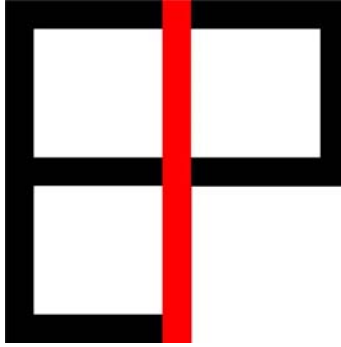


PAUL C. OESTREICH
REGISTERED PATENT ATTORNEY
PRESIDENT
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FORMAL EDUCATION

Juris Doctor, May 1998

University of Utah, S.J. Quinney College of Law, Salt Lake City, Utah
Law Review: Senior Editor, Journal of Contemporary Law, 1997-98

Master of Engineering, Electrical Engineering, March 1994

University of Utah, Salt Lake City, Utah
Specialization: Integrated Circuit Design and Semiconductor Physics

Master of Science, Engineering Management, December 1989

University of Dayton, Dayton, Ohio
Case Study: A Replacement Analysis Model for Automatic Test Equipment

Bachelor of Science, Electrical Engineering, June 1987

University of Utah, Salt Lake City, Utah
Senior Thesis: Bernoulli Box Interface for IBM AT

BAR ADMISSIONS

U.S. Patent and Trademark Office, 1999

State of Utah, 1998

Utah Supreme Court, 1998

U.S. District Court for the District of Utah, 1998

U.S. Court of Appeals for the Federal Circuit, 1999

U.S. Court of Appeals for the Tenth Circuit, 2007

LEGAL EXPERIENCE

Registered Patent Attorney, President – June 2011 to Present

Eminent IP, P.C., Salt Lake City, Utah

I advise a diverse range of clients on all aspects of intellectual property including acquisition and enforcement of patents, trademarks and copyrights. The majority of my current practice focuses on the preparation and prosecution of patent applications, domestically and internationally. I prepare and prosecute patents falling within a broad range of technologies including smartphone application software, advertising kiosks and related business models, snowmaking nozzles and guns, composite gel matrix padding, electronics, electronics packaging, digital memory devices, antennas, concrete forms, medical devices, monorails, funiculars, cosmetic devices and bicycle components. I also have a substantial trademark practice, primarily the registration of US trademarks. I routinely provide legal opinions on infringement, validity, novelty, product clearance and trademark availability. I have significant experience initiating and responding to pre-litigation activities leading to license agreements or settlements. I regularly advise clients on how to leverage intellectual property portfolios and administer patent portfolios and licensing programs.

**Registered Patent Attorney, Partner – November 2003 to June 2011****Morriss O'Bryant Compagni, P.C., Salt Lake City, Utah**

I advised a diverse range of clients on all aspects of intellectual property including acquisition and enforcement of patents, trademarks, copyrights and trade secrets. My practice at MOC was a blend of litigation and preparation and prosecution of patent applications, domestically and internationally. I prepared and prosecuted patents falling within a broad range of technologies. I routinely provided legal opinions on infringement, validity, novelty and product clearance. I initiated and responded to pre-litigation activities leading to license agreements and/or settlements. I litigated patent and trademark infringement issues in federal district court (Utah) including some limited appellate advocacy (10th Circuit). I also regularly advised clients on how to leverage intellectual property portfolios and administer patent portfolios and licensing programs. I trained and mentored associates and legal staff assistants as needed.

Registered Patent Attorney, Associate Partner – September 2002 to November 2003**Thorpe North & Western, L.L.P., Sandy, Utah**

I was the lead patent attorney in the electrical and electronics practice group at TNW. I was hired as a lateral senior associate and was promoted to Associate Partner at the firm as my level of responsibility, and the complexity of the work that I performed, both increased. In this position, I mentored and trained other associates in the electrical and electronic practice group at the firm.

Registered Patent Attorney, Associate - May 1998 to August 2002**TraskBritt, P.C., Salt Lake City, Utah**

I was senior associate and the lead patent attorney in the electrical and electronics practice group. I was fully trained in the fundamentals of patent preparation and prosecution, trademark prosecution and supported IP litigation under the direction of litigation partners at the firm.

