

Dario A. Machleidt

Senior Associate

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Dario Machleidt is an intellectual property litigator. He has chaired several jury trials and an International Trade Commission hearing, examining multiple witnesses in each case. He was a member of the Kilpatrick Townsend team that represented Dr. Barry in his patent infringement suit against Medtronic. Mr. Machleidt put on the first expert of the case and also cross-examined a Medtronic witness. After the seven-day trial, the East Texas jury found that Medtronic willfully infringed Dr. Barry's patents, rejected its invalidity defenses, and awarded Dr. Barry \$20.3 million. *The National Law Journal* recognized the verdict as one of the "Top 100 Verdicts of 2016." The Federal Circuit affirmed the decision in January 2019.

Between March and April 2014, Mr. Machleidt served as a Special Deputy Prosecutor in the King County Prosecuting Attorney's Office. He served as co-trial counsel in five felony jury trials. Mr. Machleidt selected juries, presented opening statements and closing arguments, and examined numerous witnesses during his time as a Special Deputy Prosecutor.

Prior to joining Kilpatrick Townsend, Mr. Machleidt worked as an associate in the Seattle office of a national law firm. While there, he played a critical role in *Bowman v. Monsanto Co.*, a pro bono patent case that reached the U.S. Supreme Court. He was the only associate to chair the Supreme Court oral argument. During law school,



Mr. Machleidt served as a judicial extern for Judge Randall R. Rader of the U.S. Court of Appeals for the Federal Circuit. He was also a Comments and Articles Editor of the *Pacific Rim Law & Policy Journal*.

Mr. Machleidt was recognized as a Washington “Rising Star” from 2012 to 2019 by *Super Lawyers* magazine. From 2011 to 2014, he received the Pro Bono Publico Service Commendation from the Board of Governors of the Washington State Bar Association. Mr. Machleidt actively participates in the Washington legal community and mentors at the University of Washington School of Law.

Experience

Mark A. Barry, M.D. v. Medtronic, Inc.

As lead trial counsel to the inventor and patent owner, obtained a verdict of willful infringement and an award of \$20.3 for past damages after a seven day jury trial in the Eastern District of Texas. The Court increased the award to \$23.6 million after ruling on post-trial motions. The Federal Circuit affirmed the decision in January 2019. The two related *inter partes* review hearings resulted in an exceedingly rare final determination upholding the patentability of all challenged claims.

Arizona State University v. Seattle Genetics

Summary Judgment Victory for Seattle Genetics in a technology licensing and breach of contract dispute involving a life-saving cancer therapy. After years of litigation and arbitration in district courts, state courts and the American Arbitration Association in Arizona and Washington, Kilpatrick Townsend obtained a definitive victory on summary judgment for Seattle Genetics against Arizona State University in the District of Arizona. The Court held on August 4, 2015, that ASU’s patent infringement claims were barred by the written terms of a contract amendment it had executed with SeaGen over ten years ago. *Arizona State University v. Seattle Genetics* (D. Ariz.)

Education

University of Washington School of Law, J.D., Intellectual Property Concentration (2009)

Pacific Rim Law & Policy Journal, Comments and Articles Editor

Moot Court Honor Board, Member

1L Moot Court Appellate Advocacy Competition, Champion

University of Washington, B.S., Physics (2006) *cum laude*, Phi Beta Kappa

Admissions

Washington (2009)

Court Admissions



U.S. Supreme Court

U.S. Court of Appeals for the Federal Circuit

U.S. Court of Appeals for the Ninth Circuit

U.S. District Court for the Western District of Washington

U.S. District Court for the Eastern District of Texas

Professional & Community Activities

Seattle Intellectual Property American Inn of Court, Executive Committee Member (Director at Large)

Washington State Bar Association IP Section, Executive Committee Member (Director at Large)

Federal Circuit Bar Association, Member

Insights

[News Releases](#)

Kilpatrick Townsend Attorneys Named 2019 Washington Super Lawyers

July 16, 2019

[Events](#)

Alternative Careers in Physics: Patent Law

May 18, 2019

[Publications](#)

Why I Keep Coming Back to WSBA's Trial Advocacy Program

January 9, 2019

[Events](#)

Patent Litigation: To Fight or Not to Fight

September 12, 2018

[News Releases](#)

Kilpatrick Townsend Attorneys Named 2018 Washington Super Lawyers

June 21, 2018

[In The News](#)

Dario Machleidt Quoted in the Puget Sound Business Journal's "Seattle is a Hot Spot for Suits."



February 16, 2018

[News Releases](#)

Six Kilpatrick Townsend Attorneys Named 2017 Washington Super Lawyers
June 27, 2017

[In The News](#)

KT is...Trending, November 19 - December 2, 2016
December 5, 2016

[In The News](#)

KT is...Trending, November 12-18, 2016
November 21, 2016

[In The News](#)

Jury Hands Doctor \$20.3M Verdict In Medtronic Patent Suit
November 14, 2016

[In The News](#)

Kilpatrick Townsend's Media Report July 22-28, 2016
July 29, 2016

[In The News](#)

Kilpatrick Townsend's Media Report July 15-21, 2016
July 22, 2016

[Publications](#)

Strategic Protection of Knowledge Assets: Wearable Tech Features
June 29, 2016

[News Releases](#)

Kilpatrick Townsend Attorneys Named 2016 Washington Super Lawyers
June 23, 2016

[In The News](#)



Kilpatrick Townsend's Media Report June 19-25, 2015

June 26, 2015