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SPEAKER BIOGRAPHIES



W. West Allen currently serves as the National President of the Federal Bar Association, comprised of nearly 20,000 federal judges and practitioners throughout the United States who seek to improve our federal legal system and the administration of justice.

Mr. Allen is an intellectual property and Constitutional law attorney in Las Vegas, Nevada who represents a wide variety of international clients in federal courts. He is a principal with the national law firm of Howard & Howard Attorneys PLLC. Mr. Allen has extensive experience resolving intellectual property disputes concerning patents, trademarks, copyrights, as well as other Constitutional and federal court claims.

Mr. Allen served as Chair of the FBA's Government Relations Committee for seven years and has testified before the U.S. Senate Judiciary Subcommittee on Bankruptcy and the Courts regarding the effect of sequestration and budget cuts on our federal courts.

Mr. Allen co-founded the Nevada State Bar's Intellectual Property Section and was elected that Section's first Chair in 2004. He wrote Nevada's Federal Local Rules of Practice for Patent Cases and has served five times on the Nevada Federal Court's Magistrate Judge Merit Selection and Re-appointment Panels, often serving as the Panel's Chair. Currently, Mr. Allen serves on the Nevada District Court Judicial Commission to assist Nevada's U.S. Senators in selecting candidates to serve as a United States District Judge.

Within his community, Mr. Allen serves on the Foundation Board of Directors for "Nevada's favorite charity" Opportunity Village that assists citizens with intellectual disabilities. He also volunteers as a *pro bono* attorney for the Children's Attorneys Project with the Legal Aid Center of Southern Nevada.

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Erwin Chemerinsky became the 13th Dean of Berkeley Law on July 1, 2017, when he joined the faculty as the Jesse H. Choper Distinguished Professor of Law.

Prior to assuming this position, from 2008-2017, he was the founding Dean and Distinguished Professor of Law, and Raymond Pryke Professor of First Amendment Law, at University of California, Irvine School of Law, with a joint appointment in Political Science. Before that he was the Alston and Bird Professor of Law and Political Science at Duke University from 2004-2008, and from 1983-2004 was a professor at the University of Southern California Law School, including as the Sydney M. Irmas Professor of Public Interest Law, Legal Ethics, and Political Science. He also has taught at DePaul College of Law and UCLA Law School.

He is the author of twelve books, including leading casebooks and treatises about constitutional law, criminal procedure, and federal jurisdiction. His most recent books are *The Religion Clauses: The Case for Separating Church and State* (with Howard Gillman) (Oxford University Press 2020), and *We the People: A Progressive Reading of the Constitution for the Twenty-First Century* (Picador Macmillan 2018).

He also is the author of more than 250 law review articles. He is a contributing writer for the Opinion section of the Los Angeles Times, and writes regular columns for the Sacramento Bee, the ABA Journal and the Daily Journal, and frequent op-eds in newspapers across the country. He frequently argues appellate cases, including in the United States Supreme Court.

In 2016, he was named a fellow of the American Academy of Arts and Sciences. In 2017, National Jurist magazine again named Dean Chemerinsky as the most influential person in legal education in the United States.

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Teague I. Donahey is an IP litigation partner in the Boise, Idaho office of Holland & Hart. Teague has over 20 years of major law firm experience litigating and trying high-stakes patent, trademark, and other IP litigation matters and other complex business disputes for significant technology companies in Silicon Valley and elsewhere. His practice has spanned federal and state courts, as well as administrative bodies such as the United States International Trade Commission (ITC) and the Trademark Trial and Appeal Board (TTAB). He also counsels clients with respect to IP licensing, procurement, and strategy issues. Prior to relocating his family to Idaho and joining Holland & Hart's Boise office, Teague was a partner for a number of years with Sidley Austin LLP in San Francisco and previous to that worked in the Silicon Valley office of Skjerven Morrill LLP. Teague also has an active pro bono practice representing veterans before the U.S. Court of Appeals for Veterans Claims and the VA's Board of Veterans Appeals, working in conjunction with the National Veterans Legal Services Program. Teague is also a member of the Board of Directors for the American Red Cross of Greater Idaho.



