



**MEYER
UNKOVIC
SCOTT**
ATTORNEYS AT LAW

DAVID G. OBERDICK, *Partner*
412.456.2881 | dgo@muslaw.com

Practice Groups

- Intellectual Property
- Corporate & Business Law
- Litigation
- MUSolutions

Education

- J.D., University of Pittsburgh School of Law, 1986 – *magna cum laude*
- B.A., University of Pittsburgh, 1983 – *magna cum laude*

Bar Admissions

- Pennsylvania

David G. Oberdick is a member of the firm's Intellectual Property, Corporate & Business Law, Business Litigation, and MUSolutions Groups, and has a diverse client base that bridges these practice areas. His business litigation experience includes cases involving issues of intellectual property, such as infringement and misappropriation litigation, restrictive covenants, licensing disputes, injunction proceedings, and related breach of contract issues. Over the last 25 plus years, Oberdick has also counseled and litigated significant claims for clients in other complex commercial matters, such as disputes relating to insurance coverage, oil and gas title and leasing, shareholder conflicts, accountant malpractice, defamation, rights of publicity/privacy and antitrust. He also has served as an Arbitrator, Special Master, Hearing Officer and Mediator/Neutral in cases involving many of these same issues.

Representative Matters

- *American Textile Company, Inc. v. Hollander Sleep Products, LLC*, No. 2:17-cv-00487-MRH (W.D. Pa.) – representation of Plaintiff as Chief Counsel in claims for declaratory judgment of design patent noninfringement and invalidity (a pillow design). By Opinion and Order dated September 14, 2017, Defendant's counterclaim for patent infringement was dismissed with prejudice. The parties subsequently settled the remaining aspects of the case.
- *BASF Catalysts, LLC v. Allstate, et al*, No. MID-L-2061-05 (Superior Court of New Jersey, Law Division, Middlesex County) – representation of Plaintiff as Chief Counsel in environmental insurance coverage claim relating to operations of predecessor Engelhard Corporation in Plainville, MA. A four month bench trial resulted in the award of \$12.8 Million in past damages to our client (through 1999) together with an award of future damages. Ongoing proceedings involved a two week allocation phase trial before a Special Allocation Master, who issued a Report and Recommendation on August 3, 2015, allocating 74.06% of past damages against two remaining insurance company defendants, or approximately \$9.48 Million. The Report and Recommendation has been confirmed by the trial court on June 29 2018, and proceedings are continuing to allocate future damages. The decisions in this matter are not reported and can be provided upon request.
- Special master
 - United States of America, ex rel. Tullo Emanuele, M.D., v. Medior Associates, Inc., 1:10-cv-00245-JFC - Special Master for Discovery (2014)
 - Noah Systems, Inc. v. Intuit, Inc., 2:06-cv-00933-AJS – Special Master for Claim Construction (2010)
 - American Eagle Outfitters, Inc., et al, v. Lyle & Scott, Limited, et al., 2:06-cv-00607-ARH – Special Master for Discovery (2007-08)
 - Biagio Ravo and Enrico Nicolo v. Tyco Healthcare Group LP d/b/a Covidien, 2:11-cv-01637-JFC - Special Master for Claim Construction (2013)
 - Air Vent, Inc. v. Owens Corning Corporation, 2:10-cv-01699-TFM - Special Master for Claim Construction (2013)

Henry W. Oliver Building
535 Smithfield Street, Suite 1300
Pittsburgh, PA 15222

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Court Admissions

- United States Supreme Court
- Registered patent attorney with the U.S. Patent and Trademark Office
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Third Circuit
- United States Court of Appeals for the Sixth Circuit
- United States District Court for the Western District of Pennsylvania
- United States District Court for the District of Colorado
- Supreme Court of Pennsylvania
- Superior Court of Pennsylvania
- Commonwealth Court of Pennsylvania
- Registered patent attorney with the U.S. Patent and Trademark Office

Awards/Honors

- Named the *Best Lawyers*® 2021 Litigation-Intellectual Property “Lawyer of the Year” in Pennsylvania
- Named the *Best Lawyers*® 2016 Trademark Law “Lawyer of the Year” in Pennsylvania
- Named the *Best Lawyers*® 2015 Copyright Law “Lawyer of the Year” in Pennsylvania
- Named the *Best Lawyers*® 2014 Litigation-Intellectual Property “Lawyer of the Year” in Pennsylvania
- Named the *Best Lawyers*® 2013 Copyright Law “Lawyer of the Year” in Pennsylvania
- Selected to the Pennsylvania Super Lawyers list – 2012 - 2020
- Selected for inclusion in *Best Lawyers in America*® and *American Lawyer & Corporate Counsel’s Top Lawyers*

