

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA

Application for Mediators

Please complete the entire application, using additional paper if necessary. You may also attach a resume.

Name: Jeremy M. Stipkala

Firm or Office Name: Thrive IP®

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North Charleston, SC 29420

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**ADMISSIONS AND AFFILIATIONS**

Date admitted to the Bar of the District of South Carolina: May, 2009 I.D. No.: 10479

Date admitted to the South Carolina Bar: November, 2005 Bar No.: 74487

Other courts or jurisdictions to which admitted (with dates of admission and bar nos.):

United States Patent Bar, 1999, 44359; DC Bar, 2002, 480029; VA Bar, 2012, 83345; DDC, 480029, 2009; EDVA, 2013, 83345; 4th Cir., 2018; Fed. Cir. 2010.

Membership and positions held in bar, ADR and professional associations:

Carolina Patent, Copyright, Trademark Law Association, Board Member, 2018-2021.

Are you a member in good standing in each jurisdiction where admitted to practice law?  yes  no

Have you, within the last five years, been publicly reprimanded or publicly disciplined for professional conduct?  
 yes  no

Have you, within the last five years, been denied admission to a bar for character or ethical reasons, or been disbarred/suspended from the practice of law?  yes  no

**EDUCATION**

Year law degree received 2002 Law School George Washington University

Other professional degrees received (including year and school):

B.S. (Chemistry), Juniata College and Leeds University, England, 1993;  
M.A. (Chemistry), Johns Hopkins University, 1995;  
Ph.D. (Chemistry), Johns Hopkins University, 1997.

**LEGAL EXPERIENCE (A minimum of five years of law practice required)**

Summarize legal experience (including teaching) since admission to the bar, particularly in the past five years:

Lead attorney for defense, alleged copyright infringement; lead attorney for plaintiff, several trademark infringement actions; lead attorney, trade secret misappropriation; assistant counsel for plaintiff, patent infringement action; numerous patents, trademarks, copyrights, and licenses issued, registered, and concluded; numerous business formations and contracts negotiated, in the past five years.

Previously, taught "Patent Prosecution" at Sturm College of Law, Denver University, 2007-2009.

Percentage of practice in last 5 years representing plaintiff 50 % or defense 50 %

Percentage of Federal or State court practice in last 5 years: Federal 100 % State 0 %

Number of years engaged in active litigation: 20+

**SUBSTANTIVE EXPERIENCE**

Indicate all substantive areas in which you have experience. Place a "1" by your strongest area(s) and a "2" by all other areas in which you have experience. (Do not rank beyond "1" and "2.") After any category you have marked, please identify any sub-areas of experience you have (e.g. "medical malpractice" after Personal Injury).

- Admiralty
- Antitrust
- Contracts
- Environment (Chemistry)
- Fraud or Civil RICO
- Insurance
- Miller Act
- Personal Injury
- Product Liability(Chemistry)
- Other (specify) Trade Secrets
- Security or Shareholders suits
- Labor
- ERISA
- Wrongful Termination
- Civil Rights in Employment
- Other Civil Rights
- Copyrights
- Patent
- Trademark

Publications: \_\_\_\_\_

Four books; numerous articles and presentations.  
(See Resume attached.)

**MEDIATION EXPERIENCE**

Mediation experience (particularly in the subject matter categories above): \_\_\_\_\_

As counsel, I have mediated numerous disputes, especially as part of ongoing litigation.

As mediator, I mediated one patent-related matter involving a licensing dispute.

Other courts or organizations for whom you serve as a mediator (please note any certifications):

I plan to seek certification to assist SC Circuit Court litigants shortly.

Number of mediations conducted: 1 Number of other ADR sessions conducted: \_\_\_\_\_

**MEDIATION AND OTHER ADR TRAINING**

<u>Course Provider</u>	<u>Course Content</u>	<u>Date</u>	<u>Place</u>	<u>No. of Hours</u>
SC Bar	Civil Court Mediation Cert. Training	Aug. 2024	Columbia, SC	40.00

**OTHER INFORMATION**

Are you familiar with the statutes, rules and practice governing alternative dispute resolution in the District of South Carolina?  yes  no

Other relevant experience or skills or other information you would like considered in connection with this application:  
In addition to mediating Intellectual Property disputes, I aim to assist litigants who require a deep understanding of chemistry, pharmaceuticals, biotechnology, computer science, artificial intelligence and similar complex technologies outside of IP. Complicated legal issues, multiple competing interests, constellations of substantive and procedural considerations. Can we simplify the complicated, and come to a satisfactory resolution quickly? I enjoy that challenge.