Law Clerk - August 1997 to May 1998**Trask, Britt & Rossa, P.C., Salt Lake City, Utah**

I performed legal research on litigation matters and was trained to draft patent and trademark applications and office action responses under the direction of partners at the firm.

Summer Associate - May 1997 to August 1997**Limbach & Limbach, LLP, San Francisco, California**

I performed legal research on litigation matters and was trained to draft patent applications and office action responses under the direction of partners at the firm.

Law Clerk - May 1996 to May 1997**Trask, Britt & Rossa, P.C., Salt Lake City, Utah**

I performed legal research on litigation matters and was trained to draft patent applications and provide technical expertise under the direction of partners at the firm.

ENGINEERING EXPERIENCE

Electronics Engineer - August 1989 to July 1995**Software Engineering Division, Hill Air Force Base, Utah**

I initially designed, coded and verified test equipment software and hardware interfaces and supervised technicians for testing circuit cards from the Maverick Missile weapon system. During my final two years at Hill AFB, I was promoted to a select four man Software Engineering Process Group reporting directly to division management that created division policy for the development and maintenance of embedded software systems. I selected and facilitated technical working groups to document standard processes. I frequently briefed division and directorate management on progress and conducted three assessments of software process capability at three different Air Force bases.

**Electronics Engineer - June 1987 to August 1989****HQ Air Force Logistics Command, Wright-Patterson Air Force Base, Ohio**

I managed the asset capitalization program for two Air Logistics Centers. I prioritized capital equipment investments exceeding \$300,000 and made recommendations to management. I routinely briefed command management (military and their civilian equivalents) and developed regulations for the program.

Co-Op Student / Electronics Technician – January 1986 to December 1986**Iomega Corporation, Roy, Utah**

I performed wiring and troubleshooting of prototype small computer system interface (SCSI) controllers and assisted engineers with development of prototype memory subsystems. As part of my senior project as an undergraduate, I designed, bread-boarded and tested for proof of concept, a SCSI interface controller for a removable computer memory subsystem coined the "Bernoulli Box" manufactured and sold by Iomega. The memory subsystem interface was based around a small computer system interface (SCSI) chip manufactured by Fujitsu.

LITIGATION EXPERIENCE

InnoSys, Inc. v. Cornerstones Electrical Services, Inc., Case No. 070907060, Third District Court, for Salt Lake County, State of Utah: Expert Witness for plaintiff in a contract dispute relating to research and development of a wireless ballast controller, prepared and filed expert report on inventorship issues

Stewart Land Group, LLC v. First American Title Ins. Co., Civil No. 2:08-CV-00476-DB, United States District Court, District of Utah: Litigation counsel for plaintiff in a patent infringement action relating to United States Patent No. 7,283,909 for "Overlaying Orthorectified Aerial Images with Map Information Tied to a State Plane Coordinate System"

Fine Line Footing Forms, Inc. v. Concrete Forms Services, Inc., Civil No. 2:06-CV-00701-BSJ, United States District Court, District of Utah: Litigation counsel representing defendant in a patent infringement action relating to concrete forms and United States Patent No. 6,568,651, obtained dismissal with prejudice for defendant

Utah Lighthouse Ministry, Inc. v. Discovery Computing, Inc., 506 F.Supp.2d 889 (D. Utah 2007); *Utah Lighthouse Ministry v. Foundation for Apologetic Information and Research*, 527 F.3d 1045 (10th Cir. 2008): Litigation and appellate counsel for plaintiff in a trademark infringement and domain name cybersquatting action relating to defendant's registered domain names and website identical or confusingly similar to plaintiff's trademarks

King's Outdoor World, LLC. v. Fox-Rich Textiles, Inc., Civil No. 2:04CV00563, United States District Court, District of Utah: Litigation counsel for plaintiff hunting clothing designer and manufacturer in a contract dispute involving *inter alia* trademark and copyright infringement involving camouflage patterns and hunting apparel against defendant material converter

Iomed, Inc. v. Yanaki, Civil No. 020903031, Third Judicial District Court, State of Utah: Expert Witness and litigation support for plaintiff's counsel in a trade secret misappropriation and unfair competition action arising from the departure of a former employee

