



Wesley C. Achey

Partner

+1 404 881 4930 | wes.achey@alston.com

Atlanta | One Atlantic Center, 1201 West Peachtree Street, Suite 4900 | Atlanta, GA 30309-3424

Related Services

Intellectual Property ■ Patent Prosecution, Counseling & Review ■ Mechanical Patents ■ Intellectual Property Litigation ■ Patent Litigation

Wes Achey is a member of Alston & Bird's Intellectual Property Litigation Group. Wes's practice includes all areas of intellectual property litigation and counseling, with a particular emphasis on patent litigation and enforcement. He has represented clients in patent infringement lawsuits in federal district courts across the United States, including cases involving telecommunications, computer software and various mechanical devices. He is a member of the Georgia Bar and is also registered to practice before the U.S. Patent and Trademark Office. Wes was named to *The Best Lawyers in America*® for 2018-2024 in the area of Litigation - Patent.

Wes received his J.D., magna cum laude, in 2004 from the Georgia State University School of Law, where he served as associate editor of the *Georgia State Law Review*. He earned his B.S. in industrial engineering in 2001 from the Georgia Institute of Technology, graduating with honors.

Representative Experience

- Represented Envirotainer in patent infringement litigation against DoubleDay over patents relating to temperature-controlled cargo containers. *DoubleDay Acquisitions LLC d/b/a CSafe Global v. Envirotainer AB et al.*, No. 1:21-cv-03749 (N.D.Ga.).
- Represented Nokia in patent infringement litigation against IPCom over patents relating to 3G and 4G telecommunication methods. *IPCom GmbH & Co. KG v. Verizon Communications Inc et al.*, No. 2:20-cv-00323 (E.D.Tex.).
- Represented Nokia in patent infringement litigation against Sable Networks over patents relating to network flows. *Sable Networks, Inc. et al v. Nokia Corp. et al.*, No. 6:20-cv-00808 (W.D.Tex.).
- Represented Nokia in patent infringement litigation against Castlemorton over a patent relating to circuits. *Castlemorton Wireless, LLC v. Nokia Corporation et al.*, No. 6:20-cv-00037 (W.D.Tex.).
- Represented Archer Western Construction in patent infringement litigation against LBH Engineers over a patent relating to concrete beams. *LBH Engineers, LLC vs. Archer Western Contractors, LLC*, No. 1:19-cv-04477 (N.D.Ga.).
- Represented Kubota in patent infringement litigation against AgJunction over patents relating to agricultural vehicle elements. *AgJunction LLC et al. v. Kubota Corporation et al.*, No. 2:19-cv-00191 (N.D.Ga.).
- Represented Nokia in patent infringement litigation against Xtera over patents relating to noise and channel controls. *Xtera, Inc. et al. v. Nokia Corporation et al.*, No. 6:19-cv-00278 (W.D.Tex.).
- Represented Aladdin Manufacturing in patent infringement litigation against Brumlow Mills over patents relating to carpet components. *Aladdin Manufacturing Corporation v. Brumlow Mills, Inc.*, No. 4:19-cv-00058 (N.D.Ga.).