Professional/Community Involvement

- Pittsburgh Intellectual Property Law Association, Member
- Local Rules Committee, Local Patent Rules Committee and ESI Sub-Committee for Alternative Dispute Resolution Member, U.S. District Court for the Western District of Pennsylvania
- U.S. District Court for the Western District of Pennsylvania, Appointed as a Special Master, Mediator, and Early Neutral Evaluator
- Allegheny County Bar Association, Member
 - Federal Court Section, Former Council Member
- University of Pittsburgh School of Law’s Intellectual Property Moot Court, Faculty Advisor, 2004 – Present
- The Tepper Venture Challenge, Former Sponsor and Regular Judge
 - An undergraduate business plan competition held annually by the Undergraduate Entrepreneurship Association of Carnegie Mellon University
- Avonworth School Board, Member, 2006 – Present
 - President, 2015 – 2018
- Allegheny County Ethics Commission, Former Chair, 2005 - 2010
- Ohio Township Planning Commission
- Avonworth Municipal Authority, Chairman of the Board of Directors, 1995 – 2000
- Leadership Pittsburgh XXXII
- Project Olympus, Mentor



Articles/Speaking Engagements

- “IP Considerations During a Public Health Crisis,” *Western Pennsylvania Healthcare News*, August 25, 2021
- “Patent and Trademark Strategies to Consider During the COVID-19 Outbreak,” *MUS Blog*, April 9, 2020.
- Judge, Carnegie Mellon University’s Venture Challenge, April 4, 2020.
- Presenter at Allegheny County Bar Association’s CLE Seminar on the topic of intellectual property pitfalls in corporate transactions, November 8, 2019.
- Judge, Carnegie Mellon University’s Venture Challenge, April 6, 2019.
- Moderator, 3 Rivers Venture Fair, April 2-3, 2019.

Articles/Speaking Engagements (cont’d)

- “Watch Out For Fake ‘Official’ Letters Regarding Your Trademarks,” *MUS Blog*, September 3, 2019.
- “Supreme Court Rules Trademark Licenses Are Not Voided by Bankruptcies,” *MUS Blog*, June 19, 2019.
- “IP Client Alert: Supreme Court Decisions Solidify, Clarify Copyright Law Procedures,” *MUS Blog*, April 4, 2019.
- Mr. Oberdick frequently writes and lectures on various matters.
- Moderator, ABA Roundtable on Intellectual Property
- Co-Presenter, “Intellectual Property: What You Need to Know,” Chatham University’s Center for Women’s Entrepreneurship, June 19, 2018.
- Presenter, “Essentials of Copyright,” Pennsylvania Bar Institute’s Copyright Considerations in Business Transactions conference in Pittsburgh, November 14, 2017.
- Moderator, 3 Rivers Venture Fair, entrepreneurs and investors “Venture Connection” sessions, October 11, 2017
- Presenter, “ABC’S of Intellectual Property,” Professional Analytical and Consulting Services (PACS) 40th International Activated Carbon Conference, September 15, 2017.
- “Five Key Aspects of New Federal Trade Secret Protection Law,” Co-author, *MUS Blog*, May 13, 2016.
- “Good Faith Not Enough on Patent Infringement, Supreme Court Says,” *Pittsburgh Post-Gazette*, December 8, 2015.
- “Copyright Law Debate Rages Over DMCA Takedowns,” Co-author, *The Legal Intelligencer*, October 15, 2014.
- “Business Workshop: New Domains are Trademark Headaches,” *Pittsburgh Post-Gazette Business Workshop*, August 12, 2014.
- “Special Masters In Western District Of Pennsylvania Help Expedite Patent Cases,” *Meritas IP Newsletter*, April 2014.
- “7 Persistent Myths About Intellectual Property,” *Entrepreneur website*, March 18, 2014.
- “Debunking The Myths Surrounding Natural Gas Title Washing: ‘How Can One’s Title Be Divested If Natural Gas Was Not And Cannot Be the Subject Of A Proper Real Estate Tax Assessment?’” Co-author, *Pennsylvania Bar Association Quarterly*, February 13, 2014.
- “Business Workshop: Feds Look to Improve IP Enforcement,” *Pittsburgh Post-Gazette Business Workshop*, October 21, 2013.
- “Business Workshop: No Harm, No Lawsuit,” *Pittsburgh Post-Gazette Business Workshop*, March 11, 2013.
- “Making E-Discovery As Low-Cost As Possible,” *Pittsburgh Business Times*, February 15, 2013.