



FEDERAL CIRCUIT YEAR IN REVIEW

Thursday, September 22, 2016

Speaker Biographies

Thomas J. Bean, *Director, Intellectual Property Department, Gibbons P.C.*

Mr. Bean has extensive experience counseling clients on evaluating, acquiring, and protecting intellectual property assets. He focuses his practice on patent matters, including domestic and foreign patent prosecution in the areas of communications, consumer electronics, consumer products, semiconductor and materials technologies, medical devices, casino and consumer gaming, software and network-based systems, and computer-implemented business methods. Mr. Bean's patent practice is also directed to patent and technology licensing, IP due diligence, product clearance and patent opinions, and patent post-grant procedures.

Before joining Gibbons, Mr. Bean was Senior Counsel at Darby & Darby P.C. in New York. Mr. Bean also held positions as an associate at Katten Muchin Rosenman in New York and as Corporate Counsel at Lucent Technologies Inc. and Avaya Inc. in Holmdel, New Jersey. At Avaya, Mr. Bean was responsible for setting up and administering the company's patent prosecution practices, including the selection and deployment of docketing and related information management systems and the management of outside counsel, foreign associates, and patent annuity vendor services.

Gaia Bernstein, *Michael J. Zimmer Professor of Law, Director of the Institute for Privacy Protection and Co-Director, Gibbons Institute of Law, Science & Technology, Seton Hall University School of Law*

Gaia Bernstein is the Michael J. Zimmer Professor of Law, Director of the Institute for Privacy Protection and Co-Director of the Gibbons Institute of Law Science and Technology. Professor Bernstein specializes in intellectual property, law and technology theory, information privacy, health privacy, law and genetics and reproductive technologies. Her scholarship examines the role of users in the adoption of new technologies across diverse doctrinal areas including patent law, copyright law, privacy law, health law and family law. Professor Bernstein's scholarship has been published in leading law reviews including the Vanderbilt Law Review, the Boston College Law Review, the Boston University Law Review, the Washington Law Review and the U.C. Davis Law Review. Her

work has been selected to the Stanford-Yale Junior Faculty Forum and received extensive media coverage.

Professor Bernstein was the Chair of the Section on Privacy and Defamation and a member of the Executive Board of the Section on Intellectual Property of the American Association of Law Schools.

Professor Bernstein has joined the Seton Hall faculty in 2004. Prior to joining the Seton Hall faculty, Professor Bernstein was a fellow at the Engelberg Center of Innovation Law & Policy and at the Information Law Institute at the New York University School of Law. Her degrees include: a J.S.D. from the New York University School of Law, an LL.M. from Harvard Law School, a J.D. (Intellectual Property concentration with Honors) from the Boston University School of Law, and a B.A. in Psychology and Political Science (magna cum laude) from Tel Aviv University. Professor Bernstein practiced law at Skadden, Arps, Slate, Meagher & Flom LLP in New York and at S. Horowitz & Co. in Israel.

The Honorable Garrett E. Brown (Ret.), *Chief Judge, U.S. District Court, District of New Jersey*

Chief Judge Brown joins the JAMS panel after a distinguished judicial and legal career. Most recently, he served twenty-six years as United States District Judge for the District of New Jersey, the last six as Chief Judge, where he led the court-wide effort to provide prompt, efficient justice to civil litigants, and to implement new local patent rules. During this period, he was designated by the Judicial Panel on Multi-District Litigation to manage countless MDL cases, which resulted in numerous settlements. Prior to appointment to the federal judiciary, he served as Chief Counsel and Acting Administrator of the U.S. Maritime Administration and as General Counsel of the U.S. Government Printing Office. He was previously in private practice, where he concentrated on federal commercial litigation, including antitrust, employment, construction, environmental, banking, intellectual property, and securities matters.

Judge Brown is highly regarded by counsel for his exceptional ability to expeditiously handle and resolve complex litigation. He is perceived by the parties as being extremely well prepared, knowledgeable, and experienced.

During his 26 years on the federal bench, Chief Judge Brown has presided over and resolved by settlement, trial, or judgment some 9,000 cases involving a wide range of issues, including: admiralty; antitrust; banking; bankruptcy; civil rights; class actions; complex commercial; construction; employment/labor; environmental; government; agencies; healthcare; insurance; intellectual property: patents, trademarks, copyrights, unfair competition, and licensing; pharmaceuticals and medical devices/mass torts; securities; and representative matters.

During his service as Chief Judge, in addition to leading a large metropolitan court of 38 judicial officers, Judge Brown maintained a full civil caseload, assisting other judges in complex cases, trying about 11 cases a year and settling many, many more. He was also designated by the Judicial Panel on Multi-District Litigation to manage numerous MDL cases during this period, which resulted in numerous settlements.

David W. Opderbeck, *Professor of Law and Director, Gibbons Institute of Law, Science & Technology, Seton Hall University School of Law*

Professor Opderbeck's work focuses on the regulation of access to scientific and technological information. His published work has employed the tools of game theory, classical microeconomics, and statistical analysis to address issues such as settlements in Hatch-Waxman litigation, cybersecurity policy, intellectual property restrictions on essential medicines in developing countries, open source biotechnology, patent damages reform, and the interaction of law and social norms concerning music file sharing.

Professor Opderbeck's interest in cybersecurity law and policy included a multi-year grant-funded project sponsored by the Bergen County, New Jersey Prosecutor's Office, which included new courses, continuing legal education programs, and the creation of a governmental working group on cybersecurity and cybercrime. The governmental working group recently worked on a new online child pornography bill that was signed into law by Governor Christie. Professor Opderbeck frequently lectures to law enforcement agencies and other groups on cybercrime, cyberterrorism, and civil liberties.

In addition to his traditional legal scholarship, Professor Opderbeck is interested in the philosophical and moral foundations of information policy and other aspects of the law. He has written on ethical, philosophical and theological issues in law and jurisprudence, and currently is completing a doctorate in philosophical theology regarding the intersection of neuroscience and the law.

Professor Opderbeck maintains a website relating to his work at <http://www.davidopderbeck.com>.