



## Nicholaus R. Rericha

Partner

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Nick focuses his practice on patent preparation and patent prosecution, as well as invalidity and non-infringement opinions. His practice includes a wide variety of technological areas including robotics, material processing, optics, circuit design, control systems, software, computer science, automotive, power semiconductors, nanotechnology, among others. In addition, Nick's practice also includes e-commerce, privacy, and licensing. Prior to becoming an attorney, he was an electrical engineer at TRW in Elyria, Ohio and the Nordson Corporation in Amherst, Ohio.

### Services

- Intellectual Property
- Intellectual Property Litigation
- Patent Procurement & Management

### Education

- University of Dayton School of Law (J.D., *magna cum laude*)
- Kettering University (B.S.)
  - Electrical Engineering

### Bar Admissions

- Ohio
- U.S. Patent & Trademark Office

### Affiliations/Memberships

- American Intellectual Property Law Association
- Cincinnati Bar Association
- Ohio Bar Association

## Experience

### Represented a Privately Held Software Company Through an Asset Sale

We supported the sole-owner of a privately held software company in the sale of substantially all of the company's assets to a private equity portfolio company in an add-on acquisition. The total potential valuation was approximately \$25 million, including cash, rollover equity and earn outs. We navigated from LOI through closing, including due diligence, disclosure schedules, ancillary documentation and consents.

### NPE Experience

We have defended clients in challenges to their patents from a wide variety of NPEs. Several representative examples of patents we have defended are below:

- **Cascades Publishing Innovation, LLC:** U.S. Patent 8386484
- **Data Speed Technology LLC:** US Patent 5,867,686 – High speed real-time information storage system
- **eTagz:** US Patent 7,503,502 – Computer readable hang tag and product
- **eTagz:** US Patent 7,703,686 – Consumer computer-readable product label apparatus and method
- **eTagz:** US Patent 6,298,332 – CD-Rom product label apparatus and method
- **eWatch:** US Patent 6,970,183 – Multimedia surveillance and monitoring system including network configuration
- **Helfrich Patent Licensing:** Various US Patents related to mobile device technology
- **Honeywell International, Inc.:** Various US Patents related to bar code and QR code technology
- **Infinite Data, LLC:** US Patent 5,790,530 – Message passing multiprocessor system)
- **Innovatio IP Ventures:** Various US Patents related to local area network radio frequencies and multiple channel wireless access
- **Lemolson Foundation:** Various US Patents relating to bar code technologies
- **Lodsys:** US Patent 7,222,078 – Interactive applications (smartphone apps)
- **Mobile Logistics:** Various US Patents related to transportation yard management systems
- **MPHJ (formerly Project Paperless):** Various US Patents related to computer architecture and document management
- **Pragmatus Telecom, LLC:** US Patent 6,322,231 – Method and system for coordinating data and voice communications via customer contract channel changing system using voiceover IP)
- **Round Rock:** Various US Patents related to radio frequency identification
- **TPQ Development LLC:** US Patent 5,412,730 – Encrypted data transmission system employing means for randomly altering the encryption keys)
- **US Ethernet Innovations:** Various US Patents related to Ethernet connections and point of sale
- **Wireless Media:** Various US Patents related to transportation yard management systems

- **You Technology, Inc.:** Various US Patents related to biometric technology

## **IP Clearance**

Assisting client with ongoing analysis of competitor's patents; Development of design-around and invalidity strategies

## **Patent Preparation and Prosecution**

Our firm worked with a large company in the high technology industry in the preparation and prosecution of patent applications related to numerous technologies in its IP portfolio.

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## **University Advanced Research Agreements**

We represent an automotive manufacturer in negotiating and completing numerous university advanced research agreements and cooperative research and development agreements, in which we leveraged a unique combination of Intellectual Property and Corporate transactional experience.