Cities in which you are available to conduct mediation:

Columbia       Charleston       Greenville       Florence  
Other: Virtual via Zoom.

Fees charged:

Hourly Rate: \$ 450      Minimum charge each mediation: \$ \_\_\_\_\_

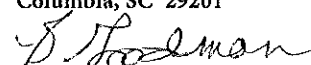
How do you bill for travel? (explain): Half-time/expenses/negotiable.

I agree to: (1) Be subject to the Rules of Professional Conduct, Rule 407, South Carolina Appellate Court Rules; the Rules for Lawyer Disciplinary Enforcement, Rule 413, South Carolina Appellate Court Rules; and the Local Rules of the District Court; (2) Provide mediation to indigents without pay if ordered by the Court; (3) Notify the Alternative Dispute Resolution Program Director of any change in the above facts or otherwise in my ability to perform duties as a mediator; (4) Disclosure of information contained in this application to litigants and other members of the public.

I certify that the foregoing is true and correct.

Signature:       Date: Aug 30, 2024  
Applicant

Return completed application to:  
Billie Goodman, Coordinator  
Alternative Dispute Resolution Program  
United States District Court  
901 Richland Street  
Columbia, SC 29201

Reviewed:       Date: 9/5/24  
ADR Program

Approved: s/ David C. Norton      Date: 9/5/24  
U.S. District Judge

**JEREMY M. STIPKALA, Ph.D., J.D.**  
Patent Attorney  
Certified Mediator

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Website: [www.Thrive-IP.com](http://www.Thrive-IP.com)

## **Legal Experience**

### Stipkala & Klosowski LLC d.b.a. Thrive IP®

- Patent Attorney and Managing Member, 2005—present.
- Built premier intellectual property law firm serving Charleston, SC; Greenville, SC; and Knoxville, TN.
- Engaged in patent prosecution, trademark and copyright registration, licensing, opinions of counsel, intellectual property due diligence, strategic counseling, intellectual property licensing, patent litigation, trademark litigation, copyright litigation, and trade secret litigation including one trial.
- Served as a mediator, and as advocate in numerous mediations.

### Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.

- Employed, 1997—2005; Patent Agent, 1999; Attorney, 2002.
- Prosecuted PCT and utility patent applications; over sixty U.S. patents issued.
- Advised overseas patent counsel to unify prosecution strategy.
- Wrote numerous opinions at the intersection of chemistry and patent law.
- Participated in three major litigations and one trial.

## **Education**

- J.D., *High Honors*, The George Washington University Law School, 2002.  
Order of the Coif.  
Class rank: 35th/440 (top 8%).
- Ph.D., Chemistry, The Johns Hopkins University, defended 1997.  
Thesis: *Dye-Sensitization of Nanocrystalline Semiconductor Electrodes*.  
Advisor: Professor Gerald J. Meyer.

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- M.A., Chemistry, The Johns Hopkins University, 1995.
- B.S., *cum Laude*, Chemistry, Juniata College and Leeds University, England, 1993.  
Class rank: 7th/216 (top 4%).

### Teaching Experience

- Adjunct Professor, University of Denver, Sturm College of Law.  
Course: Patent Prosecution, 2007–2008.
- Graduate Teaching Assistant, The Johns Hopkins University.  
Courses: General Chemistry, Organic Chemistry, 1993–1994.

### Bar Memberships

- South Carolina Bar.
- District of Columbia Bar.
- Virginia Bar.
- United States Patent and Trademark Office.
- United States District Court for the District of South Carolina.
- United States District Court for the District of Columbia.
- United States District Court for the Eastern District of Virginia.
- United States Court of Appeals for the Fourth Circuit.
- United States Court of Appeals for the Federal Circuit.

### Awards

- Low Country Influentials, 2023.
- Order of the Coif, The George Washington University Law School.
- American Bar Association/Bureau of National Affairs Award for Excellence in the Study of Intellectual Property Law, The George Washington University Law School.
- Who's Who: American Law Students, 22nd Edition.
- Accounts of Chemical Research Graduate Prize, The Johns Hopkins University.
- Brumbaugh Science Prize, Juniata College.
- Dow Chemical Corporation Scholarship, Juniata College.

