

Erik J. Halverson

Partner

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OVERVIEW

Erik Halverson conducts complex patent disputes for technology and consumer-facing companies, coordinating district court litigation, PTAB proceedings, ITC investigations, and Federal Circuit appeals. Erik translates complicated technologies and legal issues into focused strategies that protect critical products, manage litigation risk, and advance broader business objectives. A first-chair trial lawyer and registered patent attorney with a degree in engineering physics, Erik brings both courtroom experience and technical fluency to matters involving sophisticated products and global patent portfolios.

Clients engage Erik to:

- Lead high-stakes patent cases involving critical products, complex technologies, substantial damages claims, and potential injunctive relief.
- Coordinate district court litigation with IPR, PGR, and ex parte reexamination proceedings before the USPTO.
- Handle patent disputes through trial, ITC investigation, post-grant review, and Federal Circuit appeal.
- Advise on licensing, settlement, product clearance, due diligence, and domestic and international portfolio strategy.

Erik's representative experience includes:

- Led a trial team in a patent jury trial involving digital projection technology.
- Defended an asserted patent portfolio against 42 inter partes review petitions, defeating institution in 28 proceedings.
- Coordinated district court and PTAB proceedings for a multi-national healthcare company and defeated institution of every related IPR challenge and multiple reexamination requests.
- Successfully overturned the PTAB at the Federal Circuit in a precedential decision for a global technology company.
- Presented and cross-examined technical witnesses in an ITC investigation involving semiconductor technology.

- Coordinated US and European validity proceedings as part of a cross-border patent strategy.
- Negotiated domestic and international patent settlement and licensing agreements.

Erik is experienced in all facets of patent litigation from initial motions through post-verdict briefing and appeal. He has been involved in cases in the Northern and Southern Districts of California, the District of Delaware, the Eastern and Western Districts of Texas, the Southern District of Mississippi, and the Eastern District of Virginia, among other jurisdictions across the country. His jury trial experience includes conducting opening statements, the presentation of and cross-examination of technical and damages witnesses in federal district court. Erik also has experience presenting and cross-examining witnesses before the International Trade Commission (ITC). At the Federal Circuit, Erik has secured favorable outcomes for his clients by focusing on the issues that matter most and approaching those issues from all angles.

As a PTO-registered lawyer, Erik has served as primary counsel in more than 150 IPR and PGR matters, representing both petitioners and patent owners from initial strategy through oral argument and appeal. He regularly integrates post-grant proceedings and reexaminations with parallel district court litigation. Erik helped expand the firm's ex parte reexamination practice in 2025, overseeing the filing of over 40 reexamination requests.

Erik has experience handling standard patent prosecution matters as well as arguing prosecution appeal matters before the PTAB. Erik also handles patent licensing, due diligence, and counseling matters. His experience includes license negotiation and drafting; joint development agreements and independent contractor agreements; and international IP portfolio review.

ACHIEVEMENTS

- Named to Northern California Rising Star in Intellectual Property Litigation, 2023-2025
- Named to *Best Lawyers: Ones to Watch*® in America 2024-2026

SPEAKING ENGAGEMENTS

- *Real Parties in Interest Post-RPX, before the PTAB*, Chicago Bar Association, 26 March 2019

ADDITIONAL BACKGROUND

Erik was previously a summer associate at the firm in 2014.

EDUCATION

- J.D., Chicago-Kent College of Law, Illinois Institute of Technology, 2015 *Chicago-Kent Journal of Intellectual Property, Managing Editor*
- B.S., University of Illinois, 2011 *Engineering Physics*

ADMISSIONS

- Bar of California
- Bar of Illinois
- Bar of New York
- United States Patent and Trademark Office
- United States Court of Appeals for the Federal Circuit
- United States District Court for the Central District of California
- United States District Court for the Eastern District of California
- United States District Court for the Eastern District of Michigan
- United States District Court for the Eastern District of Texas
- United States District Court for the Eastern District of Wisconsin
- United States District Court for the Northern District of California
- United States District Court for the Northern District of Illinois
- United States District Court for the Southern District of California

THOUGHT LEADERSHIP *POWERED BY HUB*

- 13 August 2026, USPTO Appeals Review Panel Reaffirms Broad Reach of Double Patenting Doctrine
- 3 August 2026, USPTO's PTAB Rulemaking Signals a Major Shift in IPR Practice
- 23 June 2026, USPTO Director Defines "Exceptional Circumstances" for Director Review—and Terminates Three IPRs
- 7 April 2026, USPTO Introduces Patent Owner Pre Order Submission on SNQ in Ex Parte Reexam
- 7 March 2026, US Design Patents and ITC Enforcement: Are Design Patents the Most Interesting Intellectual Property Asset in ITC Investigations?
- 25 February 2026, Questions to AI Models May Be Discoverable
- 14 January 2026, PTAB Reinforces Preference for PGR
- 17 October 2025, USPTO Proposes Rule Changes to Refocus Inter Partes Review Proceedings
- 11 September 2025, Federal Circuit's First Foray into AIA-Derivation Proceedings
- 23 July 2025, Return to In-Person Patent Trial and Appeal Board Hearings

- 13 June 2025, First Denial Based on USPTO's New Discretionary Denial Factors
- 13 May 2025, Estoppel Estopped?
- 20 March 2025, Patent Trial and Appeal Board Designates "Informative" Decision Regarding Claim Construction
- 6 March 2025, Federal Circuit Broadens ITC Economic Prong
- 12 November 2024, Federal Circuit Clarifies the "Dispositive" Requirement of the Foreign Antisuit-Injunction Framework
- 30 July 2024, Federal Circuit Clarifies Scope of Estoppel Provision and Provides Guidance on "Patentably Distinct" Claims
- 5 March 2024, Federal Circuit Finds Declaratory Judgment Jurisdiction Over Patent Owner Through Amazon APEX Agreement

NEWS & EVENTS

- 2 January 2024, K&L Gates Names Nearly 30 Partners, Government Affairs Advisors Across Firm

OTHER MEDIA MENTIONS

- Mentioned, “EDTX Jury Awards $907K In Videoconference Patent Trial,” *Law360*, 19 November 2025
- Mentioned, “Squires Confirmation Has Patent Attys Hoping For Stability,” *Law360*, 19, September 2025
- Mentioned, “Patent Office Leader Rejects IPRs based On 12-Year Wait,” *Law360*, 6 June 2025
- Mentioned, “Fed. Circ. Backs PTAB Ruling That Wireless Tech IP Is Invalid,” *Law360*, 10 December 2024

AREAS OF FOCUS

- IP Litigation
- IP Procurement and Portfolio Management
- Post-Grant Patents
- Technology Transactions and Sourcing