United States District Judge for the Northern District of California. Judge Gilliam was appointed by President Obama on September 8, 2014, and received his commission on December 19, 2014. Judge Gilliam graduated magna cum laude from Yale College in 1991, and received his J.D. from Stanford Law School in 1994. After law school, Judge Gilliam clerked for the Honorable Thelton E. Henderson, then the Chief Judge of the United States District Court for the Northern District of California.

Judge Gilliam is one of the judges who presides over the Oakland venue of the Northern District's Conviction Alternatives Program (CAP) court. CAP provides qualifying defendants with a framework of supervision and services, with the goal of helping them learn from their mistakes, make better choices, engage in productive behavior, overcome substance abuse challenges, and reduce the risk of reoffending. Participants who successfully complete CAP generally receive a noncustodial sentence.

Judge Gilliam is the President of the board of directors of the Northern District Practice Program, which sponsors continuing legal education programs focused on informing attorneys of new and important developments in the law and providing practical guidance and skill-building opportunities. He chairs the Northern District's Community Outreach Committee, which focuses on building relationships with Bay Area communities and sharing information about the court's work and the role of the federal judiciary, and he serves on the Ninth Circuit's Public Information and Community Outreach Committee. Judge Gilliam also serves on the Northern District's Criminal Rules and Practice Committee.

Judge Gilliam was in private law practice from 1995 to 1998. He worked at the U.S. Attorney's Office in San Francisco from 1999 to 2006, ultimately serving as Chief of the Securities Fraud Section, before returning to private practice. Before his appointment, Judge Gilliam's law practice focused on white collar criminal and regulatory matters and internal investigations.

Hon. Scott R. Boalick

The Honorable Scott R. Boalick is the Chief Judge for the Patent Trial and Appeal Board (PTAB). In this role, he leads the PTAB as it conducts post-grant trials, including inter partes reviews, post-grant reviews, covered business method patent reviews and derivation proceedings, and as it hears appeals from adverse examiner decisions in patent applications and reexamination proceedings. Chief Judge Boalick was appointed to the Board in 2007. Prior to becoming the Chief Judge, he served as an Administrative Patent Judge, Lead Judge, Vice Chief Judge, and Deputy Chief Judge. Before joining the USPTO, Judge Boalick served as a patent attorney with the Department of the Navy at the Naval Surface Warfare Center Carderock Division and the Naval Surface Warfare Center Dahlgren Laboratory. In these roles, he advised clients concerning a wide range of intellectual property issues, including patent, trademark, copyright, technology transfer, administrative claims, and rights in technical data and computer software. He prepared and prosecuted patent applications and assisted the Invention Evaluation Board to select and prioritize inventions for patenting. Before that, he practiced with Fish & Richardson in Washington, D.C., where he counseled clients on all aspects of protecting intellectual property, including patent acquisition, portfolio management, and litigation. He litigated claims of patent infringement in the International Trade Commission, district court, and the Federal Circuit, and also prepared and prosecuted numerous patent applications in a variety of technology areas. Prior to his time at Fish & Richardson, Judge Boalick served as a law clerk to the Hon. Alvin A. Schall of the United States Court of Appeals for the Federal Circuit. Judge Boalick began his career as an officer in the U.S. Navy, serving as a division officer on the USS Mobile Bay (CG-53) and as an instructor at the Surface Warfare Officer School. After his active duty service, he worked as a radar systems engineer at Technology Service Corporation. Judge Boalick earned a J.D., magna cum laude, from Georgetown University Law Center where he was a Notes and Comments Editor of The Georgetown Law Journal and received the Leon Robbin Patent Award. He earned both an M.S.E. in Systems Engineering and a B.S.E. in Electrical Engineering, magna cum laude, from the University of Pennsylvania.

Hon. David P. Shaw

David P. Shaw was appointed as an Administrative Law Judge at the U.S. International Trade Commission in October 2011. Prior to his USITC appointment, Judge Shaw served as an ALJ at the Social Security Administration's Office of Disability Adjudication and Review (National Hearing Center) in Baltimore, MD. Previously, he was an ALJ with the Social Security Administration's Office of Disability Adjudication and Review in Fayetteville, NC. From 1987 to 2010, he served as an Attorney-Advisor in the USITC's Office of the Administrative Law Judges. He holds a bachelor's degree from George Mason University and earned his juris doctor degree from the Washington College of Law at The American University. He is a member of the Bar of the District of Columbia.

Hon. Susan G. Braden

Judge Susan G. Braden was appointed in 2003, by President George W. Bush, to the United States Court of Federal Claims which has exclusive jurisdiction over cases against the federal government arising from: breach of contract/false claims; bid protest; patent and copyright infringement; land, water, and certain environmental disputes. On March 13, 2017, she was designated as Chief Judge. Since her retirement from the federal bench, she has been appointed as a Public Member of the Administrative Conference of the United States, a Fellow of the American Bar Association, and to the Board of Directors of privately- held companies in the software, artificial intelligence, and construction industries. Judge Braden recently was designated as one of ten U.S. Arbitrators to resolve disputes arising under the USMCA (United States-Mexico-Canada- Agreement) Treaty and has joined the Antonin Scalia Law School at George Mason University as an Adjunct Professor in the Center For Intellectual Property Protection.