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- CRC Handbook Chemistry Prize, Juniata College.
- Baker Peace Scholarship, Juniata College.
- Eagle Scout.

## Professional Affiliations

- American Intellectual Property Law Association.
- American Bar Association.
- Carolina Patent, Trademark & Copyright Law Association.

## Public Service

- The Supreme Court of South Carolina's Lawyer Mentoring Second Pilot Program Mentor, 2009–2010, 2016, 2018.
- Carolina Patent, Trademark & Copyright Law Association Board Member September, 2018 - September, 2021.

## Books

Jeremy M. Stipkala, editor, *Pass the Bar Exam! Three Books in One*, Persimmon Woods Press, LLC (2018) (ISBN: 978-0-9997997-8-9).

Jeremy M. Stipkala, *Thrive in Law School! A Friendly Guide to the Most Important Educational Experience of Your Life*, Persimmon Woods Press, LLC (2018) (ISBN: 978-0-9997997-6-5).

Peter L. Brewer, Sabrina C. Call, Bernard S. Klosowski, Jr., John M. Rappold, & Jeremy M. Stipkala, *Perspectives on Passing the Bar Exam*, Persimmon Woods Press, LLC (2018) (ISBN: 978-0-9997997-5-8).

Jeremy M. Stipkala, *Pass the Bar Exam with Dr. Stipkala's Proven Method*, Persimmon Woods Press, LLC (2018) (ISBN: 978-0-9997997-0-3).

## Selected Presentations

*AI Legal & Regulatory Environment, Trademarks, Copyrights & Privacy*, invited panelist at Charleston AI Summit, Charleston, SC (Mar. 28, 2024).

*Artificial Intelligence and Intellectual Property*, guest presentation for B2B Connect, Charleston, SC (Feb. 15, 2024).

*Chemistry Demonstrations for Kids*, guest presentations for STEM Club, Charleston Bilingual Academy, North Charleston, SC (Feb. 8, 15, 22, & 29, 2024).

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*Intellectual Property 101 for Business Owners*, guest presentation for B2B Connect, Charleston, SC (Sept. 14, 2023).

*Intellectual Property 101 for Beneficial Entrepreneurship*, guest lecture for Prof. Sarah Castle's New Venture Modeling/Impact X course, College of Charleston (Mar. 21, 2023).

*Intellectual Property 101 for Entrepreneurs*, invited webinar at Increasing H.O.P.E. Financial Training Center, North Charleston, SC (July 14, 2021).

*The Importance of Intellectual Property (IP) on Maintaining a Competitive Business: Recognizing and Mitigating the Pandemic's Impact on IP Issues*, IP Webinar Series Presenter, hosted by South Carolina Small Business Development Centers (Jan.-Feb. 2021).

*Ethics in Intellectual Property Law*, invited lecture at Legal Staff Professionals of South Carolina Winter Conference, Columbia, SC (Jan. 25, 2020).

*Alternative Fee Arrangements and Client Experience in the United States*, FICPI 18th Open Forum, Vienna, Austria (Oct. 10, 2019).

*With Gratitude to Angel Investors and Entrepreneurs*, Title Sponsor Comments to the Charleston Angel Conference, Charleston, SC (Sept. 25 & Nov. 14, 2018).

*Business Owners: Ready? Set ... Exit!*, invited panelist at South Carolina Small Business Development Center's Retirement Workshop, North Charleston, SC (April 12, 2018).

*Avoiding Antitrust & Related Pitfalls*, invited lecture at multinational manufacturer, Summerville, SC (April 11, 2018).

*Intellectual Property 101 for Entrepreneurs*, invited lecture at South Carolina Small Business Development Center's Intellectual Property Workshop, North Charleston, SC (April 5, 2018).

*Panelist Judge, Pitch Competition for Prof. Hansen's New Venture Modeling*, Ecopreneurship and Social Entrepreneurship course, College of Charleston (Dec. 12, 2017).

*Intellectual Property 101 for Entrepreneurs*, guest lecture at Clemson University's Zucker Family Graduate Education Center, North Charleston, SC (Nov. 29, 2017).

*Panelist Judge, Pitch Competition for Prof. Hansen's New Venture Modeling*, Ecopreneurship and Social Entrepreneurship course, College of Charleston (April 30, 2017).

*With Gratitude to Angel Investors and Entrepreneurs*, Title Sponsor Comments to the Charleston Angel Conference, Charleston, SC (Sept. 20 & Nov. 15, 2017).

