



Lea Speed

Of Counsel

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Lea Speed concentrates her practice in patent litigation.

As a registered patent attorney, Ms. Speed focuses her practice on patent disputes, and she represents clients in patent litigation in federal courts throughout the United States, as well as before the Court of Appeals for the Federal Circuit, the Patent Trial and Appeal Board, and the International Trade Commission.

Ms. Speed has experience in a wide range of industries and technologies, including medical, dental, chemical, aircraft, defense, electronics, software, telecommunications, motor vehicles, manufacturing, manufactured goods, packaging and containers, tools, machinery, equipment, construction, consumer goods, personal health care products, fans, food and beverages, banking, hunting gear and apparel, farming and agricultural machinery and equipment, utilities, and municipal water and waste treatment.

In addition to the time she spends in the courtroom, Ms. Speed's practice includes negotiating royalties; patent licenses and patent assignments; analyzing freedom to operate; leading design-around efforts; and developing strategies to anticipate and avoid litigation.

Representative Matters

- Provides ongoing guidance and strategic counsel regarding patent freedom to operate and patent design-around for all new product development at publicly traded company.
- Successfully defended a publicly traded company in federal court in Delaware against allegations of infringement of eight patents directed to panels that exhibit certain vapor characteristics, systems that include those panels, and methods of manufacturing those panels. Invalidated seven of the eight patents at claim construction, and the plaintiff settled the case regarding the remaining patent.
- Successfully defended a chemical company in federal court in Tennessee against allegations of infringement of three patents directed to certain chemical compositions, methods of making those chemical compositions, and products that incorporate those chemical compositions. Obtained dismissal with prejudice of all claims.
- Successfully defended a company against two separate cases in federal court in Virginia against allegations of infringement of patent directed to methods used in certain medical and biological testing. Obtained dismissal of both cases.
- Successfully opposed a Freedom of Information Law (FOIL) request to the New York State Department of Health concerning the processing and analysis of samples to extract DNA.

Professional Honors & Activities

- Former Assistant Editor-in-Chief, Vice Chair of Editorial Board, Issue Editor, and Intake Editor – *Landslide Magazine* of the Intellectual Property Law Section of the American Bar Association
- Former Chair, Vice Chair, and Secretary – Executive Council of the Intellectual Property Section of the Tennessee Bar Association
- Former Chair – Patent Bar Committee of the Tennessee Bar Association
- Recipient – 2004 Young Lawyer Fellowship, Intellectual Property Law Section of the American Bar Association
- Former Chair, Vice Chair, and Secretary – Executive Committee of the Intellectual Property Section of the Mississippi Bar Association

- Member – Tennessee Bar Association Leadership Law (TBALL), Class of 2004
- Former Representative, West Grand Division – TBALL Alumni Association Nominating Committee
- Former Board Member – Young Lawyers Division of the Tennessee Bar Association
- Former Member – CLE Committee for the Young Lawyers Division of the Tennessee Bar Association
- Memberships have further included: American Intellectual Property Law Association; Tennessee Intellectual Property Law Association; American, Mississippi, Tennessee, and Memphis Bar Associations (Intellectual Property sections); Association of Women Attorneys; and DRI
- Listed in *Mid-South Super Lawyers* in Intellectual Property Litigation (2020)



Teaching Experience

- Adjunct Professor of Patent Law – University of Mississippi School of Law (2004, 2008, 2011)
- Adjunct Professor of Intellectual Property Law – University of Mississippi School of Law (2008)
- Adjunct Professor of Legal Methods – University of Memphis School of Law (2001 – 2003)



Publications

- "Patents," *National Business Institute*
- "The Evolving Law of Personal Jurisdiction for Trademark Infringement on the Internet," 66 *Mississippi Law Journal* 457 (1996)



Speaking Engagements

- "The On-Sale Bar to Patentability," Tennessee Intellectual Property Law Association, Nashville, Tennessee
- "Patent Law II," University of Mississippi School of Law
- "The 102(b) Limbo: How Low Does the On-Sale Bar to Patentability Go?," Franklin Pierce Law Center, Concord, New Hampshire
- "Patent Law I," University of Mississippi School of Law
- "An Alternative Venue for Patent Infringement Litigation: The International Trade Commission," Tennessee Intellectual Property Forum, Nashville, Tennessee
- "Current Issues in Intellectual Property," University of Mississippi Center for Continuing Legal Education, Memphis, Tennessee
- "Practical Tips for Enforcing and Defending Patents," American Bar Association Intellectual Property Section Young Lawyers Committee, Boston, Massachusetts
- "Spotting I.P. Litigation Issues," telecast, Baker, Donelson, Bearman, Caldwell & Berkowitz Litigation Section
- "An Overview of Patent Litigation," Tennessee Intellectual Property Forum, Nashville, Tennessee
- "The Inside Information on Patents and Trademarks," University of Memphis
- "Effective Legal Writing for Paralegals in Tennessee," Institute for Paralegal Education, Memphis, Tennessee
- "Intellectual Property for the Paralegal," Greater Memphis Paralegal Alliance, Memphis, Tennessee
- "A Basic Overview of Patent Practice," University of Mississippi School of Law
- "Patent Prosecution and Patent Litigation," Tennessee Bar Association, Knoxville, Tennessee
- "Patent Prosecution and Patent Litigation," Tennessee Bar Association, Memphis, Tennessee
- "Patent Prosecution and Patent Litigation," Tennessee Bar Association, Nashville, Tennessee
- "Patents: An introduction to Prosecution and Litigation," University of Mississippi School of Law
- "Patents and Trademarks," University of Memphis
- "Protecting Business IP: Trademarks and Patents," University of Mississippi Center for Continuing Legal Education
- "Patents: A Basic Overview of Obtaining a Patent and Litigating Patent Infringement," Memphis Bar Association

- "Intellectual Property for the Entrepreneur I, II and III," University of Memphis M.B.A. Program



Education

- University of Mississippi, J.D., 1998
- Mississippi State University, M.B.A., 1995
- Mississippi State University, B.S. in Aerospace Engineering, 1993



Admissions

- Registered to practice before U.S. Patent and Trademark Office, 2001
- U.S. Court of Appeals for the Federal Circuit, 2003
- U.S. Court of Appeals for the Sixth Circuit, 1998
- U.S. Court of Appeals for the Fifth Circuit, 2000
- U.S. District Court for the Western District of Tennessee, 1998
- U.S. District Court for the Middle District of Tennessee, 2005
- U.S. District Courts for the Northern and Southern Districts of Mississippi, 2000
- U.S. District Court for the Western District of Michigan, 2003
- Tennessee, 1998
- Mississippi, 1999