

chapman | spingola

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"In each matter, my only goal is to obtain the best possible result for my client. I use creative legal reasoning, intensive attention to detail, and tireless effort to achieve this objective."

Bryce A. Budin | Partner



I have a well-rounded practice that includes both technology and intellectual property transactions, and complex patent litigation.

In my transactional practice, I counsel clients on a variety of commercial agreements, including identifying issues, drafting, reviewing, and negotiating agreements. Typical agreements include software license agreements, software-as-a-service agreements, cloud computing, vendor/procurement agreements, non-disclosure agreements, consulting agreements, online terms of use and privacy policies, statements of work, or other complex services engagements and license agreements, especially those involving software and other intellectual property. I have represented transactional clients in a variety of industries including:

- Financial services, including securities trading and investing
- Medical and dental claims processing
- Healthcare revenue management
- Hospitality Industry
- Industrial packaging
- Utility management services
- Food service equipment manufacturing
- Safety consulting and certification

My litigation experience comprises a full scope of services including, pre-filing investigations, discovery, depositions, motion practice, technical expert work, economic expert work, claim construction briefings and hearings, jury trial, Federal Circuit appeal, and Supreme Court writ of certiorari. In addition to litigations related to patent infringement, I also have experience in disputes related to licenses, audits, inventorship, trade secrets and antitrust. I have extensive experience representing clients in U.S. District Courts throughout the country, the U.S. Court of Appeals for the Federal Circuit, and the U.S. International Trade Commission, as well as in Arbitration proceedings. My extensive patent litigation experience includes representing some of the nation's largest companies in complex, multi-patent, cases.

Prior to joining the firm, I was a partner at Kirkland & Ellis LLP in Chicago. I earned my Juris Doctor at the University of Illinois, where I was an editor on the Illinois Law Review, and my Bachelor of Science in Mechanical Engineering from the University of Michigan. I am also a member of Chicago Women in Intellectual Property (www.ChiWIP.org).

REPRESENTATIVE MATTERS

- Represented a global supplier of automotive systems to original equipment manufacturers and related aftermarkets in a multi-patent case related to forward-facing vehicle camera technology.
- Representing a global financial services institution in negotiating a variety of commercial and technology contracts relating to all aspects of the client's business, including data and software licenses and services agreements, and consulting and development agreements.
- Represented a healthcare-revenue-cycle organization in preparing and negotiating a multi-year service agreement.
- Represented a medical-and-dental-claims-processing organization in revising their form agreements and statements of work.
- Defended orthopedic device manufacturer in a multi-patent case involving composition of polyethylene inserts for orthopedic implant systems. After a successful district court verdict on invalidity, successfully defended judgment at the Court of Appeals for the Federal Circuit, and a U.S. Supreme Court *writ of certiorari*.
- Represented large medical health care company in a nine patent case relating to portable peritoneal dialysis items and related disposable equipment. The issues were tried to a jury verdict in a six week trial.
- Represented medical diagnostic manufacturer in an action to compel licensor to arbitrate disputes arising from a license agreement involving primers to detect a virus, and with claims for an anti-suit injunction against lawsuit filed in the German court system.

- Defended large food company in an action with claims of trade secret misappropriation, and tortious interference with actual and prospective contracts, related to chemical makeup of dry milk product technologies.
- Represented a Korean manufacturer of aftermarket wiper blades in an action at the International Trade Commission with multiple patents and respondent parties.
- Represented a technology investment company in a patent action related to firmware in digital camera applications.
- Represented manufacturer of large scale industrial fans in a patent infringement action brought by its main competitor. Strategy for antitrust counterclaims ultimately led to a very favorable settlement for the client.
- Analyzed portfolio of technology licensing contracts related to medical devices and advised client regarding potential breaches of the agreements.
- Analyzed patents related to software algorithms and investigated features of potentially infringing companies. Counseled client regarding patent portfolio and valuation and prepared materials for their meetings with potential infringers.
- Counseled manufacturer of data collection hardware products on competitive landscape regarding bar code scanners.

EXPERIENCE

- Kirkland & Ellis LLP, Chicago, 2005-2014, Partner in the Intellectual Property group
- Judicial Extern for the Honorable Kenneth E. Wright, Jr., Presiding Judge of the Circuit Court of Cook County

EDUCATION

University of Illinois College of Law, J.D., 2005, *magna cum laude*

- University of Illinois Law Review
- Teaching Assistant, Legal Research and Writing
- Teaching Assistant, College of Engineering, Legal Issues in Engineering

University of Michigan, B.S.E., Mechanical Engineering, 2002

- Society of Women Engineers