

Keith D. Nowak

Partner



contact

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Clients appreciate that I candidly inform them of the upsides and downsides of any situation they face and their chances of success going forward, whether it's in litigation, licensing, filing for a patent or some other matter. I work efficiently to make my analysis as detailed as possible and clients often thank me for that. They value my thorough, clear, and understandable reports that provide them with a good indication of how they should proceed. I'm entirely dedicated to helping them in any way I can. That includes responding to calls and emails at any time of the day or night as I represent clients in countries around the world in very different time zones.

Advising and advocating for technology clients in his global intellectual property practice, Keith Nowak brings extensive experience in IP litigation in the Federal District Courts, the U.S. Court of Appeals for the Federal Circuit and the U.S. Court of Federal Claims, as well as in all aspects of IP law, including preparing and prosecuting applications before the US Patent and Trademark Office. He has worked with a wide range of technology over the years from highly complex computer technology to the production of chemical products.

Keith renders validity, infringement and freedom-to-operate opinions in matters involving advanced technology, technology transfer, and licensing. He also negotiates international license agreements in the areas of patents, trademarks, and software. With a practice that spans many nations, Keith handles everything

from Canada cross-border matters to disputes involving European and Asian companies and organizations, particularly those based in Japan and China.

Over the years Keith has represented a wide range of clients in a spectrum of sizes and technology industries, from very large companies such as Dow Chemical and Boeing Co. to midsize, small companies and individual inventors. No matter what type of entity he's helping, he finds the challenge of crafting both offensive and defensive strategies intellectually stimulating and enjoyable.

Keith previously spent eight years at Bell Telephone Laboratories, first as a member of the technical staff and later as patent counsel preparing and prosecuting patent applications. He frequently draws on his insights into technological issues to help his peers and clients determine if it's worthwhile to pursue legal disputes or if they should be genuinely concerned about the potential for legal challenges to their interests.

Previously, Keith was a founding member of Lieberman & Nowak, a New York intellectual property boutique firm. As a veteran of the USMC, he brings an ingrained sense of discipline and commitment to the matters of the clients he serves.

Experience

- Represented the Boeing Company in a patent litigation against the United States involving The Space Shuttle.
- Represented the Dow Chemical Company in a patent litigation against the United States involving a mine back filling technique.
- Represented the Kaneka Corporation in two District Court patent litigations and at the Federal Circuit Court of Appeals.
- Represented the Grandoe Corporation in a patent litigation involving a dispute over inventorship.
- Represented Mercom Systems Inc. in a patent litigation involving call center recording technology.
- Represented Mitchell Kreigman, Emmy award winning creator, director and producer of children's entertainment programming, in filing and defending patents and trademarks involving the children's TV series "It's a Big Big World."
- Represented several major U.S. companies in licensing patented technology and know-how on an international basis.
- Filed and prosecuted a series of patent applications including a switching system for massively parallel computers.
- Filed and prosecuted a series of patent applications directed to medical devices and software.
- Drafted patent opinions on validity and infringement in a variety of technology areas.

Outside the Office

I like to stay physically active. I bike and run a lot including triathlon relays and half marathons. I also ride and care for a horse that I've had for years. In terms of reading, I tend to gravitate toward history. When I worked at Bell Laboratories I started playing chess and participating in the frequent chess tournaments there, and I continue to enjoy playing the game.

Practices

Canada Cross-Border
Cross-Border
Intellectual Property

Admissions

Bar Admissions

New Jersey
New York

Court Admissions

U.S. Court of Appeals, Federal Circuit
U.S. Court of Appeals, Second Circuit
U.S. Court of Federal Claims
U.S. District Court for the Southern District of New York

U.S. District Court, District of New Jersey
U.S. Patent and Trademark Office
U.S. Supreme Court of New Jersey
U.S. Supreme Court of New York

Affiliations

Member, The New Jersey Patent Law Association
Member, The United States Court of Federal Claims Bar Association
Member, American Intellectual Property Law Association

Education

Seton Hall University School of Law (JD, 1976)
New York University (MSEE, 1971)
Milwaukee School of Engineering (BSEE, *cum laude*, 1969)

Awards/Honors

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