Judge Braden issued 456 published opinions and awarded over \$800 million in damages. Many of these cases were of first impression e.g., changing the standard of review in Vaccine Act cases; defining the scope of the Federal Acquisition Regulation “Rights in Data-General Clause;” recognizing indirect independent R&D costs in military contracts; awarding several utility companies multi-million dollar damages for breach of nuclear waste disposal contracts; authorizing four major oil companies \$99 million in CERCLA costs, under a “hold harmless” clause; awarding a major oil company damages for Department of Energy misconduct in the allocation of California oil reserves initially valued at \$437 billion. She also adjudicated patent infringement cases concerning night vision goggle and drone retrieval technologies that resulted in multi-million settlements. She also defined the parameters of a “willful” violation of Foreign Financial Transactions Act. And, Judge Braden handled such cutting-edge bid protests, as: the first federal contract for cloud computing services worth \$60 million; blocking the continued purchase of Russian-made rocket engines used to boost military satellite launches and oversaw the renegotiation of “block buy” contracts to launch national security payloads that resulted in \$40 billion savings to the Air Force, according to the Washington Post.

In 2018, she determined that claims alleging the taking of collateral securing \$3 billion of Puerto Rico pension bonds was subject to the jurisdiction of the United States Court of Federal Claims, on constitutional grounds. In 2018, the Howard University Law School recognized Judge Braden for “The Advancement of Intellectual Property Law.” In 2017, she was appointed to the U.S. Administrative Conference’s Judicial Review-Agency Guidance Project. Judge Braden was one of ten members of the Judicial Advisory Board that reviewed and edited the Federal Judicial Center’s Patent Case Management Judicial Guide, 3rd ed. (2016). In 2015, the American Law Institute named her as one of seven Judicial Advisors to the proposed RESTATEMENT OF THE LAW ON COPYRIGHT. In 6 Federal Arbitration, Inc. Telephone: 650.328.9500 www.fedarb.com Page 2 of 11 V7-26-20 2013, Judge Braden was named to the American Intellectual Property Law Association’s Judge’s Special Committee and Chair of the Court’s Advisory Council’s

Intellectual Property Committee to draft the Court's new Patent Rules. In 2012, she received the Linn Inn Alliance Distinguished Service Medal at the NY Intellectual Property Lawyers Association Annual Dinner. In 2012, she was named Chair of the ABA's Section of Intellectual Property Law Task Force on Small Patent Claims. During 2010-11, Judge Braden served as President of the Giles S. Rich American Inn of Court, affiliated with the Federal Circuit. From 2009-12, she served on the ABA's Judges' Standing Committee on Ethics and Professional Responsibility. In 2007, she was elected as a Member of the American Law Institute and worked on the RESTATEMENT OF LAW THIRD, RESTITUTION AND UNJUST ENRICHMENT and, in 2004, was recognized as a Senior Fellow of the ABA's Administrative Law and Regulatory Section.

Judge Braden began her legal career in the Department of Justice's Antitrust Section, where she led grand juries and litigated criminal price-fixing and merger cases. In 1981, she joined the Reagan Administration, serving as Counsel to two Chairmen of the Federal Trade Commission. In 1984, she entered private practice, representing clients in litigating statutory, administrative, and constitutional cases before federal and state trial and appellate courts. In particular, her work litigating transformational copyright and trade secret cases concerning computer software in the United States and France received favorable notice in the Wall Street Journal, New York Times, and National Law Journal. She also represented small and mid-sized manufacturing firms before almost every federal agency, testified before Congress, served as a Special Assistant Attorney General for the State of Alabama, and was a principal lobbyist for the Emergency Oil and Steel Loan Guarantee Act of 1999, that established a \$1 billion federal loan guarantee program to assist bankrupt and troubled steel mills and small oil companies.

Judge Braden received a B.A. degree (1970) and J.D. degree (1973) from Case Western Reserve University. She also attended post graduate courses at the Harvard Law School in the summer of 1978 and will complete a Certificate in Business Administration from Georgetown University in 2020.

Hon. Raymond T. Chen

RAYMOND T. CHEN was appointed by President Barack H. Obama in 2013. Judge Chen served as Deputy General Counsel for Intellectual Property Law and Solicitor at the United States Patent and Trademark Office from 2008 to 2013. He was an Associate Solicitor in that office from 1998 to 2008. From 1996 to 1998, Judge Chen served as a Technical Assistant at the United States Court of Appeals for the Federal Circuit. Before joining the court staff, Judge Chen was an associate with Knobbe, Martens, Olson & Bear from 1994 to 1996. Before entering law school, Judge Chen worked as a scientist at the law firm of Hecker & Harriman from 1989 to 1991. Judge Chen received his J.D. from the New York University School of Law in 1994 and his B.S. in Electrical Engineering from the University of California, Los Angeles in 1990.