Jason Lo

Partner

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Los Angeles



Jason C. Lo is a partner resident in the Los Angeles office of Gibson, Dunn & Crutcher where he practices litigation with a specialty in intellectual property law, with a focus on patent and trade secrets litigation, as well as antitrust and competition law. He has successfully represented leading companies in various industries, including the video game, semiconductor, military defense, and pharmaceutical industries. He has litigated high-stakes patent infringement cases in courts throughout the United States, as well as the U.S. International Trade Commission.

Recognized as a leading intellectual property lawyer, Jason is consistently recognized by *IAM Patent* as one of the “world's leading patent professionals." He was also named by *Daily Journal* as one of its 2020 Top Intellectual Property Lawyers. In addition, the *Los Angeles Business Journal* named Jason to its 2017 list of Most Influential IP Attorneys, and the 2012 list of Who’s Who in Intellectual Property Law for his work representing clients in the video game, technology, and semiconductor industries in intellectual property litigation.

Jason also has represented clients in high stakes antitrust litigation. In separate cases, Mr. Lo helped his clients defeat a preliminary injunction motion seeking billions of dollars in royalties pending trial, helped his client defeat with prejudice at the pleadings stage claims under the UCL as well as Section 1 and Section 2 of the Sherman Act, and helped his client defeat antitrust claims of monopolization and restraint of trade after a bench trial.

Jason graduated *cum laude* from *Harvard Law School* in 2001. He earned a Bachelor of Arts Degree in Political Science and a Minor in Accounting from *UCLA* in 1998. Prior to joining the firm, Jason served as a law clerk to The Honorable Mariana R. Pfaelzer in the United States District Court for the Central District of California.

Since 2015, Jason has served as a Lecturer in Law at the University of Southern California Gould School of Law, teaching courses in patent litigation and intellectual property litigation.

Some of Jason's recent achievements and representations include:

- Represented Netlist in a breach of contract dispute against Samsung Electronics, Inc. Obtained summary judgment on behalf of Netlist that Samsung had materially breached its contract obligations, and that Netlist properly terminated the contract, leaving Samsung unlicensed to Netlist’s valuable patents. Also obtained Rule 37 sanctions against Samsung after prevailing on the merits. (*Netlist v. Samsung*);
- Represented SoundCloud in a trade secrets dispute relating to digital music services for DJs, in which SoundCloud obtained a dismissal with prejudice of all of asserted claims (*Beatport v. SoundCloud*);

Capabilities

Intellectual Property
Antitrust and Competition
FDA and Health Care
Law Firm Defense
Life Sciences
Litigation
Technology Litigation
Trials

Credentials

Education

Harvard University - 2001 Juris Doctor
University of California - Los Angeles - 1998 Bachelor of Arts

Admissions

California Bar

Clerkships

USDC, Central District of California, Hon. Mariana R. Pfaelzer, 2002 - 2003

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- Represented four Taiwan-based consumer electronics device manufacturers (Foxconn, Pegatron, Compal, and Wistron) in multi-billion dollar action asserting antitrust, breach of contract, FRAND, and patent claims against wireless technology licensor, in which the manufacturers defeated a motion for preliminary injunction seeking to force them to pay billions of dollars in royalties under patent license agreements being challenged as anticompetitive and violating FRAND (*In re Qualcomm Litigation*);

- Represented Fitbit in dispute against Jawbone spanning multiple federal district court cases and an International Trade Commission trade secrets and patent investigation, regarding technologies used to monitor activity and heart rate in activity trackers (Jawbone v. Fitbit);

- Represented Huy Fong Foods (makers of the famous Sriracha chili sauce) in its dispute with the City of Irwindale (*City of Irwindale, et al. v. Huy Fong Foods, Inc.*);

- Represented VIZIO in multi-patent infringement action in D. Delaware relating to LED edge-lit display technology (*Delaware Display Group LLC et al v. VIZIO, Inc.*);

- Represented Glenair in patent infringement action relating to connectors used in aerospace applications (*Radiall S.A. et al v. Glenair, Inc.*);

- Represented Discovery Communications in various intellectual property matters, including a patent litigation with Personal Audio, which ultimately resulted in a dismissal of the case by Personal Audio (*Personal Audio, LLC v. Howstuffworks.com*);

- Represented a large steel producer in U.S. patent and Lanham Act claims as part of multi-jurisdictional litigation resulting in a $250 million settlement in client's favor (*Nippon Steel & Sumitomo Metal v. POSCO*);

- Defended Amazon.com in multi-patent infringement action in D. Delaware relating to technology in Amazon's best-selling Kindle E-reader products (*Adrea, LLC v. Amazon.com, Inc.*);

- Defended Viacom in multi-patent infringement action in E.D. Texas relating to technology in critically acclaimed Rock Band video games (*Konami Digital Entertainment, Inc. v. Viacom, Inc., MTV Networks, and Harmonix Music Systems, Inc.*);

- Represented Johnson & Johnson and Ethicon in patent litigation against Inamed pertaining to bariatric surgical devices and methods (*Johnson & Johnson and Ethicon v. Inamed Corporation*);

- Represented a provider of advanced armoring solutions in a theft of trade secrets case involving armor packages for military vehicles (*ADSI v. Southern California Gold Products, et al.*);

- In a patent damages trial, helped persuade a jury to award only $446,000 when the plaintiff had been seeking damages in excess of $11 million (*Juicy Whip v. Orange Bang*);

- Defended an overseas company accused by British Petroleum of trade secret misappropriation relating to the manufacture of equipment for an acetic acid plant in China. The defense team defeated BP's motion for preliminary injunction in federal court in Los Angeles on jurisdictional grounds, and then defeated BP's subsequent emergency stay motion in the Ninth Circuit. After BP re-filed the case and sought an immediate TRO, the team obtained yet another dismissal, allowing the client to ship key equipment (*BP v. Yankuang Group*);

Jason is a member of the California Bar. He is fluent in Mandarin Chinese and a proficient

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speaker of Cantonese.

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