- Represented Diversey, Inc in patent infringement litigation against POPS Technologies over patents relating to multiple function dispensers. *Diversey, Inc. vs. POPS Technologies, LLC*, No. 1:18-cv-04210 (N.D.Ga.).
- Represented Edgewell Personal Care in patent infringement litigation against Munchkin over patents relating to the diaper disposal systems (Diaper Genie). *Edgewell Personal Care Brands, LLC et al. v. Munchkin, Inc.*, No. 2:18-cv-03005 (C.D.Cal.).
- Represented Nokia in patent infringement litigation against Xtera, Inc. over patents relating to telecommunication transmission and signaling. *In the Matter of Certain Subsea Telecommunication Systems and Components Thereof*, ITC Inv. No. 337-TA-1098.
- Represented Nokia in patent infringement litigation against Apple over patents relating to communication system technologies. *In the Matter of Certain Electronic Devices, Including Mobile Phones, Tablet Computers, and Components Thereof*, ITC Inv. No. 337-TA-1039.
- Represented Move, Inc. in a patent infringement litigation appeal against Real Estate Alliance over patents relating to real estate research tools. *Move, Inc. v. Real Estate Alliance*, CAFC-17-1463.
- Represented Nokia in patent infringement litigation against Apple over patents relating to signal transmission and reception. *In the Matter of Electronic Devices, Including Mobile Phones, Tablet Computers, and Components Thereof*, ITC Inv. No. 337-TA-1038.
- Represented Autoliv ASP in patent infringement litigation against American Vehicular Sciences over a patent relating to side curtain airbags. *Takata Corporation v. AMERICAN VEHICULAR SCIENCES, LLC*, IPR2016-01794 (PTAB).
- Represented Nokia in patent infringement litigation against Huawei Technologies over patents relating to DTX detection. *Nokia Solutions and Network US LLC et al. v. Huawei Technologies Co., Ltd. et al.*, No. 2:16-cv-00756 (E.D.Tex.).
- Represented Mohawk Carpet in patent infringement litigation against the Beaulieu Group over patents relating to carpet components and methods. *Mohawk Carpet Distribution, Inc. v. Beaulieu Group LLC et al.*, No. 1:16-cv-02266 (N.D.Ga.).
- Represented International Refills Company in patent infringement litigation against Munchkin over a patent relating to diaper disposal. *Munchkin, Inc. v. INTERNATIONAL REFILLS COMPANY LIMITED*, IPR2016-01154 (PTAB).
- Represented MiMedx Group in patent infringement litigation against Vivex Biomedical over a patent relating to tissue grafts. *MiMedx Group, Inc. v. Vivex Biomedical, Inc.*, No. 1:16-cv-01079 (N.D.Ga.).
- Represented Edgewell Personal Care Brands in patent infringement litigation against Munchkin, Inc. et. al. over patents relating to diaper disposal products. *In the Matter of Diaper Disposal Systems and Components Thereof, Including Diaper Refill Cassettes*, ITC Inv. No. 337-TA-986.
- Represented Nokia in patent infringement litigation against Huawei Technologies over patents relating to transmission technologies. *Huawei Technologies Co. Ltd v. T-Mobile US, Inc. et al.*, No. 2:16-cv-00057 (E.D.Tex.).
- Represented NASCAR in patent infringement litigation against TAGI Ventures over patents relating to listening systems and methods. *TAGI Ventures, LLC v. NASCAR Digital Media, LLC.*, No. 0:15-cv-03318 (D.Minn.).
- Represented MiMedx Group in patent infringement litigation against NuTech Medical et al over patents relating to tissue grafts. *MiMedz Group Inc v. NuTech Medical, Inc. et al.*, No.2:15-cv-00369 (N.D.Ala.).
- Represented Autoliv ASP in patent infringement litigation against Hyundai over a patent relating to airbags. *Hyundai Mobis Co., Ltd. v. Autoliv ASP, Inc.*, IPR2014-01006 (PTAB).

