

## Janice V. Mitrius

Attorney  
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Janice has a broad range of experience in several areas of intellectual property law. Her focus is on patent, trademark and trade dress litigation as well as commercialization, and enforcement of patents, trademarks, trade dress and copyrights. Janice has litigated patent, trademark, trade dress and copyright cases in wide ranging technologies and businesses including, for example, coolers, drinkware, convenience store services, merchandise display shelving, adult protective underwear, adult incontinence products, internet sales methods, injection molding equipment, diapers, feminine hygiene products, instant messaging, athletic shoes, personal care products, steam turbine engines, food processing, plastics processing and extrusions, voting machines, railroad cars, and rapid prototyping.

Janice has extensive experience in all aspects of litigation including developing strategies for discovery and trial or for early resolution. She has prepared and successfully argued motions before the court, including motions for summary judgment, for claim construction, entry of default, temporary restraining orders, orders of seizure, to compel discovery and the award of attorneys' fees. She has conducted several proceedings before the court including preliminary injunction and arbitration hearings and jury and bench trials. Janice has been extensively involved in discovery matters, Markman hearings, pretrial matters, and trial. She has also successfully negotiated and drafted settlement agreements in patent, trademark, and trade dress infringement suits.

Janice has a broad range of appellate experience including developing strategies for briefing, preparing briefs, and arguing before the Court of Appeals for the Federal Circuit. In addition, Janice has represented clients as lead counsel before both the Court of Appeals for the 7th Circuit and the Court of Appeals for the Federal Circuit. Janice has significant experience in obtaining design patents and has also prepared utility patents in the mechanical field, including tooling and biomedical devices. She also is experienced in intellectual property counseling and patent opinion preparation. Janice has significant experience in preparing trademark opinions and obtaining registrations. In addition, she has also been involved in negotiating and drafting various agreements, including joint development agreements, trademark purchase agreements and assignments, trademark licenses, and merchandising agreements.

Janice earned a Bachelor of Science degree in Mechanical Engineering at the Illinois Institute of Technology. After completing her undergraduate degree, she gained over five

years of practical engineering and business experience as a project engineer with AlliedSignal Engines (now Honeywell). She concentrated on product design and development for auxiliary power gas turbine engines for regional jet and executive aircrafts. She was involved in all aspects of the engineering process including problem identification, design and analysis of solutions, verification through testing, customer communication, and production incorporation. During her five years at AlliedSignal, she earned a Masters of Business Administration degree. She received her degree of Juris Doctor, cum laude, from Arizona State University.

Janice is an active member of the ABA and currently serves (since 2016) in a leadership role as a member of the Section of Litigation's Council. In addition, Janice is a Managing Director Designate for the 2019-2020 bar year. Prior to being elected to a Council position, Janice Co-Chaired the Section of Litigation's Sound Advice Committee (2015-2016). She also served in numerous other leadership roles in the Section of Litigation as the Director of Division VII (2013-2015), Co-Chair for the Section's 2013 Annual Conference (2011-2013), Co-Chair of the Judicial Intern Opportunity Program Committee (2008-2011), Co-Chair of the Technology for the Litigator Committee (2005-2008) and Co-Chair of the Intellectual Property Litigation Committee (2002-2005). Janice is also a member of the Leading Lawyers Network. Based upon peer nominations and approval by the network's Advisory Board, only the top lawyers are nominated and eligible for membership in the Leading Lawyers Network. Janice was listed in Illinois Super Lawyers from 2008 to 2019, and named in its list of Top 50 Women Lawyers from 2009 to 2011. In addition, Janice has taught as an adjunct professor at Northwestern University College of Law since 2007. She teaches a class on Intellectual Property Pretrial Practice.

Janice currently serves on the Board of Directors and previously served as president of the firm.

## **Education**

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B.S.M.E. 1988, Illinois Institute of Technology

M.B.A. 1994, University of Phoenix

J.D. 1997, Arizona State University

## **Admissions**

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Bar Admissions

1997, Illinois

Court Admissions

Supreme Court of Illinois

U.S. Court of Appeals for the Federal Circuit

U.S. Court of Appeals for the Seventh Circuit

U.S. District Court for the Eastern District of Wisconsin

U.S. District Court for the Northern District of Illinois

U.S. Supreme Court

## **Practices**

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Appellate Litigation

Janice V. Mitrius

Appellate Litigation  
Copyright  
Counseling, Opinions + Licensing  
Counterfeit Goods Seizure  
Design Patents  
Jury Trials  
Litigation  
PTAB Litigation  
Trade Dress  
Trademarks

