



## Katherine G. Rubschlager

Senior Associate

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### Related Services

Intellectual Property ■ Intellectual Property Litigation ■ Patent Litigation ■ ITC Section 337 ■ Trademark & Copyright ■ Trade Secrets

Katherine has focused her practice on litigating and trying complex patent cases in federal courts and before the U.S. International Trade Commission. Katherine has gained significant experience by trying cases dealing with a wide range of technologies, including telecommunications technology and equipment, water filtration, and consumer electronics. Before joining the firm, Katherine externed for the Hon. Edward J. Davila in the Northern District of California and a prosecution firm where she prosecuted software patents.

Katherine received her J.D. from Santa Clara University, where she was an editor of the Santa Clara High Technology Law Journal and participated in honors moot court. Additionally, Katherine was a finalist in the AIPLA Giles Sutherland Rich Moot Court Competition, a nationwide moot court competition focused on patent litigation. Katherine received her B.S. in mechanical engineering from Loyola Marymount University.

### Representative Experience

#### District Court Litigation

- Represented a global telecommunications equipment supplier in a seven-patent jury trial that resulted in a favorable jury verdict. *TQ Delta, LLC v. CommScope Holding Co., Inc., et al.*, No. 2:21-cv-00310 (E.D. Tex.).
- Represented a multinational networking and telecommunications company in a patent infringement action related to 3G and 4G base station equipment and software. (E.D. Tex.).
- Represented a national telecommunications company and leader in optical communications solutions for 5G networks and data centers in multiple patent infringement actions involving distributed antenna systems (DAS) and small cell technology and prevailed on summary judgment which led to a favorable settlement. (N.D. Ca., W.D. Tex.).
- Represented a national telecommunications carrier in multiple patent infringement actions related to distributed antenna systems (DAS). *Dali Wireless v. Cellco Partnership d/b/a Verizon Wireless*, No. 2:23-cv-00002 (E.D. Tex.); *Dali Wireless v. Cellco Partnership d/b/a Verizon Wireless*, No. 6:22-cv-00104 (W.D. Tex.).
- Represented the nation's leader in home entertainment and home automation control technologies in multiple offensive and defensive district court litigations related to consumer electronics and software. *Universal Electronics Inc. ("UEI") v. Roku, Inc.*, No. 18-cv-01580 (C.D. Cal.); *UEI v. Roku, Inc.*, No. 8-20-cv-00701 (C.D. Cal.); *UEI v. TCL Electronics Holdings Ltd. et al.*, No. 8-20-cv-00704; *UEI v. Funai Electric Company, Ltd. et al.*, No. 8:20-cv-00700 (C.D. Cal.); *UEI v. Hisense Co. Ltd. et al.*, No. 8:20-cv-00696 (C.D. Cal.); *Roku, Inc. v. Universal Electronics, Inc.*, 8:21-cv-00658 (C.D. Cal.)

- Represented a national media content provider in a patent infringement action regarding website design and development. *Express Mobile, Inc. v. Oath Holdings, Inc.*, No. 3:20-cv-08321 (N.D. Cal.).
- Represented a global manufacturer of health and wellness supplements in an action regarding false advertising, trademark infringement, and counterfeiting. *Nutramax Laboratories v. Hashtag Fulfillment LLC*, No. 2:17-cv-1174 (D. Utah).
- Represented a manufacturer of folding furniture, including folding camping chairs, hammocks, and tables, in two different patent infringement actions. *IP Power Holdings Limited v. Westfield Outdoor, Inc.*, No. 2-19-cv-01878 (D. Nev.); *IP Power Holdings Limited v. Kamp-Rite Tent Cot., Inc.*, No. 2-19-cv-00634 (E.D. Cal.).

## **U.S. International Trade Commission Section 337 Investigations**

- Represented respondent PUR in obtaining a favorable commission finding of no infringement and invalidity of Brita's patent related to lead reducing water filters. *Certain High-Performance Gravity-Fed Water Filters and Products Containing the Same*, Inv. No. 337-TA-1294.
- Represented respondent Universal Electronics Inc. in obtaining a favorable commission finding of no infringement, no domestic industry, and invalidity of Roku's patents related to remote control and smart TV equipment and software. *Certain Televisions, Remote Controls, and Components Thereof*, Inv. No. 337-TA-1263.
- Represented complainant Universal Electronics Inc. in obtaining an exclusion order against respondent Roku Inc. for patent infringement of UEI's patent related to remote control and smart TV equipment and software. *Certain Electronic Devices, Including Streaming Players, Televisions, Set Top Boxes, Remote Controllers, and Components Thereof*, Inv. No. 337-TA-1200.

## **USPTO and PTAB Proceedings**

- Represented patent owner Universal Electronics Inc. in ex parte re-examination proceedings for a consumer electronics and remote-control software patent. Re-examination Control No. 90/019,073.
- Represented patent owner Universal Electronics Inc. in numerous inter partes review proceedings for patents relating to consumer electronics and remote-control software and hardware. *Universal Electronics Inc. v. Roku, Inc.*, IPR2021-00261, IPR2021-00262, IPR2021-00263, IPR2021-00264, IPR2021-00299, IPR2021-00455, and IPR2021-00758.

## **Publications & Presentations**

### **Publications**

- "FBA-LA Annual Meeting and Dean Chemerinsky's Supreme Court Review," *FBA Lawyer*, Federal Bar Association Los Angeles Chapter, Vol. 11, No. 1, Winter 2021.

## **Professional & Community Engagement**

### **Court Admissions**

- U.S. District Court for the Central District of California
- U.S. District Court for the Eastern District of California
- U.S. District Court for the Northern District of California
- U.S. District Court for the Eastern District of Texas
- U.S. District Court for the Western District of Texas

## *Education*

- Santa Clara University (J.D., 2019)
- Loyola Marymount University (B.S., 2016)

## *Admitted to Practice*

- California