*Intellectual Property 101 for Entrepreneurs*, guest lecture Lunch and Learn, The Harbor Entrepreneur Center, North Charleston, SC (Oct. 5, 2017).

*Intellectual Property 101 for Entrepreneurs*, invited lecture at South Carolina Small Business Development Center's Intellectual Property Workshop, North Charleston, SC (July 18, 2017).

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Panelist Judge, Pitch Competition for Prof. Hansen's New Venture Modeling, Ecopreneurship and Social Entrepreneurship course, College of Charleston (May 4, 2017).

South Carolina Business & Research Mission to Israel, Delegate, (Jan. 7-12, 2017).

*Getting Cash Flow to Your Startup – Quickly!*, invited panelist, SCBIO Annual Conference, Greenville, SC (Nov. 11, 2016).

*Going Over the Cliff: Entrepreneurs, Angel Investors, and IP Attorneys*, Title Sponsor Comments at the Charleston Angel Conference, Charleston, SC (Nov. 5, 2016).

*Intellectual Property Tools for Entrepreneurs*, guest lecture Lunch and Learn, The Harbor Entrepreneur Center, North Charleston, SC (Mar. 2, 2015).

*SUPREME COURT: Patent Cases of October Term, 2013*, invited lecture, San Antonio, TX (Nov. 7, 2014).

*Protecting IP For Strategic Advantage*, invited lecture, North Charleston, SC (Oct. 21, 2014).

*The IP Strategy: Think Around The Box*, invited lecture, SCBIO Startup BootCamp, Greenville, SC (Sept. 11, 2014).

*Intellectual Property Law for Software Engineers and Other Professionals*, guest lecture, FastTrac, North Charleston, SC (Apr. 29, 2014).

*Intellectual Property for Software Engineers and Other Professionals*, guest lecture for Prof. Michael Verdiccio's Software Engineering graduate course, Lowcountry Graduate Center (Dec. 3, 2013).

*Intellectual Property for Graphic Design Artists and Other Professionals*, guest lecture for Prof. Edward Speyers's Graphic Design course, Charleston Southern University (Nov. 27, 2012).

*SCBIO Life Sciences Industry's Startup Workshop*, invited panelist, Greenville, SC (Nov. 14, 2012).

*Patent Law Developments: USPTO's New Rules and Patent Eligibility*, invited lecture, San Antonio, TX (Sept. 12, 2012).

*Mayo v. Prometheus on Biotechnology Method Claims & America Invents Act*, invited joint lecture, Jerusalem, Israel (May 24, 2012).

*Leahy-Smith America Invents Act: First to File and How it Affects Interference Practice*, invited joint lecture, Tucson, AZ (Feb. 10, 2012).

*Protecting Intellectual Property for Strategic Business Advantage*, guest lecture for Prof. Jairy C. Hunter's MBA Capstone course, Charleston Southern University (Jan. 18, 2012).



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*Leahy-Smith America Invents Act: a Brave New World*, invited lecture, San Antonio, TX (Jan. 9, 2012).

*Leahy-Smith America Invents Act: a Brave New World or a Savage to Be Tamed*, invited joint lectures, Jerusalem and Beer Sheba, Israel (Nov. 13 & 17, 2011).

*I.P. from A to Z: Patents and Reform*, invited panelist, Life Sciences 2011 SCBIO-SCMedTech Conference (Nov. 10, 2011).

*Patent Law Reform Legislation: Survival Tips for Academic and Entrepreneurial Scientists*, lecture at 46th Midwest and 39th Great Lakes Joint Regional Meeting of the American Chemical Society (Oct. 20, 2011).

*Major Patent Law Shake-Up: A How-To Survival Guide*, lecture at SCBIO Charleston Life Sciences Roundtable (June 2, 2011).

*Three Resources Chemistry Entrepreneurs Need Most*, lecture at 66th Southwest and 62nd Southeastern Joint Regional Meeting of the American Chemical Society (Dec. 2, 2010).

*Patentability of DNA-related Inventions: Breast Cancer Gene Patent Dispute*, lecture at Joint 66th Southwest and 62nd Southeastern Regional Meeting of the American Chemical Society (Dec. 1, 2010).

*A New Business Model Comes to Patent Law!*, presentation at InnoVenture Southeast 2010 (May 11, 2010).

*Nanotechnology Community Forum*, invited panelist, University of South Carolina NanoCenter (Apr. 15, 2010).