- Represented MiMedx Group in patent infringement litigation against Liventa Bioscience et al over patents relating to tissue grafts. *MiMedx Group, Inc. v. Liventa Bioscience, Inc. et al.*, No. 1:14-cv-01178 (N.D.Ga.).
- Represented Dunkin Donuts in patent infringement litigation against Activelight (f/k/a Activision TV) over patents relating to electronic display systems. *Activelight Inc. v. Dunkin Donuts Franchised Restaurants LLC*, No. 1:13-cv-01597 (D.Del.).
- Represented Autoliv ASP in patent infringement litigation against Hyundai over patents relating to airbags. *Autoliv ASP, Inc. v. Hyundai MOBIS Co., Ltd. et al.*, No. 2:13-cv-00141 (M.D.Ala.).
- Represented Yanmar America in patent infringement litigation against Clear With Computers (f/k/a Orion IP) over patents relating to electronic proposal systems. *Clear With Computers, LLC v. Yanmar America Corporation*, No. 6: 13-cv-00168 (E.D.Tex.).
- Represented Nokia in patent infringement litigation against Google over patents relating to electronic device data technologies. *In the Matter of Electronic Devices, Including Mobile Phones and Tablet Computers, and Components Thereof*, ITC Inv. No. 337-TA-847.
- Represented UPS in patent infringement litigation against Traffic Information, LLC over a patent related to a traffic information system. *Traffic Information, LLC v. BBVA Compass Bancshares, Inc. et al.*, No. 2:11-cv-00412 (E.D.Tex.).
- Represented Nokia in patent infringement litigation against Helferich Patent Licensing over patents relating to transmission and reception technology. *Helferich Patent Licensing, L.L.C. v. Nokia Corporation et al.*, No. 1:11-cv-04681 (N.D.Ill.).
- Represented X2Y Attenuators, LLC in patent infringement litigation against multiple parties over patents relating to energy conditioning. *In the Matter of Microprocessors, Components Thereof, and Products Containing Same*, ITC Inv. No. 337-TA-781.
- Represented Nokia in patent infringement litigation against Apple over patents relating to mobile device databases. *In the Matter of Electronic Devices, Including Mobile Phones, Mobile Tablets, Portable Music Players, and Computers, and Components Thereof*, ITC Inv. No. 337-TA-771.
- Represented the Mauser Corp. in patent infringement litigation against Schutz Container Systems, Inc. over a pallet container patent. *Schutz Container Systems, Inc. et al v. Mauser Corp. et al.*, No. 1:09-cv-03609 (N.D.Ga.).
- Represented the National Association of Realtors in patent infringement litigation against REAL Estate Alliance Limited over patents relating to real estate research tools. *Real Estate Alliance Ltd. v. National Association of Realtors et al.*, No. 2:08-cv-01657 (C.D.Cal.).
- Represented Ann Taylor Retail in patent infringement litigation against Paul N. Ware over a patent relating to financial transactions. *Ware et al v. Abercrombie & Fitch Stores, Inc. et al.*, No. 4:07-cv-00122 (N.D.Ga.).
- Represented Nokia in patent infringement litigation against Apple over patents relating to computer and smart phone technology. *Nokia Corporation v. Apple Inc.*, No. 09-791-GMS (D.Del).
- Represented Nokia in patent infringement litigation against Apple over patents relating to computer and smart phone technology. *In the Matter of Certain Mobile Communications and Computer Devices and Components Thereof*, ITC Inv. No. 337-TA-704.
- Represented Nokia in patent infringement litigation against Apple over patents relating to computer and smart phone technology. *In the Matter of Certain Personal Data and Mobile Communications Devices and Related Software*, ITC Inv. No. 337-TA-710.

- Representing Move as the declaratory judgment plaintiff in patent infringement litigation over methods for locating real properties for sale in specific geographic areas. *Move, Inc. v. REAL Estate Alliance Limited*, No. 2:07-cv-2185 (C.D.Cal.).
- Represented Mohawk against a competitor for falsely marking its products with inapplicable patent numbers. *Mohawk Industries, Inc., et al. v. Interface, Inc.*, No. 4:07-cv-212 (N.D.Ga.).
- Defended the world's largest manufacturer of cell phones in patent infringement litigation. *Qualcomm v. Nokia Corporation, et al.*, No. 2:07-CV-111 (E.D.Tex)
- Represented Mohawk in defense of a claim for patent infringement involving laminated floor covering. *Faus Group, Inc. v. Mohawk Industries, Inc.*, No. 1:05 CV 2373 (N.D.Ga.).
- Represented YKK's aluminum products division in defense of a claim for patent infringement related to storm-proof windows. *Silver Line Building Products Corp. v. YKK AP America, Inc.*, No. 2:05-CV-03181 (D.N.J.).
- Represented Mohawk in a declaratory judgment action (along with two other carpet manufacturers) against a fourth carpet company over patent infringement related to carpet tile. *Collins & Aikman Floorcoverings, Inc., et al. v. Interface, Inc.*, No. 4:05-CV-133. (N.D.Ga.).

Publications & Presentations

Publications

- "COMMENTARY: No Christmas in July for Patent Litigation," *Mealey's Litigation Report: Patents*, May 1, 2020.

Education

- Georgia State University (J.D., 2004)
- Georgia Institute of Technology (B.S., 2001)

Admitted to Practice

- Georgia
- U.S. Patent and Trademark Office