



Bryan C. Smith

Senior Counsel

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Profile

Bryan helps clients bring their products and ideas to market and protects them through a wide range of intellectual property services. Bryan's practice includes preparing and prosecuting patent applications, focusing on optical technologies, electrical components, mobile and smart phone applications, imaging devices and mechanical systems. In addition, he conducts patentability, infringement and invalidity studies and reviews and provides guidance on licensing agreements.

IP Litigation

As an experienced intellectual property litigator, Bryan defends patents, trademarks and trade dress. His litigation experience consists of discovery proceedings, including deposition preparation; preparing and responding to written discovery demands; and preparing and filing discovery-related motions, as well as dispositive motion practice and trial preparation. He also has assisted in drafting appeals to the Federal Circuit on patent-related issues.

Post-Issuance Proceedings

Bryan represents both patent owners and petitioners in inter partes reviews (IPRs) and post-grant reviews (PGRs) before the Patent Trial and Appeal Board (PTAB). He has served as lead counsel and has worked on dozens of IPRs involving a broad range of technologies including semiconductors, handheld scanning devices, web technology, and nanofiber based graft materials.

Patent Procurement

Bryan advises clients in all aspects of patent procurement, including invention disclosure evaluation, application drafting and prosecution. He manages client patent portfolios for a variety of technologies including mechanical, electrical, optical, software, medical and other industrial applications and prepares opinions related to patent validity and infringement.

Honors & Affiliations

- Listed In:
 - *Best Lawyers: Ones to Watch*, Litigation - Patent, 2022
- New York State Bar Association, Member
- American Intellectual Property Law Association, Member

Education

- Boston College Law School (J.D. 2006)
- Hamilton College (B.A. in Physics, *magna cum laude*; *Phi Beta Kappa*, 2002)

Bar/Court Admissions

- New York
- U.S. Patent and Trademark Office
- U.S. Bankruptcy Court for the Western District of New York
- U.S. Court of Appeals for the Federal Circuit

Practices

- Intellectual Property

- Rochester Intellectual Property Law Association, Member
- American Bar Association, Member

Representative Matters

- Defended four *inter partes* review petitioners related to tracking user activity on web pages
- Defended 16 *inter partes* review petitions related to semiconductor technology
- Filed *inter partes* review petition on behalf of patent owners related to nanofiber based graft materials
- Filed several *inter partes* petitions related to handheld scanning devices

Other Activities

- Rochester Intellectual Property Law Association, Member, 2011-Present; Board Member, 2017-Present
- Rochester Housing Charities, Board Member, 2021-Present