

**Richard S. Stockton**

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Richard advises clients on all aspects of intellectual property law, including tactical and strategic counseling, portfolio management, litigation and prosecution matters. Exemplary achievements include:

- Prosecuting thousands of US design patent applications before more than 100 US Patent and Trademark Office (USPTO) examiners; managing thousands of foreign design applications in more than 100 jurisdictions and 140 countries
- Obtaining thousands of US utility patents, trademark registrations, copyright registrations and foreign counterparts (through foreign counsel)
- Serving as counsel of record in dozens of patent, trademark and copyright litigations, and assisting with many more IP litigations
- Litigating inter partes review petitions at the USPTO
- Prevailing in dozens of domain name arbitrations, and negotiating numerous no-decision settlements and acquisitions
- Managing multiple IP portfolios with thousands of properties worldwide, coordinating the transfer of a >10,000 property portfolio and supervising buyer/seller IP due diligence in large acquisition and IPO contexts
- Supervising infringement, invalidity, and counterfeiting investigations worldwide; drafting cease and desist letters and responses; rendering infringement, invalidity/unenforceability and freedom-to-operate opinions; and preparing licensing agreements and IP holding company transfers

Richard earned a Bachelor of Science degree in Electrical Engineering from the University of Illinois at Urbana-Champaign (UI) in 1997. He graduated from the UI College of Law cum laude in 2000, where he was the Editor-in-Chief of The University of Illinois Journal of Law, Technology & Policy, the Legislation Editor of the Illinois Law Update section of The Illinois Bar Journal and a founder of Modern Trends in Intellectual Property.

Bar Activities

- American Bar Association, Section of Intellectual Property Law (ABA)
 - Standing International IP Task Force, Vice Chair, 2019-present
 - Patent Systems Policy Committee, Vice Chair, 2019-present
 - Patent Litigation Committee, Chair, 2017-19, Vice-Chair 2013-17
 - Technology for the Litigator Committee (ABA Section of Litigation), Co-Chair, 2010-13, Newsletter Editor-in-Chief, 2006-10
- American Intellectual Property Law Association (AIPLA)
 - International and Foreign Laws Committee, Co-Chair, 2018-present
 - Industrial Designs Committee, Chair, 2016-18, Vice-Chair, 2014-16
- International Trademark Association (INTA), Saul Lefkowitz Moot Court Committee
 - National Chair, 2016-17, National Vice-Chair and Bench Memo Committee Chair, 2015-16, Project Team Member, 2013-present
 - Chicago Regional Competition Chair, 2013-2015, Vice-Chair, 2011-13, Committee Member, 2006-present, Bailiff, 2000-06
 - Oral Argument Judge, Asia-Pacific Moot Court Competition (Singapore), 2019

- Intellectual Property Owners Association (IPO)
 - Industrial Designs Committee, Member, 2013-present
- ICANN IP Constituency, Banner Witcoff Primary Representative, 2016-19
- Chicago-Kent Patent Hub, part of the USPTO Patent Pro Bono Program, Volunteer, 2017-present
- Member: ABA, AIPLA, INTA, IPO, Illinois State Bar Association, Intellectual Property Law Association of Chicago

Teaching Activities

- Adjunct Professor, IP Litigation Pretrial Skills
 - Northwestern University (NU) School of Law, LITARB 614A, 2012-18
 - Georgetown University Law Center, LAWJ-293-07, 2004-11
- Guest Lecturer, Fundamentals of Legal Practice, UI College of Law, 2015-16, 2018-19
- Class panelist: NU School of Law, UI College of Law, IIT Chicago-Kent College of Law, Loyola University Chicago School of Law

Awards

- IP Star, Managing IP magazine, 2013-19
- "40 Illinois Attorneys Under 40 to Watch" Law Bulletin Publishing Co., 2015
- Super Lawyers Rising Star (Illinois), 2008-2015
- Law Bulletin's Emerging Lawyers, 2015

University of Illinois Alumni Activities

- Chicago Illini Leadership Council, Chair, 2015-16, Member, 2014-present
- Athletic Board, Member, 2012-16; Athletic Director Search Committee (Advisory), Member, 2015-16
- College of Law Board of Visitors, Member, 2005-11
- Campus Alumni Advisory Board, Member, 2006-12
- Mentor, law and engineering students
- Member: President's Council, John E. Cribbet Society, UI Alumni Association Life Member

