



PHILIP W. KLINE CURRICULUM VITAE

January 2019

Philip W. Kline is a Managing Director at 284 Partners, LLC, a professional services firm focused on intellectual property (IP) valuation, litigation consulting, IP strategy, and transactional services.

Mr. Kline has extensive experience in IP valuation and monetization, including assisting clients in negotiating IP licenses. He has represented a broad range of clients, including charitable foundations, small companies, and multi-national corporations. Mr. Kline has valued IP in a variety of contexts, including damages quantification, bankruptcy, tax planning, and tax disputes. Mr. Kline has assisted in the quantification of damages resulting from numerous causes of action, including patent infringement, copyright infringement, trademark infringement, theft of trade secret, unfair competition, unjust enrichment, breach of contract, and false advertising.

Mr. Kline's experience also spans a variety of industries. He has worked extensively in the wireless telecommunications space, assisting both licensors and licensees in assessing whether proposed royalty rates for standard essential patents are fair, reasonable, and non-discriminatory. He has also worked on engagements pertaining to medical devices, consumer electronics, industrial networking, and transportation.

Mr. Kline has held, and continues to hold, a variety of leadership positions in industry organizations. He is currently the American Bar Association (ABA), Intellectual Property Law (IPL) Section's liaison to the Licensing Executive Society's Intellectual Property Valuation and Standards Committee. He is the current chair of the ABA, IPL Section's Monetization and Valuation of IP Committee and the past chair of the ABA, IPL Section's Economics of the Profession Committee. Mr. Kline is a past member of the Certified Licensing Professional (CLP) Standards, Admissions, and Recertification Committee and the CLP Exam Development Committee.

Mr. Kline has been named one of the *World's Leading IP Strategists* by Intangible Asset Management. He is a Certified Public Accountant (CPA) licensed in the state of Illinois and Certified Licensing Professional (CLP) – a designation started by the Licensing Executive Society. Mr. Kline holds a B.A. from The University of Southern California in Economics and International Relations, *Magna Cum Laude*.

**PROFESSIONAL
EXPERIENCE**

Managing Director, 284 Partners, Jul. 2014 – Present

Director, 284 Partners, Jan. 2012 – Jun. 2014

Associate, 284 Partners, Feb. 2011 – Dec. 2011

Associate, Ocean Tomo, Jan. 2009 – Dec. 2010

Analyst, Ocean Tomo, Feb. 2007 – Dec. 2008

**SELECT
CAUSE OF
ACTION
EXPERIENCE**

- Unfair Competition
- Unjust Enrichment
- Breach of Contract
- Copyright Infringement
- False Advertising
- Legal Malpractice
- Patent Infringement
- Patent Licensing Support
- Patent Transfer Pricing
- Patent Valuation
- Trademark Infringement
- Trademark Transfer Pricing
- Trade Secret Misappropriation
- Licensing Advisory

**SELECT
PRODUCT AND
INDUSTRY
EXPERIENCE**

- Angioplasty Catheters
- Business Intelligence Software
- Commercial Packaging
- Consumer Products
- Data Optimization
- Digital Cameras
- Footwear
- Hospital Equipment
- Industrial Manufacturing
- Mobile Devices
- Retail Taxonomies
- Semiconductor Design
- Semiconductor Manufacturing
- Software Licensing
- Sports Equipment
- Standard Essential Patents
- Video Game Consoles
- 2D Barcodes

**EXPERT
ENGAGEMENTS*****Fleet Engineers, Inc. v. Mudguard Technologies, LLC***

Case No. 1:12-cv-01143

Primary Action: Patent Infringement

Industry: Shipping/Transportation

Venue: United States District Court, Western District of Michigan

Rain Corporation v. Parry et al.