Richard Hall is a partner at Stoel Rives, LLP in Boise. His practice focuses on mining, natural resources, public lands and real estate law, with an emphasis on the sale, acquisition, development and operation of mining and energy projects. Richard has extensive experience in transactions for the purchase and sale of mining and energy projects. He advises clients in operational and regulatory matters relating to the acquisition, due diligence, title review, permitting and maintenance of mineral, surface and access rights required to support mining, energy and industrial projects. His past experience as a civil engineer for a large electrical utility allows him to combine his legal experience with a technical understanding of resource and energy development projects.

Richard represents clients in the hardrock, coal and industrial mineral industries. In the course of his practice, Richard has assisted mining and energy clients in structuring and negotiating complex mining and energy project transactions, land acquisition and lease agreements, as well as permitting projects on public, private and tribal lands. He has vast experience with public land law issues relating to use of and access over public lands, and location, maintenance and title review of mining and millsite claims under the Federal Mining Law of 1872.

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Molly Kocialski has been the Director of the Rocky Mountain Regional United States Patent and Trademark Office (USPTO) since January 2016. She carries out the strategic direction of the Under Secretary of Commerce for Intellectual Property and Director of the USPTO, and is responsible for leading the Rocky Mountain regional office. Focusing on the nine states within this region and actively engaging with the community, Ms. Kocialski ensures the USPTO's initiatives and programs are tailored to the region's unique ecosystem of industries and stakeholders.

Ms. Kocialski brings more than 20 years of intellectual property experience to the USPTO. Most recently, Ms. Kocialski was the Senior Patent Counsel for Oracle America, Inc., where she was responsible for managing an active patent prosecution docket and was also responsible for all of the post-grant procedures and patent investigations for Oracle and its subsidiaries. Prior to Oracle, she worked at Qwest Corporation and was also in private practice in both New York and Colorado focusing on intellectual property litigation for multiple high-tech companies while maintaining an active prosecution docket.

Ms. Kocialski is a recognized IP leader in the Rocky Mountain region. Ms. Kocialski currently serves on the Colorado Federal Executive Board's Executive Committee. Ms. Kocialski is the President of the Colorado IP Inn of Court and was previously the Chair of the Planning Committee and a member of the Board of Directors of the Colorado IP Inn of Court. Further, Ms. Kocialski is a member of the Planning Committee for the Rocky Mountain Intellectual Property Institute, an annual two-day conference on intellectual property that attracts over 500 attendees. She was the Chair of the Intellectual Property Section of the Colorado Bar Association and served on the Colorado Bar Association's Board of Governors. Ms. Kocialski served as the head of the IP Committee and was a member of the Board of Directors for the Colorado Chapter of the Association of Corporate Counsel and served on the National IP Committee of the Association of the Corporate Counsel. In 2015, Ms. Kocialski was recognized by ManagingIP magazine as one of its North America Corporate IP Stars.

Ms. Kocialski is a graduate of the State University of New York at Buffalo School of Law and received a Bachelor of Science in Chemical Engineering from the University of New Mexico. Ms. Kocialski is a registered patent attorney and is admitted to the U.S. Patent and Trademark Office, the New York and Colorado state bars as well as to the United States Courts in those jurisdictions.

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John D. Leshy is emeritus professor at the University of California, Hastings College of the Law in San Francisco. He was Solicitor (General Counsel) of the Interior Department throughout the Clinton Administration. Earlier, he was counsel to the chair of the Natural Resources Committee of the U.S. House of Representatives, a law professor at Arizona State University, Associate Interior Solicitor for Energy and Resources in the Carter Administration, an attorney-advocate with the Natural Resources Defense Council (NRDC), and a litigator in the U.S. Department of Justice Civil Rights Division. He co-led the Interior Department transition team for Obama-Biden in 2008 and led it for Clinton-Gore in 1992. Leshy has been a visiting professor several times at Harvard Law School, from which he graduated in 1969, after earning an A.B. at Harvard College. He has served on numerous boards and commissions and has published widely on natural resources and on constitutional law, including a book on the Mining Law and a co-author of casebooks on public land and resources law (8th edition forthcoming in 2021) and water law (6th edition, 2018). His political history of America's public lands, *Our Common Ground*, will be published in late 2021 or early 2022 by Yale University Press.