Clifford v. Stott, Civil No. 1:01CV00158K, United States District Court, District of Utah: Litigation counsel for plaintiff, negotiated settlement agreements providing injunctive relief on behalf of plaintiff involving multiple defendants relating to copyright infringement involving decorative picture windows



United States Olympic Committee and Salt Lake Olympic Committee v. Higginson, Civil No. 2:00CV-365K, United States District Court, District of Utah: Litigation counsel for defendant, negotiated settlement on behalf of defendant relating to trademark infringement involving federally registered Olympic trademarks on clothing and apparel

Techni-Graphic Services, Inc. v. Taylor Homes, Inc., Civil No. 2:98CV-563S, United States District Court, District of Utah: Litigation counsel for plaintiff in copyright infringement action involving architectural drawings and multiple homes constructed from same, obtained \$300,000 settlement on behalf of plaintiff

PUBLICATIONS

Paul C. Oestreich, "*In re Bilski*: Is that Obvious?", Utah Engineers Council Journal, pp. 15 and 18, February 11, 2009.

Paul C. Oestreich, "Legal Matters" *The Enterprise*, Vol. 33, No. 7, p. 14, August 11, 2003.

Paul C. Oestreich, "What Is A Patent Good for Anyway?" Utah Engineers Council Journal, Vol. 11, No. 1, p. 9, January 2002.

Paul C. Oestreich and David R. Webb, "The Race to Level 3", *Crosstalk--The Journal of Defense Software Engineering*, June, 1995.

PRESENTATIONS

Paul C. Oestreich, "Career Choices in Intellectual Property", University of Utah IEEE Student Branch, Student Professional Awareness Conference, University of Utah, Salt Lake City, Utah, October 29, 2009.

Paul C. Oestreich, "The Intersection of Trademarks and Domain Names" IEEE Utah Section Meeting, Law Offices of Morriss O'Bryant Compagni, P.C., Salt Lake City, Utah, November 2007.

Paul C. Oestreich, "Overview of Intellectual Property Law – What Engineers and Businessmen Need to Know," BYU Student Professional Awareness Conference, Brigham Young University, Provo, Utah, March 2004.

Paul C. Oestreich, "Intellectual Property Basics," QSI Corporation, Salt Lake City, Utah, March 2003.

H. Dickson Burton and Paul C. Oestreich, "Legal Trends on the Internet," Computer Technology Showcase 2001, Salt Palace Convention Center, Salt Lake City, Utah, June 2001.

Paul C. Oestreich and H. Dickson Burton, "Intellectual Property on the Internet: Current Developments," Utah State Bar Corporate Counsel Section Annual Spring Seminar, Utah Law and Justice Center, Salt Lake City, Utah, May 2001.

Paul C. Oestreich, "Current Developments in Intellectual Property on the Internet," IEEE, Utah Section, Intellectual Property Law Seminar, TraskBritt Law Offices, Salt Lake City, Utah, March 2001.

H. Dickson Burton and Paul C. Oestreich, "Trademarks, Trade Names & Domain Names for Non-IP Lawyers," Utah State Bar Mid-year Meeting, St. George Convention Center, St. George, Utah, March 2000.



H. Dickson Burton and Paul C. Oestreich, "Intellectual Property Protections," Third Annual Utah Valley Technology Law & Business Institute, Law Offices of Fillmore, Belliston & Israelsen, Provo, Utah, December 1999.

James R. Duzan and Paul C. Oestreich, "Intellectual Property Primer," NACT Telecommunications, Inc., Provo, Utah, October 1999.