### **News + Events + Related Publications**

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[NEWS - 01.14.20](#)

25 Banner Witcoff Attorneys Listed as 2020 Leading, Emerging Lawyers

[NEWS - 07.22.19](#)

Banner Witcoff Wins Summary Judgment of Non-Infringement in Akeva Footwear Patent Dispute

[NEWS - 01.31.19](#)

Twenty-three Banner & Witcoff attorneys named 2019 Illinois Super Lawyers and Rising Stars

[NEWS - 08.03.18](#)

Banner & Witcoff Enforces Buc-ee's Famous Logo with Jury Verdict on All Counts

[NEWS - 06.14.18](#)

Banner & Witcoff sponsored Boys & Girls Clubs of America's 2018 Southwest Youth of the Year Celebration in Dallas

[NEWS - 01.29.18](#)

Twenty-five Banner & Witcoff attorneys named 2018 Illinois Super Lawyers and Rising Stars

[NEWS - 01.16.17](#)

Twenty-six Banner & Witcoff attorneys named 2017 Illinois Super Lawyers and Rising Stars

[NEWS - 01.27.16](#)

Twenty-seven Banner & Witcoff attorneys named 2016 Illinois Super Lawyers and Rising Stars

[NEWS - 11.20.15](#)

Twenty Banner & Witcoff attorneys named to 2015 Super Lawyers Business Edition

[NEWS - 01.12.15](#)

Twenty-three Banner & Witcoff attorneys named 2015 Illinois Super Lawyers and Rising Stars

[NEWS - 01.13.14](#)

Twenty-five Banner & Witcoff attorneys named 2014 Illinois Super Lawyers and Rising Stars

[NEWS - 11.27.13](#)

Twenty Banner & Witcoff attorneys named to 2013 Super Lawyers Business Edition

[NEWS - 09.23.13](#)

Janice V. Mitrius and Katherine L. Fink named to Super Lawyers' "Top Women Attorneys in Illinois"

[NEWS - 07.09.13](#)

Banner & Witcoff client Kimberly-Clark Worldwide Inc. moves ahead in diaper patent case

[NEWS - 01.28.13](#)

Twenty-two Banner & Witcoff Attorneys are Named Illinois Super Lawyers and Rising Stars

[NEWS - 01.06.12](#)

Eighteen B&W Attorneys named to the Illinois Super Lawyers and Rising Stars List

[NEWS - 01.04.11](#)

Eighteen B&W Attorneys named to the Illinois Super Lawyers and Rising Stars List

[NEWS - 09.16.10](#)

Janice V. Mitrius comments in an article in the Chicago Daily Law Bulletin.

[NEWS - 08.05.10](#)

Twelve B&W Attorneys Selected as Illinois Leading Lawyers

[NEWS - 03.16.10](#)

Janice V. Mitrius comments on the IP boutique business model in IP Law360

[PRESS - 01.18.10](#)

Fifteen B&W Attorneys named to the Illinois Super Lawyers and Rising Stars List

[NEWS - 06.18.09](#)

Twelve Banner & Witcoff attorneys named as Corporate Counsel Super Lawyers

[NEWS - 02.06.09](#)

Chicago Daily Law Bulletin writes a profiles Janice V. Mitrius

[PRESS - 02.03.09](#)

Banner & Witcoff Elects First Woman President

[PRESS - 01.19.09](#)

Banner & Witcoff attorneys named Illinois Super Lawyers and Rising Stars

[NEWS - 08.04.08](#)

Banner & Witcoff obtains dismissal in a declaratory judgment action on behalf of Kimberly-Clark Worldwide.

[NEWS - 08.04.08](#)

Janice V. Mitrius has been appointed co-chair of the Judicial Intern Opportunity Program committee for the ABA Section of Litigation.

[NEWS - 04.12.08](#)

Janice V. Mitrius comments on using social networking sites to conduct due diligence in Litigation News.

[PRESS - 01.23.08](#)

Banner & Witcoff is pleased to Announce the Election of New Shareholders

[NEWS - 08.03.07](#)

Janice V. Mitrius quoted in the American Bar Association Section of Litigation Trial Practice 2007 on technology use in the courtroom.

[NEWS - 07.20.07](#)

Janice V. Mitrius is reappointed as the 2007-2008 Co-Chair of the Technology for the Litigator Committee of the American Bar Association's Section of Litigation.

[NEWS - 06.02.06](#)

Janice Mitrius quoted in the ABA Journal e-Report

[NEWS - 04.17.06](#)

Federal Circuit affirms decision for Sandia Corp.

[NEWS - 12.12.05](#)

B&W enjoys summary judgment in Chicago patent case.