



Alexander C.D. Giza

Los Angeles Office

email: agiza@raklaw.com

tel. 310.826.7474

fax 310.826.6991

Practice Areas

Intellectual Property
Litigation & Trial
Appellate

Education

UCLA School of Law
(JD, 2000)

University of Virginia
(BS, Electrical Engineering, 1989),
Tau Beta Pi National Engineering
Honor Society; Eta Kappa Nu Inter-
national Electrical Engineering Honor
Society

Admitted

California
U.S. District Court, Central District
of California
U.S. District Court, Northern District
of California
U.S. Court of Appeals, Federal Circuit
U.S. Patent and Trademark Office
U.S. Supreme Court

Alex Giza is a litigation partner at Russ August & Kabat where he is a member of the firm's litigation and intellectual property departments. His practice encompasses high technology and intellectual property matters, including patent and trade secret litigation, patent prosecution/due diligence/licensing, and appellate matters. Mr. Giza earned a Bachelor's Degree in Electrical Engineering at the University of Virginia and worked as an electrical engineer for Westinghouse, IAI America, and Eaton. He received his J.D. from UCLA School of Law and is registered to practice in the U.S. Patent and Trademark Office. Prior to joining Russ August & Kabat, Mr. Giza was counsel at Irell & Manella LLP, where he was a member of the Intellectual Property, Appellate, and Litigation work groups. Mr. Giza has represented clients regarding technologies across the spectrum, including digital video recorders, data compression and video encoding/decoding, network security and encryption, semiconductor design, videoconferencing, liquid crystal displays, computer hard drives, digital watermarking, laptop computer modems, random number generators, music channel broadcasting, ATSC television receivers, and MEMS technology.

In 2011, Mr. Giza represented six former U.S. PTO and Patent Commissioners (Hon. Gerald J. Mossinghoff, Hon. Donald J. Quigg, Hon. Harry F. Manbeck, Jr., Hon. Bruce A. Lehman, Hon. Q. Todd Dickinson, and Mr. Nicholas P. Godici) as amici curiae in *Microsoft v. i4i*, No. 10-290, before the U.S. Supreme Court. The former U.S. PTO and Patent Commissioners advocated for maintaining the clear-and-convincing standard of proof needed to invalidate a U.S. Patent, which the U.S. Supreme Court unanimously upheld.

In 2010, Mr. Giza represented five former U.S. federal court judges (Hon. Stephen G. Larson, Hon. Thomas D. Lambros, Hon. John C. Lifland, Hon. James F. Davis, and Hon. Thomas R. Brett) as amici curiae in *TiVo v. Echostar*, No. 2009-1374, before the United States Court of Appeals for the Federal Circuit en banc. The five former U.S. federal court judges supported the district court's ruling of contempt, which the Federal Circuit en banc affirmed.

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In 2009, Mr. Giza collaborated with Morgan Chu, Christine Byrd, and the American College of Trial Lawyers on the book *Anatomy of a Patent Case*, which provides a concise summary of the key elements of patent litigation and offers suggestions as to how to deal with some of the procedural problems presented in patent litigation. The book is published by the Federal Judiciary Center and has been distributed to every U.S. federal judge.

Mr. Giza is also on the Panel of Practitioner Contributors for Black's Law Dictionary (9th ed.).

In 2007, 2008 and 2011, Mr. Giza was selected for inclusion in Los Angeles Magazine's Southern California "Rising Stars" in intellectual property litigation.

Mr. Giza graduated from UCLA School of Law, where he assisted Professors Arthur Rosett and Daniel J. Bussel with the sixth edition of the casebook *Contract Law and Its Application*. He was a teaching fellow for a first-year contracts class and articles and managing editor of the *UCLA Journal of Environmental Law & Policy*. During law school, Mr. Giza served as an extern for the Honorable Arthur L. Alarcón, U.S. Court of Appeals for the Ninth Circuit, and for the Honorable William J. Rea, U.S. District Court, Central District of California. Following his graduation, Mr. Giza served as law clerk to Justice Walter L. Carpeneti of the Alaska Supreme Court.

Representative Matters

- *Clear with Computers v. Hyundai Motor America, Inc.*, No. 6:09-cv-479 LED (E.D. Tex.) – Represented patentee Clear with Computers regarding a novel electronic proposal preparation invention and obtained an \$11.5 million jury verdict.
- *TiVo Inc. v. EchoStar Communications Corp.*, No. 2-04-cv-01 DF (E.D. Tex.) – Represented patentee TiVo, the developer of the first commercially available DVR, in a patent infringement action, which resulted in:
 - a favorable jury verdict of willful infringement
 - a damages payment of \$104 million
 - a permanent injunction
 - affirmation in relevant part on appeal
 - a judgment of contempt
 - supplemental damages award of \$103 million
 - contempt damages award of over \$200 million
- *Knowles Electronics, LLC v. American Audio Components, Inc.*, No. 06-cv-6213 JFG (N.D. Ill.) – Represented defendant AAC Acoustic Technologies Holdings Inc., a leading Chinese manufacturer of miniature audio components, in a trade secret case, which resulted in denial of plaintiff's motion for preliminary injunction after two months of expedited discovery, including expert reports and depositions, and an 11-day hearing.
- *The PACid Group, LLC v. Apple Inc.*, No. 6:09-cv-143 LED (E.D. Tex.) – Represented patentee PACid in a number of cases regarding a novel encryption key management invention and obtained favorable rulings on claim construction and favorable settlements.
- *Ring Technology Enterprises, LLC v. A-Data Technology (U.S.A.) Co.*, No. 2:09-cv-383-CE (E.D. Tex.) – Represented patentee Ring Technology in two cases regarding a novel computer memory buffering invention and obtained favorable settlements.

- *AmberWave Systems Corp. v. Intel Corp.*, No. 1:06-cv-638, 1:06-cv-429, 1:06-cv-638 (D. Del.), 9:06-cv-157 (E.D. Tex.): Represented patentee AmberWave, a company founded by an MIT professor and his students that invented and developed advanced semiconductor materials and manufacturing processes, in a set of patent litigations, which resulted in a favorable settlement.
- *Pause Technology LLC v. TiVo Inc.*, No. 01-cv-11657 PBS (D. Mass.), aff'd, 419 F.3d 1326 (Fed. Cir. 2005) – Represented defendant TiVo in a patent litigation, which resulted in summary judgment of noninfringement and affirmation on appeal.

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