

Peter C. Magic

Partner

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Peter Magic's practice focuses on patent infringement litigation. He has represented plaintiffs and defendants in a variety of industries including computer software, hardware, online gaming, telecommunications, cell phone technology and medical devices. He has extensive experience in all stages of litigation, including trials in Federal District Court, the International Trade Commission, and Europe, as well as appeals. Before joining Desmarais LLP, Mr. Magic was an associate in the Intellectual Property group at Kirkland & Ellis LLP.

Prior Experience

- Associate, Kirkland & Ellis LLP, New York, New York, 2008-2014

Courts

- United States District Court of Appeals for the Ninth Circuit
- United States District Court for the Northern District of California
- United States District Court for the Southern District of New York
- United States District Court for the Eastern District of New York

Memberships & Affiliations

- New York Intellectual Property Law Association
- American Intellectual Property Law Association
- American Bar Association

Clerk & Government Experience

- Law Clerk to the Hon. James Ware, United States District Court for the Northern District of California, 2009-2010
- Judicial Intern to the Hon. Michael Dolinger, United States District Court for the Southern District of New York, 2006

Representative Matters

EDUCATION

University of Michigan Law School, 2008, cum laude, Michigan Law Review, Associate Editor

University of Texas at Austin, M.S., Computer Science, 2004

The Johns Hopkins University, B.S., Computer Science, 2002

ADMISSIONS

2009, New York

2011, California

Registered to practice before the United States Patent and Trademark Office

- Defended a leading information technology company against claims of patent infringement relating to storage systems.
- Defended a leading microprocessor manufacturer against claims of patent infringement relating to graphics hardware.
- Defended a leading microprocessor manufacturer against claims of infringement of patents alleged to be essential to the IEEE 802.11 Wi-Fi standard.
- Defended a leading online gaming company against claims of patent infringement. Case resolved by favorable settlement before claim construction hearing.
- Represented a leading cell phone designer and manufacturer as Complainant in the International Trade Commission against competitors relating to the user interface, and decoding video and audio. After a two week trial, the ITC Judge found the competitors infringed two patents.
- Defended a leading medical device maker against claims of patent infringement. Obtained denial of plaintiff's motion for a preliminary injunction. Case settled less than a year after Court's denial of preliminary injunction.

Publications

- Peter Curtis Magic, Note, Exclusion Confusion? A Defense of the Federal Circuit's Specific Exclusion Jurisprudence, 106 Mich. L. Rev. 347 (2007)