



KYLE GOTTUSO

OF COUNSEL

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Kyle Gottuso has a track record of success handling contentious intellectual property matters in U.S. District Courts across the country, as well as before the U.S. Patent and Trademark Office.

With substantial experience in all aspects of litigation, Kyle leverages his knowledge of patent, copyright and trademark law to protect his clients' most critical assets, especially when at the center of a dispute. He has experience with pre-filing counseling, motion practice, patent claim construction and pretrial work. Kyle has counseled clients on a wide variety of licensing issues, and has represented clients in settlement negotiations, mediations and *inter partes* review proceedings before the Patent Trial and Appeal Board (PTAB), and trademark opposition and cancellation proceedings before the Trademark Trial and Appeal Board (TTAB). Kyle has also represented clients in numerous Uniform Domain-Name Dispute Resolution Policy (UDRP) proceedings.

Taking a comprehensive approach to his practice, Kyle prepares critical pre-litigation strategies to help mitigate vulnerability and risk from future intellectual property claims. He also prepares his clients to actively enforce their IP rights.

Kyle also frequently authors client advisories and other written guidance, covering key decisions related to *inter partes* review, patent rights and the TTAB.

BACKGROUND

Prior to joining Armstrong Teasdale, Kyle spent eight years in private practice for other St. Louis area law firms. Before that, he was an intern for the Hon. Patricia Breckenridge in the Supreme Court of Missouri, as well as in the St. Charles County Prosecuting Attorney's Office.

EDUCATION

- University of Missouri School of Law (J.D., *magna cum laude*, 2012)
 - Order of the Coif
- University of Missouri (B.A., *magna cum laude*, 2009)
 - English

PROFESSIONAL ACTIVITIES

- American Bar Association

SERVICES AND INDUSTRIES

Intellectual Property
Intellectual Property Litigation
Litigation
Patent
Copyright
Post Grant Proceedings
Consumer Products and Services
Technology

ADMISSIONS

Missouri
U.S. District Court, Eastern District of Missouri
U.S. District Court, Western District of Missouri
U.S. Court of Appeals, Federal Circuit

- Bar Association of Metropolitan St. Louis (Former Chair, Patent, Trademark and Copyright Section)
- Volunteer Lawyers and Accountants for the Arts

ACCOLADES

- *The Best Lawyers in America*®, Litigation - Intellectual Property (2020-present)

EXPERIENCE

Successful Assertion of Key Electronic Voting Machine Patents Against Competitor

Successfully asserted client's electronic voting machine patents in U.S. District Court in Delaware and Florida against multiple direct competitors, resulting in very favorable multimillion-dollar settlements.

Secured Motion to Amend for Client in Covered Business Method Review Proceeding

Won a Motion to Amend during a Covered Business Method Review Proceeding resulting in numerous amended claims relating to reward programs being allowed by the PTAB.

Favorable Settlement for Manufacturer of Integrated Circuit Card Programming Machines

Secured a favorable settlement in a patent infringement lawsuit brought against manufacturers of integrated circuit card programming machines.

Successful Defense of Patent Infringement Allegations Relating to Encryption and Internet Security Technology

Successfully invalidated all asserted claims of four patents asserted against a financial institution's online banking system.

Seven-Figure Settlement for Chemical Manufacturer in Patent Infringement Case

Won a seven-figure settlement and ongoing royalties for a large chemical manufacturer in a patent case brought against the client's direct competitor.

Summary Judgment for Electric Motor Company in Patent Case

Defeated all asserted patent allegations after an early summary judgment for an electric motor manufacturer in a lawsuit brought by a direct competitor.

Won Settlement for Medical Device Company Against Direct Competitor

Successfully asserted key patents of medical device company client against a direct competitor resulting in a favorable settlement.

Defeated IPR Petitions Filed by Medical Device Competitor

Protected a medical device company's important patent portfolio by defeating multiple *inter partes* review petitions filed by a direct competitor.

THOUGHT LEADERSHIP

Spring 2017

2006-2016: A Decade of Contracting Patent Rights

EVENTS

February 2020

2019 IPR Year in Review

Bar Association of Metropolitan St. Louis