Exemplary Presentations and Panels

- Moderator, "Emerging IP Abroad: Approaches to Protecting Computer Functionality and Designs Outside the US," AIPLA Virtual Spring Meeting, May 2020
- Presenter, "Industrial Design Rights: Global Themes Distilled from Experiences in the United States," IP Office of Singapore, 2019
- Presenter, "Enforcing Designs Under US Patent, Copyright, and Trademark Law" and "Apple v. Samsung: A Case Study," IP Protection for Industrial Designs: An International Perspective, USPTO Global IP Academy, 2018
- Moderator, "Perspectives on IP Brinkmanship Between the US and China in the Current Global Trade Environment," ABA Annual Meeting, 2018
- Presenter, "Introduction to Design Litigation," AIPLA Design Rights Boot Camp, 2018
- Presenter, "Defending Design Patent Litigations: If Something's Amiss, Move to Dismiss," Design Day, 2017
- Moderator, "The Wide World of Designs: Best Practices for the Procurement of Design Patents Across Borders and in the U.S.," AIPLA Mid-Winter Institute, 2016
- Public Speaker, "Roundtable Event on the Written Description Requirement for Design Applications," USPTO, 2014
- Presenter, "Design and Utility Patents, Trade Dress, and Copyright: How to Prosecute and Enforce Multiple Layers of IP Protection," IPO Chat Channel, 2013
- "Design Patent Functionality After Egyptian Goddess and Richardson: The Assumption of Claim Construction Dysfunction and Gumption," AIPLA Spring Meeting, 2013
- "Owens Poems and High Point Haikus," Industrial Design Committee Meeting at AIPLA Annual Meeting, 2013
- Panelist, "Computer Fraud and Abuse Act," Northwestern School of Law, 2013
- "Shall I Complain or Abstain about a Domain," Banner & Witcoff Corporate IP Seminar, 2012
- New gTLD Overview, gTLD Opposition Overview, American Marketing Association Podcasts, 2011, 2012
- Public Panelist, "Designs in Recent Court Decisions," Design Day, USPTO, 2010

Publications

- "Hague Weighed: Should I Change My Design Filing Strategy?," Inside Counsel, 2015
- "The Written Description Requirement in U.S. Design Patent Prosecution: Background and Recent Developments," AIPLA Roundtable, 2014
- "Turkey Shoot: How Sam Keller's Spat May Flower into a Multi-Billion Dollar War Against the NCAA and College Amateurism," Intellectual Property Today, 2013
- "A Hague Accolade: U.S. Poised to Join an International Design Protection System," IP Frontline and IP Law 360, 2012-

2013

- "Grappling with Keywords in the Fourth Circuit," IP Law360, 2011 (co-authored with Mark Wilinski)
- "USC's Trojans Hit a Home Run in a Trademark Battle over 'SC,'" B&W IP Update, 2010 (co-authored with Surendra Ravula)
- "The Patent and the Pendulum: The Oscillating Interface of Antitrust and Patent Law," Prepared for the ABA Antitrust Section's "Competition and Innovation in High-Tech Industries" Conference, 2002 (co-authored with Mark T. Banner)

Richard also has governmental relations and policy experience. He has prepared draft legislation, and served as a legislative extern to the Illinois House of Representatives. Richard also interned for a Congressman in Washington, D.C., during the 104th Congress.

In Chicago, Richard currently serves on the Roscoe Village Neighbors Board of Directors, and appeared with his daughter in Ballet Chicago's The Nutcracker in 2017, 2018 and 2019. His other volunteer activities have included serving on the Chicago Public Schools Local School Council for Audubon Elementary School and the Champaign Liquor Advisory Commission, and volunteering as an instructor for Presidential Classroom for Young Americans in Washington, D.C.

Richard's pro bono work includes representing Lincoln Park Zoo and Timeline Theatre in Chicago, and he also has volunteered for the Chicago-Kent Patent Hub, part of the USPTO Patent Pro Bono Program, since 2017.

Education

B.S. 1997, University of Illinois

J.D. 2000, University of Illinois

Admissions

Bar Admissions

2000, Illinois

Court Admissions

U.S. Supreme Court

U.S. Court of Appeals for the Federal Circuit

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

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

Accolades

- IP Star, Managing IP magazine, 2013-19
- "40 Illinois Attorneys Under 40 to Watch" Law Bulletin Publishing Co., 2015
- Super Lawyers Rising Star (Illinois), 2008-2015
- Law Bulletin's Emerging Lawyers, 2015
- World Trademark Review 1000, 2020

News + Events + Related Publications

[NEWS - 04.28.20](#)

IP Alert | Circuit Split Resolved: Supreme Court Rules Willful Infringement is Not Required to Award Profits in Trademark Cases

[NEWS - 02.14.20](#)

WTR 1000 Ranks Banner Witcoff as Top Trademark Firm, Recognizes Five Attorneys

[EVENT - 07.17.19](#)

