

# Philip J. Foret

## Chair, Intellectual Property

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As chair of the firm's intellectual property practice, Philip Foret works collaboratively with clients to develop and execute strategies aligned with business goals for IP, including counseling and opinions, freedom-to-operate studies, due diligence, worldwide portfolio development, policing and enforcement of rights, trademark clearance, dispute resolution, copyrights and litigation.

Phil's experience covers a range of technologies, including information technology; telecommunications; smartphone systems and technology; software; computer security; data systems; control systems for industrial processes; blockchain; distributed ledger technology; and artificial intelligence related to computer vision, financial services (fintech), chemical processes and equipment, medical devices, product manufacturing processes and systems, food science, consumer and pet products, pharmaceuticals, biotechnology, stem cell technology, and sporting goods and apparel.

In addition to his IP counseling practice, Phil has experience in IP litigation, representing clients in patent infringement, trademark infringement, copyright infringement and trade secret misappropriation cases in federal courts. He has also successfully argued domain name disputes before FORUM and resolved trademark disputes through administrative proceedings before the Trademark Trial and Appeal Board.

### RESULTS

- represented **Fountain Life**, an advanced diagnostics and preventative health company, in its acquisition of LifeOmic
- represented **Pacific Life** in the sale of its third-party credit asset management firm, Pacific Asset Management LLC, which at closing managed over \$20 billion, to Aristotle Capital Management LLC
- represented **Berkshire Asset Management** in its sale of a minority stake to iM Global Partner, a leading global asset management network
- worked on deal team representing **UMB Financial** in the sale of its institutional investment management subsidiary, Scout Investments, to Carillon Tower Advisors, a unit of Raymond James Financial, for \$172.5 million in cash

### FOCUS

Intellectual Property  
Intellectual Property Litigation  
Intellectual Property Alternative Dispute Resolution  
Intellectual Property Licensing  
Intellectual Property Opinions Counseling & Due Diligence  
Intellectual Property Patent Procurement  
Intellectual Property Trade Secret Matters  
Mergers & Acquisitions  
Food & Beverage  
Corporate & Securities

### BAR ADMISSIONS

Pennsylvania  
U.S. Patent and Trademark Office

### COURTS

U.S. Supreme Court  
U.S. Court of Appeals for the Federal Circuit  
U.S. District Court for the Eastern District of Pennsylvania  
U.S. District Court for the Western District of Pennsylvania

### EDUCATION

J.D., Duquesne University School of Law  
M.S., Duquesne University, Bayer of School of Natural and Environmental Sciences  
B.A., Franciscan University

### MEMBERSHIPS

American Intellectual Property Law Association  
International Trademark Association  
Sons of the American Revolution



# Philip J. Foret

Page 2

- reached pre-discovery settlements of nuisance patent infringement suits brought by patent trolls in the U.S. District Court for the Eastern District of Texas against a telecommunications company and the Southern District of New York against a secure HIPAA-compliant online therapy platform
- represented a banking institution in defense of a copyright infringement lawsuit brought in the Eastern District of Pennsylvania
- reached a pre-discovery settlement for a hotel services client in enforcing branding rights in a federal trademark infringement lawsuit brought in the Southern District of Florida
- developed a comprehensive domestic and foreign brand protection and enforcement strategy for a vertically integrated energy company
- conducted several freedom-to-operate, non-infringement and patentability studies during research and development of numerous pet and consumer products and manufacturing systems in a competitive landscape and developed a successful patent strategy to protect numerous commercial embodiments, manufacturing systems and related white space
- drafted and negotiated numerous software licenses, software-as-a-service (SaaS) agreements and technology development agreements for fintech, banking technology and e-commerce clients
- acquired numerous misappropriated domain names for clients using the Uniform Domain Name Dispute Resolution Policy

## IN THE COMMUNITY

Phil serves on the Planning Commission for Willistown Township, Pennsylvania. He has previously served as treasurer and on the board of directors of the Great Valley School District and on the board of directors for the Chester County School Authority.