*Protecting Intellectual Property for Strategic Business Advantage*, guest lecture for FastTrac courses (numerous dates).

*Protecting Intellectual Property for Strategic Business Advantage*, guest lecture for Prof. Jairy C. Hunter's MBA Capstone course, Charleston Southern University (Jan. 19, 2010).

*Intellectual Property Resource Table for Small Businesses*, invited panelist, Small Business Innovation Summit and Expo (Nov. 4, 2009).

*Obviating and Overcoming Obviousness Obstacles (Or, How to Build a Better Patent!)*, lecture at 61st Southeastern Regional Meeting of the American Chemical Society (Oct. 21, 2009).

*Protecting Intellectual Property for Entrepreneurs*, guest lecture for NewVenture course (Oct. 12, 2009).

*Federally Funded Invention? Check the Bayh-Dole Act!*, lecture at 60th Southeastern Regional Meeting of the American Chemical Society (Nov. 12, 2008).

*New Rules Change Patent Application Process*, lecture at 59th Southeastern Regional Meeting of the American Chemical Society (Oct. 24, 2007).

*What to Do if You Are Accused of Patent Infringement*, lecture at 58th Southeastern Regional Meeting of the American Chemical Society (Nov. 2, 2006).

*Solar Energy Conversion to Useable Forms of Energy*, lecture at 58th Southeastern Regional Meeting of the American Chemical Society (Nov. 1, 2006).

*Patenting Nano-Sized Versions of Known Materials*, lecture at 231st National Meeting of the American Chemical Society (Mar. 26, 2006).

### **Selected Legal Publications**

Jeremy M. Stipkala, *Overcoming Obviousness When Patenting Nanotechnology Inventions*, 23 NATURE BIOTECHNOLOGY 677 (2005).

Eric W. Adcock, Jeremy M. Stipkala & Allen R. Jensen, *Congressional Clues to the Festo Dispute: Where Does § 112 Stand?*, 9 INTELL. PROP. TODAY 47 (2002).

### **Selected Scientific Publications**

John A. Moss, John C. Yang, Jeremy M. Stipkala, Xingu Wen, Carlo A. Bignozzi, Gerald J. Meyer & Thomas J. Meyer, *Sensitization and Stabilization of TiO<sub>2</sub> Photoanodes with Electropolymerized Overlayer Films of Ruthenium and Zinc Polypyridyl Complexes: A Stable Aqueous Photoelectrochemical Cell*, 43 INORGANIC CHEMISTRY 1784 (2004).

Craig A. Kelly, David W. Thompson, Fereshteh Farzad, Jeremy M. Stipkala & Gerald J. Meyer, *Cation-Controlled Interfacial Charge Injection in Sensitized Nanocrystalline TiO<sub>2</sub>*, 15 LANGMUIR 7047 (1999).

John A. Moss, Jeremy M. Stipkala, John C. Yang, Carlo A. Bignozzi, Gerald J. Meyer, Thomas J. Meyer, Xingu Wen & Richard W. Linton, *Sensitization of Nanocrystalline TiO<sub>2</sub> by Electropolymerized Thin Films*, 10 CHEMISTRY MATERIALS 1748 (1998).

Jeremy M. Stipkala, Felix N. Castellano, Todd A. Heimer, Craig A. Kelly, Kenneth J. T. Livi & Gerald J. Meyer, *Light-Induced Charge Separation at Sensitized Sol-Gel Processed Semiconductors*, 9 CHEMISTRY MATERIALS 2341 (1997).

Todd A. Heimer, Samuel T. D'Arcangelis, Fereshteh Farzad, Jeremy M. Stipkala & Gerald J. Meyer, *An Acetylacetonate-Based Semiconductor-Sensitizer Linkage*, 35 INORGANIC CHEMISTRY 5319 (1996).

Fei Cao, Gerko Oskam, Peter C. Searson, Jeremy M. Stipkala, Todd A. Heimer, Fereshteh Farzad & Gerald J. Meyer, *Electrical and Optical Properties of Porous Nanocrystalline TiO<sub>2</sub> Films*, 99 J. PHYSICAL CHEMISTRY 11974 (1995).

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Felix N. Castellano, Jeremy M. Stipkala, Lee A. Friedman & Gerald J. Meyer, *Spectroscopic and Excited-State Properties of Titanium Dioxide Gels*, 6 CHEMISTRY MATERIALS 2123 (1994).