

## WIPO LIST OF NEUTRALS

### BIOGRAPHICAL DATA

Jeffrey D. STEINHARDT  
Orcas, WA  
United States of America



Nationality: British/American

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### EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

J.D., University of California, Davis, Martin Luther King Jr. School of Law, 1983-86;  
(Senior Articles Editor of Law Review; Order of the Coif).

B.A., The Evergreen State College, Olympia Washington, 1973-77.

#### Professional Activities:

Business Software Alliance Vice President, 1992 – 2003, chairing Latin America and Middle East and Africa divisions of BSA, Vice-Chair for Europe, Middle East and Africa. BSA is a worldwide trade association. Promoted software industry development, improved protection for software authors, managed Copyright infringement litigation and worked with local organizations to provide legal IPR training and advance accessibility to technology and e-commerce; substantial focus on Copyright administration, and Internet and Domain Name development issues.

Founding Trustee, Evidence for Development, a UK-based charity providing innovative economic analysis through special software and methods to reduce poverty, assist the broader aid community (including governments, NGOs, charities and intergovernmental organizations). Primary activity in rural Africa. 2005 to present.

Former Board member and officer of several legal-rights, legal assistance, cultural, and immigration-rights related organizations serving Latino, African-American, and Asian communities.

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**Admitted to Law Practice:**

Federal and US Appellate Courts, 1986  
California State Courts, 1986

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**LANGUAGES**

English, Spanish. Portuguese (reading skills).

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**PRESENT POSITION**

**Senior Counsel, Paragon Legal**, San Francisco, California. Working with a variety of clients including Netflix, Clorox, and Autodesk. Paragon Legal is an innovative law firm providing senior attorneys on a project basis to the Fortune 500 and leading Bay Area (California) companies. Areas include IP enforcement and protection policies, M & A. May 2012 – present.

**International Legal Consultant**, 2003 to present (see below).

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**PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION**

**Senior Of Counsel**, Khasawneh & Associates, Dubai UAE (now part of Eversheds International). Regional firm specializing in international intellectual property law (transactional, contentious and policy development), banking and finance, e-commerce, commercial law, joint ventures. 2003-11.

**Sole Legal Consultancy**, Principal, 2003 to present.

Arbitration, technology law, e-commerce; international commercial agreements; law firm management consulting; competition law; creation and delivery of development-law workshops and materials for judicial and public official training on Intellectual Property and Competition Law on behalf of UNDP, EU, USAID, IDLO, inter-governmental and non-governmental organizations (Eastern Europe, Asia, Middle East). (Based primarily in United Kingdom from 1997 through 2010).

**Regional Legal Counsel for Africa, Mediterranean & Middle East, Microsoft Corporation;** previously Senior Attorney and Corp Attorney for Latin America, working for Microsoft Global Resources GmbH, Switzerland; Microsoft Ltd (UK), United Kingdom; Microsoft Corporation, Redmond Washington, 1992-2003.

Responsibility as legal director for IP Copyright protection, competition and commercial law and other legal issues, litigation, software licensing, policy development, government relations and community affairs in (over period of 11+ years) 80 countries, supporting approximately 40 subsidiaries in addition to parent company as primary IP right-holder.

**Litigation Attorney, Morrison & Foerster** law firm, Palo Alto, California, 1990-92 (IP and commercial litigation).

**Visiting Lecturer, University of Santa Clara School of Law**, Santa Clara, California (Copyright law), 1991-92.

**Litigation Attorney, Brown & Bain**, Palo Alto, California, 1987-90 (IP/Copyright and commercial litigation).

**Adjunct Faculty**, (part-time visiting lecturer with active private law practice) University of California, Hastings School of Law, San Francisco, California, 1989-90.

**Consultant to Director of Agricultural Sciences**, Texas Department of Agriculture, 1987 (community education regarding medical and legal aspects of agricultural worker health and safety).

**Law Clerk to Honorable Judge William C. Canby Jr.**, US Court of Appeals for the 9th Judicial Circuit, Phoenix, Arizona USA, 1986-87.

**Research Assistant to Prof. Friedrich K. Juenger, University of California**, Davis, Martin Luther King Jr. School of Law, 1984-86 (comparative law, private international law (conflicts of law)).

**Consultant**, National Institute of Health project, 1984 (part-time, concurrent with law studies, medical and legal aspects of occupational health).

**Employed and consultant positions**, Cultural, Education and Welfare and legal-rights agencies, 1977-83.

### AREAS OF SPECIALIZATION

International intellectual property policy, copyright, legislation, transactional, litigation, M & A, e-commerce.