Rob Katz and Richard Stockton to Speak at AIPLA Design Rights Boot Camp

[NEWS - 05.31.19](#)

The Legal 500 Recognizes Banner Witcoff for Patent and Trademark Practices in 2019 Edition

[NEWS - 05.21.19](#)

Banner Witcoff, 17 Attorneys Recognized in Managing Intellectual Property's "IP Stars" 2019 Guide

[NEWS - 02.01.19](#)

Banner & Witcoff, three attorneys receive top rankings in the 2019 World Trademark Review 1000

[NEWS - 11.21.18](#)

IP Alert: Highlights of Design Law 2018

[EVENT - 10.10.18](#)

Robert S. Katz and Richard S. Stockton present at "Intellectual Property Protection for Designs: An International Perspective" at the USPTO in Alexandria, Va.

[EVENT - 07.23.18](#)

Richard S. Stockton moderates "New Horizons: Perspectives on IP Brinkmanship in the Current Global Trade Environment" in conjunction with 2018 ABA Annual Meeting in Chicago

[NEWS - 05.24.18](#)

Banner & Witcoff, 17 attorneys recognized in 2018 MIP IP Stars

[NEWS - 05.03.18](#)

IP Alert: Monkey See, Monkey Do: Ninth Circuit Declines to Go Bananas over "Monkey Selfie" Copyrights

[EVENT - 02.28.18](#)

Robert S. Katz and Richard S. Stockton present at AIPLA Design Rights Boot Camp in Arlington, Va.

[NEWS - 01.15.18](#)

Banner & Witcoff, three attorneys receive top rankings in the 2018 World Trademark Review 1000

[NEWS - 08.07.17](#)

Richard S. Stockton comments on importance of Saul Lefkowitz Moot Court Competition in new INTA video

[NEWS - 06.02.17](#)

Sixteen Banner & Witcoff attorneys recognized as 2017 MIP IP Stars

[NEWS - 04.04.17](#)

Richard S. Stockton recognized in INTA Bulletin for role in Saul Lefkowitz Competition

[NEWS - 12.07.16](#)

IP Alert: Another Bite at the Apple...Maybe? Supreme Court Reverses and Remands to the Federal Circuit

[NEWS - 10.31.16](#)

Richard S. Stockton discusses the Supreme Court's arguments in Samsung v. Apple in Managing Intellectual Property

[NEWS - 10.26.16](#)

Richard S. Stockton recognized for participation in WIPO meeting in IPO Daily News

[NEWS - 05.19.16](#)

Thirteen Banner & Witcoff Attorneys Recognized as 2016 MIP IP Stars, Helen Hill Minsker among "Top 250 Women in IP"

[NEWS - 01.27.16](#)

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

[NEWS - 11.17.15](#)

Robert S. Katz and Richard S. Stockton featured for role in first GW Law Design Patent Symposium in Intellectual Property Law Perspectives

[NEWS - 10.21.15](#)

Richard S. Stockton discusses when companies should consider filing for design patents in Law360

[NEWS - 10.06.15](#)

Richard S. Stockton featured in Law Bulletin Publishing Co.'s 2015 "40 Under Forty"

[NEWS - 08.05.15](#)

Richard S. Stockton discusses potential effects of GoDaddy cybersquatting trial in the Daily Journal

[NEWS - 06.01.15](#)

USPTO Commissioner for Trademarks Mary Boney Denison joins IPLAC roundtable discussion in Chicago

[NEWS - 05.21.15](#)

Richard S. Stockton discusses the benefits and complexities of the Hague System in the Chicago Daily Law Bulletin

[NEWS - 05.20.15](#)

Richard S. Stockton examines how in-house counsel can use the Hague System in Inside Counsel

[NEWS - 05.15.15](#)

University of Illinois College of Law highlights Marc S. Cooperman and Richard S. Stockton's involvement in new course

[NEWS - 05.13.15](#)

IP Alert: The U.S. and Japan Join the Hague System

[NEWS - 04.16.15](#)

New USPTO Director Michelle Lee joins IPLAC roundtable discussion in Chicago

[NEWS - 01.12.15](#)

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

[NEWS - 11.25.14](#)

Design Patent Law Stakeholders Identify Trends Distinguishing Utility Patent Rules

[NEWS - 06.17.14](#)

Richard S. Stockton invited to discuss IP with the U.S. Department of State's International Visitor Leadership Program

[NEWS - 05.13.14](#)

Twelve Banner & Witcoff Attorneys Recognized as 2014 MIP IP Stars

[NEWS - 01.13.14](#)

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

[NEWS - 12.04.13](#)

