



→ Scott R. Miller

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Scott Miller is a partner in the Intellectual Property Practice Group in the firm's Los Angeles office.

Areas of Practice

Scott is a skilled trial lawyer who represents clients in litigation and non-litigation intellectual property matters. He has served as first chair in numerous patent, trademark, trade secret, unfair competition, false advertising and copyright litigations, as well as litigations regarding intellectual property ownership rights and/or the enforcement or termination of licenses. He practices in courts and before administrative bodies across the country, as well in various arbitration forums. Scott also has substantial experience in the areas of patent counseling and opinions, due diligence, licensing and buy/sell transactions and patent and trademark prosecution. He has acted as lead IP counsel on hundreds of different transactions for strategic buyers/sellers, private equity and/or venture capital funds involving all types of intellectual property rights.

While Scott's patent practice focuses on technology innovations in the areas of telecommunications, digital signal processing, data storage technologies, optical and fiber optic technologies and LED/LCD technologies, he represents consumer product companies in conjunction with utility and design patent and copyright issues and well-known trademarks in the United States. Scott also has substantial experience preparing and combating complicated damages analyses for trial.

A sought after expert in the area of intellectual property law, Scott regularly speaks at industry conferences and has been published in various legal and trade journals. Active in the IP business and legal communities, he is co-chair of the Programs Subcommittee for the ABA Litigation Section Intellectual Property Committee. He previously served nine years as the vice chair of the Damages and Injunction Committee for the Intellectual Property Owners Association (IPO), and has served as a working member of various committees at the International Trademark Association including on the Non-Traditional Trademarks Committee and the Enforcement Committee. He is also a member of the Los Angeles County Bar Association. Scott is a Martindale Hubbell AV® Preeminent™ Peer Review Rated Attorney and has been repeatedly recognized by Best Lawyers in America in Patent Law.

Honors

Lawyer of the Year - Patent Litigation, *Best Lawyers*, 2020

Best Lawyer in America, *Best Lawyers*, 2012-2022

Top Rated Lawyer in Intellectual Property Law, 2013

Martindale Hubbell AV Preeminent Peer Review Rated Attorney

Religious Liberty Award - ACLU

Southern California Super Lawyer, *Super Lawyers*, 2004, 2011, 2012, 2014-2021

Articles

- Co-author with C. Bove, "Fighting Intellectual Property Theft in the Internet Age: Why We Need a Statute Like the Combating Online Infringement and Counterfeits Act," *Intellectual Property & Technology Law Journal*, April 2011
- Co-author with Michelle Kim, "Avoid Falling Prey to the Pitfalls of the Patent On-Sale Bar," *Intellectual Property & Technology Law Journal*, December 2010
- Co-author with Manuel Nelson, "Therasense and the Doctrine of Inequitable Conduct," *The Intellectual Property Strategist*, November 2010
- "Spam," *Los Angeles Daily Journal*, November 6, 2000
- "Wireless Application Protocol," *Los Angeles Daily Journal*, August 21, 2000
- "An Appraisal of the Court of Appeals for the Federal Circuit," *Southern California Review* 57 1984: 301

Intellectual Property Law Blog Posts

- "The U.S. Trademark Office Opens The Door to Registering Certain Cannabis Trademarks," June 3, 2019

Media Mentions

Top Verdicts: Alfred E. Mann Foundation et al. v. Cochlear Corp. et al
Daily Journal, 02.17.2016

Events

Cannabis IP - Real or Smoke and Mirrors?

ABA Section of Litigation Intellectual Property Litigation Committee Webinar
04.14.2021

Cannabis Webinar Wednesday - Intellectual Property in the Cannabis Space
Webinar, 09.23.2020

Ethics and Eggs: A Breakfast Roundtable to Discuss Ethics Issues in IP Matters
Sheppard Mullin, 10.22.2019

Intellectual Property Owners Association (IPO) Annual Meeting
09.2016

Intellectual Property Owner's Association (IPO) Patent Damages Summit
Sheraton Hotel Palo Alto, 625 El Camino Real, 05.24.2016

Memberships

Co-Chair, Programs Subcommittee - ABA Litigation Section Intellectual Property Committee, 2018-present
Vice-Chair, Damages and Injunction Committee - Intellectual Property Owners Association (IPO), 2009-2018
Member, Los Angeles County and American Bar Association
Member, Non-traditional Trademarks Committee, INTA, 2012-2016
Member, AIPLA Trademark Committee, 2012-2014
Program Committee, FCBA Conference - Federal Circuit Bar Association, 2011
Member, Enforcement Committee-Provisional Remedies - International Trademark Association, 2006-2009
Member, Meetings Committee - International Trademark Association, 1998-2002
Member, Issues and Policy Committee - International Trademark Association, 1995-1997

Podcasts & Webinars

Cannabis Webinar Wednesday - Intellectual Property in the Cannabis Space
09.23.2020

Practices

Intellectual Property
Copyrights
False Advertising, Lanham Act and Unfair Competition
IP Licensing, Technology and Commercial Transactions
Patent Litigation
Patent Prosecution and Counseling
Trade Secrets
Trademark Applications and Prosecution
Trademarks and Trade Dress

Industries

Aerospace, Defense & Government Services
Blockchain
Blockchain and Fintech
Cannabis
Esports & Games
Fintech

Education

J.D., University of Southern California, 1983, Hale Honors Moot Competition

B.S., Mechanical Engineering, University of Nebraska, 1980, *with distinction*

Admissions

California

Northern District of California

Eastern District of California

Central District of California

Southern District of California

Eastern District of Texas

District of Colorado

District of Nevada

Eastern District of Michigan

Judicial Panel on Multidistrict Litigation (MDL Panel)

United States Supreme Court

United States Court of Appeals Federal Circuit

United States Court of Appeals 9th Circuit

United States Court of Appeals 10th Circuit

United States Patent and Trademark Office