Case No. 1:13-cv-03331

Primary Action: Copyright Infringement, Breach of Contract, Unfair Competition

Industry: Theater

Venue: United States District Court, Southern District of New York

**SELECT
OTHER
LITIGATION
CONSULTING
EXPERIENCE*****Federal Trade Commission v. Qualcomm Incorporated***

Case No. 5:17-cv-00220

Primary Action: FRAND Licensing

Industry: Telecommunications

Venue: United States District Court, Northern District of California

In Re: Qualcomm Antitrust Litigation

Case No. 5:17-cv-0773

Industry: Telecommunications

Primary Action: FRAND Licensing

Venue: United States District Court, Northern District of California

Huawei Technologies Co., Ltd., et al. v. Samsung Electronics Co., Ltd., et al.

Case No. 3:16-cv-02787

Primary Action: FRAND Licensing

Industry: Telecommunications

Venue: United States District Court, Northern District of California

Evolved Wireless, LLC v. ZTE Corporation et al.

Case No. 1:15-cv-00546-SLR-SRF

Primary Action: Patent Infringement

Industry: Telecommunications

Venue: United States District Court, District Court of Delaware

In the Matter of: Certain Memory Modules and Components Thereof, and Products Containing the Same – SK hynix, Inc.

Investigation No.: 337-TA-1023

Primary Action: FRAND Licensing

Industry: Semiconductor

Venue: United States International Trade Commission

Unwired Planet International Ltd., et al. v. Huawei Technologies Co. Ltd., et al.

Claim No. HP-2014-000005

Primary Action: FRAND Licensing

Industry: Telecommunications

Venue: High Court of Justice of England and Wales, Chancery Division, Patents Court

Confidential Arbitration on behalf of Huawei Technologies Co. Ltd.

Case No.: 01-14-0002-2610

Primary Action: N/A

Industry: Telecommunications

Venue: International Center for Dispute Resolution

Confidential Arbitration on behalf of Nokia Corporation

Case No.: 19602/AGF

Primary Action: N/A

Industry: Telecommunications

Venue: International Chamber of Commerce, International Court of Arbitration

Numatics, Inc. v. Balluff, Inc. and H.H. Barnum Company

Case No. 2:13-cv-11049-DML-MKM

Primary Action: Patent Infringement

Industry: Industrial Automation

Venue: United States District Court, Eastern District of Michigan

In the Matter of: Certain Wireless Devices with 3G and/or 4G Capabilities and Components Thereof – Client ZTE Corporation

Investigation No.: 337-TA-868

Primary Action: FRAND Licensing

Industry: Telecommunications

Venue: United States International Trade Commission

NeoMedia, Inc. v. Scanbuy, Inc.

Case No.: 13 117 01730 12

Primary Action: Breach of Contract

Industry: Consumer Electronics

Venue: American Arbitration Association, New York

In Re: Eastman Kodak Company et al.

Case No.: 1:12-cv-10204

Primary Action: Bankruptcy

Industry: Digital Imaging

Venue: United States Bankruptcy Court, Southern District of New York

Ethicon Endo-Surgery, Inc., et al. v. Covidien Inc., et al.

Case No.: 1:11-cv-00871

Primary Action: Patent Infringement

Industry: Medical Devices

Venue: United States District Court, Southern District of Ohio

Schütz Container Systems, Inc. v. Mauser Corp. and NCG, LLC

Case No.: 1:09-cv-03609

Primary Action: Trademark Infringement

Industry: Shipping Containers

Venue: United States District Court, Northern District of Georgia

Conceptus, Inc. v. Hologic, Inc.

Case No.: 3:09-cv-02280

Primary Action: Patent Infringement

Industry: Medical Devices

Venue: United States District Court, Northern District of California

Alfred E. Mann Foundation for Scientific Research v. Cochlear Corporation et al.

Case No.: 2:07-cv-08108

Primary Action: Patent Infringement

Industry: Medical Devices

Venue: United States District Court, Central District of California

Advanced Micro Devices, Inc. et al. v. Samsung Electronics Co. Ltd. et al.