USPTO publishes proposed rule changes to implement Hague Agreement

[NEWS - 11.19.13](#)

Richard S. Stockton discusses class certification in NCAA case

[NEWS - 11.05.13](#)

Richard S. Stockton discusses lawsuit over student athletes' names, likenesses in Intellectual Property Magazine

[NEWS - 08.15.13](#)

Richard S. Stockton discusses discovery and social networks in ABA Litigation News

[NEWS - 05.23.13](#)

Twelve Banner & Witcoff Attorneys Recognized as MIP IP Stars

[NEWS - 05.14.13](#)

Richard S. Stockton discusses design patents in Bloomberg BNA

[NEWS - 04.09.13](#)

Richard S. Stockton discusses gTLDs in the Los Angeles Daily Journal

[NEWS - 03.22.13](#)

IP Alert: Protect Your Rights as New gTLDs Prepare to Launch, Trademark Clearinghouse Opens March 26, 2013

[NEWS - 03.11.13](#)

Richard S. Stockton discusses the next deadline for gTLDs in IP Law360

[NEWS - 02.19.13](#)

IP Alert: You Must Start Your Campaign to Complain About a Generic Top Level Domain by March 13

[NEWS - 01.28.13](#)

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

[NEWS - 12.28.12](#)

Richard S. Stockton discusses design patents in GigaOM

[NEWS - 12.19.12](#)

IP Alert: U.S. President Barack Obama Signed the Patent Law Treaties Implementation Act of 2012 into Law

[NEWS - 12.10.12](#)

Richard S. Stockton discusses the anticipated U.S. accession to the Hague Agreement in IP Law360

[NEWS - 12.05.12](#)

House Passes the Legislation to Implement the Hague Agreement Concerning International Registration of Industrial Designs in the United States

[NEWS - 11.20.12](#)

Richard S. Stockton discusses the recent settlement between Rosetta Stone Inc. and Google Inc. in IP Law360

[NEWS - 08.15.12](#)

Richard S. Stockton discusses the gTLD Reveal in Forbes, Managing Intellectual Property and BNA's Electronic Commerce & Law Report

[NEWS - 07.16.12](#)

Richard S. Stockton discusses the usage of predictive coding in discovery practice in an ABA Litigation News article

[NEWS - 06.20.12](#)

Richard S. Stockton participates in a podcast on the gTLD reveal with the American Marketing Association

[NEWS - 06.18.12](#)

Richard S. Stockton discusses the gTLD Reveal in IDG News and the Chicago Daily Law Bulletin

[NEWS - 06.12.12](#)

Trademark Law Update: gTLD Application Reveal

[NEWS - 05.22.12](#)

Richard S. Stockton discusses the use of Internet-sourced facts in trials in the ABA's Litigation Newsletter

[NEWS - 01.06.12](#)

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

[NEWS - 12.16.11](#)

Richard S. Stockton participates in a podcast on gTLDs with the American Marketing Association

[NEWS - 12.02.11](#)

Trademark Law Update: gTLDs Application Period Opening

[NEWS - 10.07.11](#)

Richard S. Stockton and Mark Wilinski author a guest column in IP Law360 on the Rosetta Stone v. Google case.

[NEWS - 07.18.11](#)

Richard S. Stockton discusses patent trolling in Crain's Chicago Business

[NEWS - 01.04.11](#)

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

[NEWS - 12.16.10](#)

Richard S. Stockton discusses the Google Books Settlement in Chicago Lawyer magazine

[NEWS - 11.09.10](#)

Banner & Witcoff Wins Summary Judgment of No Patent Infringement for Pandora Media Inc.

[PRESS - 01.18.10](#)

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

[NEWS - 09.09.09](#)

Richard Stockton comments on the delay in the launch of .cm

[NEWS - 07.13.09](#)

Cameroon Launches Registration Period

[NEWS - 06.12.09](#)

Facebook Policy Change May Detrimentally Affect Online Search Result Rankings

[NEWS - 03.04.09](#)

Richard Stockton is featured in the cover article of the March issue of Chicago Lawyer

[PRESS - 01.19.09](#)

Banner & Witcoff attorneys named Illinois Super Lawyers and Rising Stars

[NEWS - 10.14.08](#)

President Signs PRO-IP Act of 2008

[NEWS - 08.27.08](#)

Richard S. Stockton discusses the consequences of cybersquatting and the legal action victims can take in TechNewsWorld.

[NEWS - 08.04.08](#)

Richard S. Stockton comments on the Hasbro v. Scrabulous trademark and copyright dispute in The AM Law Daily.

[PRESS - 01.23.08](#)

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

