

PARTNER

Mark D. Schafer

Washington D.C.

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PROFILE

Mark's practice focuses on high-stakes trials and technology litigation.

He has litigated cases nationwide and across a variety of technology sectors such as automotive, telecommunications, consumer electronics, medical devices and wearables, LED lighting, and computer software. Mark's track record of success stems from his ability to craft a compelling narrative that showcases his client's achievements in innovation.

Mark has helped plaintiff clients secure over \$1 billion dollars in verdicts and settlements in competitor patent suits. In addition, he has defended large technology companies and startups from multimillion-dollar intellectual property claims.

Mark is on the Board of Directors for the Colorado IP American Inn of Court, and is a member of the American Intellectual Property Association and the Denver Bar Association.

[Admitted to practice in Missouri and Colorado only; supervised by a member of the District of Columbia Bar.](#)

EXPERIENCE

Mark's representative matters include:

- Trial counsel for a telecommunications company in a patent infringement action involving 12 patents; securing a jury verdict of willful infringement and damages award of \$139.5 million, and affirmed by the Federal Circuit
- Litigation counsel defending a Fortune 10 consumer electronics company in lawsuits pending in W.D. Tex. and N.D. Cal. related to health monitoring and activity tracking devices, mobile phones, digital cameras, and music players

PRACTICES

Intellectual Property

EDUCATION

Washington University in St. Louis School of Law, J.D., *cum laude*

Washington University in St. Louis, MBA, *cum laude*

Truman State University, B.S., *magna cum laude*, Biology

ADMISSIONS

Bars

Missouri

Colorado

U.S. Patent & Trademark Office

U.S. District Court: Western District of Missouri

U.S. District Court: Eastern District of Missouri

U.S. District Court: District of Colorado

U.S. Court of Appeals: Federal Circuit

AWARDS AND ASSOCIATIONS

Awards:

The Best Lawyers in America, Ones to Watch, Litigation – Patent (2024)

Associations:

Colorado IP American Inn of Court

- Litigation counsel for a leading multinational courier company in a case involving SMS technology as well as a patent infringement suit involving two patents on user authentication technology
- Trial counsel for a video game company in the first-ever fully remote patent trial
- Litigation counsel for a real estate company in trademark matter; secured preliminary and permanent injunction against defendant
- Litigation and intellectual property rights counsel for a plumbing manufacturing company in patent infringement action against a competitor involving drainage products; defeated institution of IPR petition before favorable settlement
- Litigation counsel for a lightbulb manufacturing company in a patent suit involving LED lighting devices; won summary judgment of non-infringement on all claims
- Litigation counsel defending a national services company against claims of infringement on seven mobile payments patents with alleged nine-figure damages; settled shortly after successful IPR institution

American Intellectual Property Association

Denver Bar Association

CLERKSHIPS

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Hon. William D. Stiehl, U.S. District Court: Southern District of Illinois

U.S. Attorney's Office: Eastern District of Missouri

PUBLICATIONS & PRESENTATIONS

Publications:

How the Leahy-Smith America Invents Act Sought to Harmonize United States Patent Priority with the World, A Comparison with the European Patent Convention, *12 Wash. U. Glob. Stud. L. Rev.* 807 (2013)

Presentations:

The Patent Process, IP Strategies, and Diligence, Colorado IP Inn of Court (February 2024)

Gaining the Upper Hand: Using Data-Driven Tools to Provide Better Patent Prosecution and Litigation Outcomes, Secret Sauce IP BBQ CLE, Kansas City, Kansas (September 2018)

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