NON-PROFIT BOARD AND PROFESSIONAL SOCIETY MEMBERSHIPS

Utah State Bar, Intellectual Property Section, member, 1999-Present

Utah State Bar, Corporate Counsel Section, member, 2002-Present

Park City Bar, member, 2002-Present

Utah Engineers Counsel (UEC), 2003-2009

UEC Offices held:

Chair, 2005-06

Vice Chair, 2004-05

Membership Development Chair, 2003-04

Institute of Electrical and Electronics Engineers (IEEE), Senior Member, 1984-Present

IEEE Utah Section, Offices held:

Membership Development Chair: 2010-11

Vice Chair, 2008-09

UEC Representative, 2000-09

Secretary, 2001-02



EXAMPLES OF WORK PRODUCT

U.S. Patent Numbers

US5825188	US5879965	US5905401	US6004142	US6101375	US6111282
US6118713	US6135348	US6141324	US6169704B1	US6181616B1	US6188507B1
US6188623B1	US6190170B1	US6199177B1	US6200144B1	US6231207B1	US6240318B1
US6272070B1	US6282138B1	US6304355B1	US6309406B1	US6314955B1	US6328567B1
US6329832B1	US6331113B1	US6347394B1	US6369602B1	US6374376B1	US6385108B2
US6386561B1	US6393311B1	US6445644B2	US6448717B1	US6454671B1	US6469954B1
US6472901B2	US6519486B1	US6529905B1	US6545498B2	US6587372B2	US6611165B1
US6628139B2	US6633503B2	US6710614B1	US6730444B2	US6751147B2	US6760871B2
US6793489B2	US6801073B2	US6806754B2	US6810277B2	US6826086B1	US6879530B2
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US7240275B2	US7272234B2	US7283909B1	US7286120B2	US7290749B1	US7303166B2
US7306138B2	US7331560B2	US7346657B2	US7383025B2	US7397175B2	US7477720B2
US7481576B2	US7485057B2	US7498120B2	US7504039B2	US7506383B2	US7531104B1
US7578615B2	US7636061B1	US7677149B2	US7780894B2	US7800551B2	US7832705B2
US7951028B2	US8066200B2	US8085214B2	US8092329B2	US8113125B2	US8288890B2
US8303443B2	US8397763B2	US8506436B2	US8511579B2	US8512843B2	US8517022B2
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U.S. Reissue Patent Numbers

USRE36821	USRE36843				
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U.S. Design Patent Numbers

USD495354S	USD510548S	USD540718S	USD543975S	USD599255S	USD599716S
USD599717S	USD599718S	USD599719S	USD633583S	USD692528S	USD692982S
USD693902S					

**U.S. Patent Publication Numbers**

US20010034702A1	US20010037359A1	US20020042832A1	US20020094868A1
US20020141386A1	US20020173827A1	US20020177498A1	US20030007496A1
US20030140185A1	US20030161400A1	US20030165154A1	US20030177204A1
US20030219132A1	US20030235103A1	US20040003457A1	US20040038738A1
US20040099719A1	US20040100457A1	US20040165579A1	US20040218387A1
US20040240937A1	US20050007802A1	US20050030799A1	US20050073246A1
US20050099411A1	US20050113655A1	US20050188594A1	US20050198066A1
US20050245282A1	US20050263642A1	US20050273393A1	US20060019782A1
US20060032875A1	US20060047292A1	US20060054426A1	US20060057504A1
US20060057505A1	US20060112800A1	US20060183579A1	US20060251469A1
US20060252409A1	US20060291611A1	US20070034406A1	US20070039084A1
US20070045491A1	US20070046774A1	US20070049437A1	US20070131840A1
US20070137389A1	US20070145640A1	US20070195159A1	US20070296642A1
US20080008225A1	US20080016384A1	US20080022618A1	US20080067308A1
US20080069729A1	US20080081423A1	US20080118308A1	US20080142678A1
US20080248327A1	US20090015527A1	US20090030819A1	US20090076764A1
US20090095153A1	US20090129363A1	US20090230205A1	US20090250075A1
US20090288578A1	US20100024324A1	US20100043801A1	US20100260940A1
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US20130312782A1	US20130330497A1	US20130331210A1	US20130341435A1
US20140053752A1	US20140103147A1	US20140136609A1	US20140144535A1
US20140291413A1	US20150070244A1	US20150267354A1	

U.S. Trademark Registration Numbers

2395627	2479429	2481788	2567950	2575225	2618680	3216282	3287248
3261944	3277502	3309400	3371475	3380163	3462994	3598513	3832529
4137060	4219043	4272279	4312439	4320430	4535002	4544018	4668946
4685232							