



## Ken Winterton

Of Counsel

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**Ken provides strategic patent counsel, preparing and prosecuting complex patent applications in the U.S. and abroad.**

### PRACTICES

Intellectual Property  
Patent Prosecution, Counseling and  
Opinions

### EDUCATION

University of Colorado, J.D., 2000

Purdue University, B.S., 1994  
Electrical Engineering

### BAR ADMISSIONS

Colorado  
U.S. Patent and Trademark Office

Ken has experience in nearly every facet of patent practice before the U.S. Patent and Trademark Office, and supports clients as they navigate through the patent process. When litigation is required, Ken has significant expertise offering solutions and guidance to develop the best course of action.

In addition to 15 years of patent prosecution experience, Ken also brings particular experience in infringement and validity opinions, post-issuance proceedings, design patent prosecution and litigation, Ex-parte and inter-partes PTO proceedings, and patent infringement and ITC litigation.

Before becoming a patent attorney, Ken spent a number of years as a process engineer, first with Texas Instruments and then with Intel.

### EXPERIENCE

#### Pre-Litigation Strategies

- Infringement and invalidity opinions
- Post-issuance proceedings
- Design patent prosecution and litigation
- Ex-parte and inter-partes PTO proceedings
- Patent infringement and ITC litigation

#### Preparation and Prosecution

- Domestic and international patent preparation and prosecution
- Standards-related patents

#### Opinions and Counseling

- Patent infringement and validity analysis
- Non-infringement/invalidity opinions
- Design patent counseling and opinions

#### Patent Licensing and Due Diligence

- Strategic patent acquisitions
- Product clearances
- IP due diligence

## TECHNOLOGIES

### **Electrical/Electronic/Computer Science**

Wireless telecommunications, standards-related technologies, semiconductor devices and fabrication, control systems, communication systems, networks, computer software, printing, circuits, memory, batteries, optics, imaging systems, nanotechnology, electro-mechanical, computer architecture, data storage, telecommunications, antenna systems, control systems, robotics, MEMS, remote sensing devices, and instrumentation

### **Other**

Complex mechanical and medical devices

## PUBLICATIONS

"Intellectual Property Law in the Construction Industry – A Practical Guide," *Practitioner's Guide to Colorado Construction Law, Second Edition, Colorado Bar Association*, Co-Author, December 15, 2015 (and 2018 supplement)

## SPEAKING ENGAGEMENTS

"Regular presentations to client engineering and design teams on intellectual property," Ongoing

## PROFESSIONAL AND CIVIC AFFILIATIONS

- Colorado Bar Association, Member
- American Bar Association, Member
- American Intellectual Property Law Association, Member