



Henry C. Bunsow

Partner

Henry Bunsow is the Managing Partner of Howrey's Northern California offices and is a member of Howrey's six member Executive Committee. He has tried and won more than 35 patent cases to verdict or judgment, most before juries, and has successfully argued over ten appeals before the Court of Appeals for the Federal Circuit. He was named one of the top 25 patent attorneys in California, has consistently been named a "Super Lawyer" by the *Daily Journal* in its annual ranking of Northern California attorneys since 2004, has been named one of the 50 leading IP litigators in California by the *Daily Journal*, has been recognized by *Chambers USA* in the field of Intellectual Property and Patent law and has been named a leading patent litigator for *Legal 500 US*. In 2009, Henry was named by the *San Francisco Business Times* as one of the "Best Lawyers in America" and a "Top IP Litigator" for the State of California by the *Daily Journal*.

Henry C. Bunsow

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ADMISSIONS

California

EDUCATION

University of Santa Clara Law School (JD, 1974), *cum laude*

University of Nevada (BSEE, 1971)

Many of his recent trials have been in Texas including nine in the Eastern District of Texas. His successes include: winning two jury trials in Dallas before Judge Barbara Linn; winning a defense case jury verdict before Judge Paul Brown in Sherman; winning seven plaintiff jury verdicts before Judge T. John Ward in Marshall; and winning a favorable settlement during a jury trial before Magistrate Judge Chad Everingham in Marshall. Henry has appeared at numerous Markman hearings, motions and court conferences. He is presently lead counsel in cases pending in Marshall, Tyler and Texarkana, Texas, in addition to Los Angeles, San Francisco and Oakland, California and other jurisdictions.

In addition, he has been appointed as a Special Master by the federal courts and to committees to advise the federal courts and has been an arbitrator for the American Arbitration Association. In addition to his trial work, he continues to represent clients in important arbitrations before the AAA and other dispute resolution organizations.

Henry's primary emphasis has and continues to be representing clients before district courts and courts of appeal in complex patent cases involving various technologies including electronics, integrated circuits, networking, software, biotechnology and mechanics. By utilizing his combination of trial skills, technical background, and the tremendous support structure of Howrey, he provides clients with proven trial capabilities thereby maximizing opportunities for litigation success.

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Henry is married to the former Regina Corathers of Cumberland, Maryland. They have two daughters, Hillary who is attending Duke Law School and Maggie who is attending Napa Valley Junior College.

REPRESENTATIVE MATTERS

- *MOSAID v. Micron, Powerchip, et al.* Representation of MOSAID in this multiple patent case involving memory and CMOS imaging chip technology. The case proceeded in both the Eastern District of Texas and the Northern District of California and was settled favorably to MOSAID with all parties taking a license to the patents-in-suit after the Markman hearing but before a Markman decision was issued.
- *Digene v. Beckman Coulter (2006)*. Acted as lead counsel in this complex arbitration relating to intellectual property rights to probes for the human papilloma virus. The arbitration award was very favorable to Digene. Opposing counsel were Ronald Schulman of Wilson Sonsini and Paul Rafferty of Shephard Mullin.
- *O2 Micro v. Bitek (2006)*. Represented O2 Micro in a continuing series of cases enforcing O2's patent rights to power converter technology used in LCD screens (laptop computers and monitors). A jury trial in Marshall, Texas resulted in a finding in favor of O2 of willful infringement and an injunction. Opposing counsel was Powell Goldstein.
- *O2 Micro v. Sumida (2005)*. Represented O2 Micro in continuing series of cases enforcing O2's patent rights to power converter technology used in LCD screens (laptop computers and monitors). A jury trial in Marshall, Texas, resulted in a finding in favor of O2 of willful infringement and the maximum amount of damages. Opposing counsel was Kenyon and Kenyon.
- *Generation II Orthotics v. Med Tech and Bledsoe Brace Company*. Served on a team representing Generation II Orthotics in patent infringement litigation. After 10 years of litigation, including one appeal to the CAFC, Generation II Orthotics received a verdict 100% in its favor from a Seattle jury against Med Tech and Bledsoe Brace Company. The jury found infringement of both Gen II patents in suit, all claims asserted and willful infringement and awarded \$3.4 million in lost profit and royalty damages—the amount asked for in closing. The total award, including attorney fees and costs, could easily exceed \$10 million.
- *Harris v. Ericsson*. Represented Harris Corporation in a patent infringement case against Ericsson, Inc. The patent related to cellular communications systems and methods that are used to equalize transmitted information in cellular phones and base stations. The case went to trial in the US District Court for the Northern District of Texas

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on October 7, 2002. On October 29, 2002, the jury awarded Harris approximately \$61 million in compensatory damages and found that Ericsson's conduct was "willful".

- *Harris v. Sanyo*. Represented Harris Corporation in a patent infringement case involving two patents on closed caption on-screen displays. The case went to trial in August 2001, and Harris was awarded damages of \$7 million. Sanyo has filed an appeal and Harris has filed a counter-claim. Opposing counsel is John Pegram of Fish and Richardson, New York City; the judge is Barbara M.G. Lynn, N.D. Texas.
- *Tekmax, Inc. v. Exide*. Represented Tekmax in a patent infringement case against the largest manufacturers of wet-cell batteries in the world for infringement of several Tekmax patents relating to battery manufacturing equipment. A jury trial in July 1996 resulted in a verdict in favor of the client which, with prejudgment interest, exceeded \$6.5 million. The verdict was affirmed on appeal to the CAFC.

COURTS & ADJUDICATIVE BODIES

- United States Supreme Court
- United States District Court for the Central District of California
- United States District Court for the Eastern District of California
- United States District Court for the Northern District of California
- United States District Court for the Southern District of California
- United States District Court for the Northern District of Texas
- United States District Court for the District of Arizona
- United States Patent and Trademark Office

PROFESSIONAL AFFILIATIONS

- Panel of Arbitrators, American Arbitration Association
- Member, Association of Trial Lawyers of America
- Member, International Trade Commission
- Member, San Francisco Bar Association (1974–present)
- Member, State Bar of California (1974–present)