



## Phil Harris

Partner

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**Phil is a registered patent attorney and focuses his practice on preparing and prosecuting U.S. and foreign patent applications within the electrical engineering and mechanical arts, and contesting intellectual property disputes.**

Phil prepares validity, infringement, freedom-to-operate, and patentability opinions, and brings substantial experience drafting petitions and replies, patent applications, invention disclosures, expert declarations, and related documents for ex parte and inter partes disputes at the United States Patent and Trademark Office.

Phil counsels clients ranging from small, venture-backed start-ups to multi-national companies. Prior to joining Holland & Hart, Phil was an associate at a Washington, D.C. intellectual property firm. Before that, he interned for the Honorable Chief Judge Randall R. Rader at the U.S. Court of Appeals for the Federal Circuit. Phil also worked at the Office of General Counsel for the American Red Cross conducting intellectual property enforcement efforts.

### PRACTICES

Intellectual Property  
Patent Prosecution, Counseling and Opinions  
IP Litigation

### EDUCATION

George Washington University School of Law, J.D.

Articles Editor, *American Intellectual Property Law Association (AIPLA) Quarterly Journal*

Winner, Giles Rich Intellectual Property Moot Court Competition at George Washington University Law  
Semifinalist, Regional Giles Rich Intellectual Property Moot Court Competition

Recipient, The George Washington University Law School Merit Scholarship

Brigham Young University, B.S.

### BAR ADMISSIONS

Utah  
Virginia  
District of Columbia  
United States Patent and Trademark Office

### EXPERIENCE

#### Preparation and Prosecution

- Strategic portfolio development and management
- Domestic and international patent preparation and prosecution
- Standards-related patents

#### Opinions and Counseling

- Patent infringement and validity analysis
- Non-infringement/invalidity opinions
- Product design counseling

#### Patent Licensing and Due Diligence

- Strategic patent acquisitions
- Product clearances
- IP due diligence

#### Pre-litigation strategies

- Inter Partes Review (IPRs)
- Post-Grant Review Proceedings (PGRs)
- Pre-litigation strategies

## TECHNOLOGIES

Wireless communications, standards-based technologies, electronics, software, computer architecture, consumer products, and complex mechanical and medical devices

## PUBLICATIONS

"Self-Driving Cars: Are You In or Out?," *Holland & Hart News Update*, Co-Author, 07/12/2018

## SPEAKING ENGAGEMENTS

"Take Note of American Axle v. Neapco – the Latest Development in Patent Eligibility and Functional Claiming, Including Effects Beyond "Mechanical" Subject Matter," *American Intellectual Property Law Association*, Moderator and Panelist, 06/09/2021

"19th Annual Rocky Mountain Intellectual Property & Technology Law Institute - 2021: an IP Odyssey," 6/3-6/4/2021

"Standard-Essential Patents (SEPs) and Fair Reasonable and Non-Discriminatory (FRAND) Issues: Recent Case Law and Key Practice Tips," *Utah State Bar IP Section*, Speaker, April 2021

"Latest Developments in Global SEP Litigation; Globalization's Impact on Chinese Enterprises Participating in International Standardization; and a Discussion on SEP Licensing Rules," *The Scheme of the International SEP Symposium*, 11/17/2020

"Watch Your Software and APIs: What You Need to Know About Google v. Oracle," 03/03/2020

"Updates on SEPs and Related Aspects from the FTC, the DOJ, the USPTO, and Around the Globe," *Client CLE Presentation*, 11/12/2019

"Hi-Tech Hub Breakfast Series: Breaking Technology Updates ," 05/21/2019

"Hi-Tech Hub Breakfast Series: The Internet of Things and Self-Driving Cars," 12/11/2018

"Do SEP Court Cases Give Guidance, or At Least Data Points, Regarding the Value of SEP Patents and Portfolios?," *Client CLE Presentation*, 10/18/2018

"Standards Organizations: Structure, Policies, and a Discussion on FRAND," *Client CLE Presentation*, 11/14/2017

## RECOGNITION

- *IAM Patent 1000* – The World's Leading Patent Practitioners, Prosecution – Recommended, 2021

- *Utah Business Magazine*, Utah Legal Elite, Intellectual Property, 2020
- Best Lawyers: Ones to Watch, Intellectual Property Law; Patent Law, 2022