



Peter F. Malen, Jr.

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Education

J.D., cum laude, Seattle University Law School, 1998

B.S., Mechanical Engineering, Gonzaga University, 1985

Admissions

Supreme Court of Utah

Registered Patent Attorney, U.S. Patent and Trademark Office

Licensed Professional Engineer (mechanical) in the State of Washington

U.S. District Court for the District of Utah

U.S. Court of Appeals for the Federal Circuit

Memberships

American Society of Mechanical Engineers (ASME)

American Intellectual Property Lawyers Association (AIPLA)

International Trademark Association (INTA)

International Federation of Intellectual Property Attorneys (FICPI)

Pete Malen is a shareholder in the firm with a broad range of technical and legal experience. He began his professional career as a mechanical engineer and worked in various technical capacities with the U.S. Department of Defense, where he gained over a decade of experience in the design and troubleshooting of mechanical systems on aircraft carriers and other surface ships. Since transitioning to the practice of law, Pete has assisted clients for over 20 years in protecting their technological innovations in a variety of fields, including sporting goods, mechanical systems and devices, electrical and electronic systems and devices, manufacturing, computer software, data science and data management, artificial intelligence and machine learning, fiber optics systems and components, mining systems and equipment, quantum computing, computing system hardware and operations

Pete's legal experience includes assisting clients in identification of their intellectual property, and developing and implementing IP protection strategies, including preparing and prosecuting patent and trademark applications, both in the U.S. and in foreign jurisdictions such as Europe, Japan, China, Taiwan, Korea, India, Brazil, Chile, Australia, Mexico, and South Africa. Pete also has experience in preparing opinions as to infringement and validity, as well as in performing infringement investigations, and due diligence investigations.

Experience

- U.S. Trademark Oppositions and Cancellations Appeals before the Patent Trial and Appeal Board of the U.S. Patent and Trademark Office
- U.S. and International Prosecution of IP, Patent, and Trademark Infringement
- U. S. and Foreign Licensing of Intellectual Property Rights, Including Patents, Trademarks, Copyrights, Trade Secrets, and Know How
- Employment Agreements and Invention Ownership
- Non-Disclosure Agreements
- Assignments of Intellectual Property Rights
- Opinions regarding Patent Searches, Patentability, Freedom to Operate, Trademark Searches and Clearance, Patent Infringement Opinions, and Defensive Opinions of Non-infringement and Design Around Strategies
- Mechanics and Mechanical Engineering
- Electronics and Electrical Engineering
- Computer Systems, Software, E-Commerce, Business Methods & Information Technology
- Physics and Optics
- Agriculture Science
- Workman Nydegger Board of Directors, 2011-2012