Case No.: 3:08-cv-00986

Primary Action: Patent Infringement

Industry: Semiconductor

Venue: United States District Court, Northern District of California

Ethicon Endo-Surgery, Inc. v. Crescendo Technologies, et al.

Case No.: 1:07-cv-01016

Primary Action: Trade Secret Misappropriation, Breach of Contract

Industry: Medical Devices

Venue: United States District Court, Southern District of Ohio

Hochstein et al. v. Microsoft Corporation et al.

Case No.: 2:04-cv-73071

Primary Action: Patent Infringement

Industry: Consumer Electronics

Venue: United States District Court, Eastern District of Michigan

PalTalk Holdings, Inc. v. Microsoft Corporation

Case No.: 2:06-cv-00367

Primary Action: Patent Infringement

Industry: Consumer Electronics

Venue: United States District Court, Eastern District of Texas

Boston Scientific Corporation et al. v. Johnson & Johnson et al.

Case No.: 3:02-cv-00790

Primary Action: Patent Infringement

Industry: Medical Devices

Venue: United States District Court, Northern District of California

**EDUCATION /
LICENSES /
PROFESSIONAL
ASSOCIATIONS**

B.A., Economics, International Relations, The University of Southern California,
Magna Cum Laude

Certified Public Accountant, State of Illinois, License No. 065.049423

Certified Licensing Professional, Licensing Executives Society, Certificate No. 2256

Named as one of World's 300 Leading IP Strategists by Intangible Asset
Management in 2017 and 2018

American Bar Association, Intellectual Property Law Section, Chairman of the
Monetization and Valuation of IP Committee, September 2017 – Present

American Bar Association, Intellectual Property Law Section, Liaison to the
Licensing Executive Society's Intellectual Property Valuation and Standards
Committee, June 2016 – Present

Certified Licensing Professional, Standards, Admissions, and Recertification
Committee Member, January 2017 – December 2017

American Bar Association, Intellectual Property Law Section, Continuing Legal
Education Board, Webinar Chair – Specialty (Damages Expert), September 2016 –
August 2017

American Bar Association, Intellectual Property Law Section, Past Chairman of the
Economics of the Profession Committee, September 2014 – August 2016

American Bar Association, Intellectual Property Law Section, Past Vice-Chairman
of the Economics of the Profession Committee, September 2012 – August 2014

Certified Licensing Professional, Past Exam Development Committee Member,
January 2014 – December 2015

**PUBLICATIONS /
PRESENTATIONS**

"IP Financing 360°: Market and Legal Dynamics," ABA Business Law
Section, Annual Meeting CLE Presentation, September 2018

"IP Valuation & Portfolio Management: Nuts & Bolts," ABA IPL CLE
Webinar, June 2018

"The Fundamentals of Intellectual Property Valuation," LES RTP Chapter
Presentation, October 2017

*"Assessing the Value of Intellectual Property in Rapidly Changing Markets
and Law,"* AIPLA Webinar, August 2017

"IP Portfolio Management: Maximizing the Value while Minimizing the Cost," American Bar Association, Continuing Legal Education Webinar, January 2017

"An Up Close Look into the Proposed Updates of the Antitrust Guidelines for Licensing of Intellectual Property," American Bar Association, Continuing Legal Education Webinar, October 2016

"Nortek v. Energy Lab: District Court Guidance on the Entire Market Value Rule," LES Insights, August 2016, co-authored with Ryan Penkowski

"ACI v. Google: District Court Guidance on Smallest Salable Unit and Revenue from Inter-related Product Offerings," LES Insights, July 2016, co-authored with Ryan Penkowski

"Oracle America, Inc. v. Google, Inc.: Profit Apportionment Post Uniloc," LES Insights, August 2011, co-authored with Christopher Schulte

"Convolve, Inc. v. Dell, Inc., et al.: Profit Apportionment Post Uniloc," LES Insights, July 2011, co-authored with Christopher Schulte

CONTACT

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