RUSS AUGUST & KABAT

Jason M. Wietholter

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PRACTICE AREAS

Litigation & Trial

Intellectual Property

Patent Litigation

EDUCATION

University of Tulsa, College of Law (JD, 2020, Summa Cum Laude)

Oklahoma State University (BS, 2008)

Jason Wietholter is a partner at Russ August & Kabat, focusing his practice on high technology patent and intellectual property litigation.
Jason was selected to the Super Lawyers Rising Star list from 2024 - 2026 by the publishers of *Los Angeles Magazine*.

Jason has taken part in multiple jury trials at RAK, including the following:

- In July 2025, Jason was influential in winning a $175 million jury verdict for Headwater Research in its patent suit against Verizon over device-assisted traffic control technology.
- In April 2025, Jason contributed in securing a $279 million jury verdict, also for Headwater Research, in its patent suit against Samsung over push-messaging technology. The Judgment was $340 Million with prejudgment interest. Samsung was represented by Fish & Richardson and Quinn Emmanuel at trial and was aided by Google in its defense, as the accused technology included Google's Firebase Cloud Messaging Platform.
- In 2022, Jason was assisted in winning a $5.4 Million jury verdict of infringement, and JMOL of no invalidity against ecobee related to smart thermostat and energy saving HVAC controllers.
- In 2022, Jason was instrumental in winning a $20 Million jury verdict of infringement, and no invalidity against Google related to smart thermostat and energy saving HVAC controllers, where he examined EcoFactor's invalidity rebuttal expert. Google was represented by Keker Van Nest at trial. The verdict was affirmed in a precedential opinion in 2024, representing the first patent verdict against Google to be affirmed by the Federal Circuit.

Prior to joining Russ August & Kabat, Jason was a trial consultant, garnering experience in more than 100 jury trials in courts across the United States. The subject matter of the cases he consulted on spanned the gamut from personal injury to products liability, from employment law to complex commercial litigation, and included civil rights, white-collar criminal defense, federal securities law, and intellectual property matters. In his role as a trial consultant, Jason crafted presentations that efficiently and effectively communicated complex concepts, developed case themes that resonated with jurors, and formulated trial presentation strategies that persuaded juries and other decision-makers to find in favor of his clients. Jason published several articles and made presentations to law firms, bar associations, and other groups on the topic of effective trial presentation.

Jason earned his law degree from The University of Tulsa College of Law, graduating valedictorian. While at The University of Tulsa, Jason served as Executive IT Editor for the *Tulsa Law Review*. He wrote an article that was selected for publication in the *Tulsa Law Review* discussing the unique challenges facing patent holders in matters before the United States Patent and Trademark Office and federal district court. Jason also served as the President of the Board of Advocates overseeing moot court events at the University of Tulsa College of Law and was inducted into the National Order of Barristers for his outstanding participation and performance as a student advocate. In addition, he assisted Professor Russell Christopher with analyzing novel professional responsibility issues impacting lawyers, was honored with the Order of the Curule Chair, and received the Oklahoma Bar Association's Outstanding Senior Law School Student Award.