International competition and commercial law (EU, US, developing countries)

Law development training for judiciary, public officials, rule of law.

Semi-professional musician (guitar, stringed instruments, voice, performing, composition).

### MEMBERSHIP IN PROFESSIONAL BODIES

California Bar Association;

Development Executive Group;

INTA;

Founding Trustee, Evidence for Development (UK).

### EXPERIENCE IN INTELLECTUAL PROPERTY

Extensive experience during in-house counsel position at Microsoft (1992-2003) and in private practice in Silicon Valley (1986-92), Sole Legal Consultancy (2003-present) and as Senior Counsel at Paragon Legal (2012-present), *see above* (for litigation IP experience, *see below*). Experience advising, reviewing client IP programs for US and Japanese firms to determine compliance with applicable norms, developing IP asset protection programs, and pre-publication legal review of significant literature in computer science field. Technology merger & acquisition review.

Presenter at conferences and trainings regarding US and EU Competition Law and Intellectual Property, trade on behalf of WIPO, BSA, USPTO & US Copyright Office's International Copyright Institute, EU and UNDP and other development programs, universities in USA, UK, Europe, Africa, Latin America and Caribbean from 1990 to present.

Contributed to the development of national, regional and worldwide copyright and authors' rights, e-commerce, and competition-law legislation and treaties in over 70 countries.

### EXPERIENCE WITH RESPECT TO DOMAIN NAMES

WIPO Panelist in substantial number of UDRP Domain Name disputes from 2007-present. Also, private advising on large number of other UDRP proceedings. Domain Name development, dispute and policy management, litigation as in-house counsel for Microsoft for 11 years.

### MAJOR PUBLICATIONS

*FDI and Competition Policy: The Impact of Competition Policy on International Technology Development, Local Deployment and Investment*, in Expert Group Meeting On Competition Laws And

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Policies: Identification Of Common Grounds In The ESCWA Region (Economic & Social Commission For Western Asia 2002);

*La Protección de las Obras en las Autopistas de la Información*, in X Congreso Internacional sobre la Protección de los Derechos Intelectuales (WIPO, Quito 1995);

*Multimedia in the Global Information Infrastructure*, WIPO Worldwide Symposium on Copyright in the Global Information Infrastructure, Mexico, D.F. 55 (with R. Holleyman) (1995);

*Authors' Rights in Latin America*, Quarterly Review of Economics & Finance, 1994, vol. 34, supp. 1, 117 (with R. Neff);

*Agent Orange and National Consensus Law: Trespass on Erie or Free Ride for Federal Common Law?*, 19 U.C. Davis L. Rev. 201 (1985-86);

*Mass Toxic Torts May Be Hazardous to Your Courts*, 20 U.C. Davis L. Rev. 657 (1987).

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### EXPERIENCE IN COURT LITIGATION

1. Complex court litigation in U.S. state and federal courts, including:

- Intellectual property - Copyright, patent, trademark, trade secret (software development, authorship and royalty disputes, unpublished works, film-related disputes, videogames, semiconductor chips design and manufacturing process, and expert systems and knowledge-based engineering, biopatents and medical patents); counsel for Apple Computer in *Apple v. Microsoft & Hewlett Packard* (user interface design), *Xerox Corp. v. Apple Computer* (computer visual displays and input methods); *Apple v. Video Technology* (video display patents and chip design); *Bavariasonor GmbH v. 360 Pacific, Inc. & Electronic Arts* (unlicensed videogame based on *Das Boot* film);
- Class action litigation (employment, securities, ERISA);
- Commercial litigation (breach of contract, fraud, financial disputes, JVs);
- US immigration and nationality law (including successful litigation against US Secretary of State); and
- Case management and judicial opinion writing as US Circuit Court clerk.

2. International litigation experience:

- Extensive management of Copyright infringement litigation and royalties collection, advising and development of cases, evidence and settlements throughout U.S., Latin America, Europe, Middle East and Africa for 11 years as Vice-president of Business Software Alliance on behalf of several leading software publishers, and in-house counsel at Microsoft Corporation (software copyright, domain names, competition law, commercial and regulatory issues).
  - Similar activities primarily in India, China, Asia Pacific from 2012-present for technology clients of Paragon Legal.
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### PROFESSIONAL TRAINING IN ARBITRATION

World Intellectual Property Organization (WIPO) Arbitration Workshop, Geneva, October 2007.

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### EXPERIENCE IN ARBITRATION

Commercial arbitration on behalf of Khasawneh and Associates, Dubai. Earlier arbitrations in Silicon Valley, 1986-1992, copyright, technology and commercial disputes. (See also experience as WIPO Domain Name dispute panelist, above).

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