Melinda Morgan is Director of Sustainability Studies, W.K. Kellogg Chair in Sustainable Environmental & Food Systems, and Associate Professor in Geography and Environmental Studies at the University of New Mexico. Born in Idaho, Mindy has dedicated her career to natural resource and environmental issues in the American West. Prior to academic life, she worked for NGOs, first as a community organizer and later as an attorney, on natural resource issues, including for Idaho Conservation League and Western Resource Advocates. Her current research and teaching center on environment and natural resource management challenges, with a particular emphasis on emerging trends in environmental governance. She has a J.D. from the University of Idaho and clerked for Judge Stephen S. Trott, Ret. Judge, U.S. Court of Appeals for the Ninth Circuit.

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Bruce Moyer is Counsel for Government Relations to the Federal Bar Association. In that capacity, Bruce represents the interests of the Federal Bar Association in Washington and oversees FBA chapter relationships with Congress and the Judiciary. His Washington Watch column appears regularly in the *Federal Lawyer* magazine.

Bruce is an attorney and registered lobbyist and serves as principal of The Moyer Group, a public policy consulting firm. He received his law degree from the George Washington University and a bachelors degree with honors from Juniata College in Pennsylvania. After 25 years of service to the FBA as its government relations counsel, Bruce will retire from service in September 2021.



Chief District Judge David C. Nye was sworn in as a United States District Judge for the District of Idaho on August 1, 2017, after having been nominated by both President Barack Obama and President Donald Trump. Judge Nye was the first Article III judge to be sworn into office in Idaho in over twenty years. In 2007, Judge Nye was appointed by Idaho Governor Otter to serve as a District Judge for the State of Idaho. He served in that capacity from 2007 to 2017, and served as Administrative District Judge for the Sixth Judicial District from 2009 to 2012. Prior to serving as a judge, he practiced law in Pocatello, Idaho from 1987 to 2007. He also served as a law clerk to Judge George G. Granata from 1986 to 1987. He graduated from Brigham Young University in 1982 and from Brigham Young University, J. Reuben Clark Law School in 1986.

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Megan Olmstead is an Associate at Parsons Behle & Latimer in Salt Lake City. She advises clients on a variety of natural resources, energy and environmental matters. She is highly knowledgeable about natural resource regulatory and management processes including the Endangered Species and Migratory Bird Treaty Acts; NEPA; public land management; space law and the aerospace industry; and energy development.

She is experienced at drafting and analyzing legislation and regulations; conducting government investigations; planning congressional hearings and preparing witnesses; and advising clients about legal and political strategy. She prides herself on bringing her strong writing, negotiation and analytical skills to bear in her legal practice.

Megan's prior experiences serving as counsel for the U.S. House Committee on Natural Resources, the Idaho Office of Energy and Mineral Resources and as appropriations counsel for a chairman of the U.S. House Committee on Appropriations Subcommittee on Commerce, Justice and Science have granted her unique insight into the intersection of legislation, regulation and the law.

A proud westerner, Megan enjoys golfing, playing the piano and stargazing in the mountains.

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Randall R. Rader is former Chief Judge of the U.S. Court of Appeals for the Federal Circuit (2010-2014), and Circuit Judge of the United States Court of Appeals for the Federal Circuit (1990-2010). He also served as a Federal Trial Judge for the United States Claims Court (later Court of Federal Claims) (1988-1990), Chief Counsel to the Senate Judiciary Committee Subcommittees (1980-1988), and Counsel to the House of Representatives, Interior and Ways and Means Committees (1975-1980). For over 25 years, Judge Rader has been a thought leader in the field of intellectual property law and jurisprudence. His work as Chief Judge, his publications and his work teaching patent law globally to students, judges and government officials has left an indelible mark on the field of IP law and the protection of IP rights throughout the world. Judge Rader was appointed to the United States Court of Appeals for the Federal Circuit by President George H. W. Bush in 1990 and assumed the duties of Chief Judge on June 1, 2010.

He was appointed to the United States Claims Court (now the U. S. Court of Federal Claims) by President Ronald W. Reagan in 1988. Before appointment to the Court of Federal Claims, former Chief Judge Rader served as Minority and Majority Chief Counsel to Subcommittees of the U.S. Senate Committee on the Judiciary. From 1975 to 1980, he served as Counsel in the House of Representatives for representatives serving on the Interior, Appropriations, and Ways and Means Committees.

Since leaving the bench in 2014, Judge Rader has founded the Rader Group, initially focusing on arbitration, mediation, and legal consulting and legal education services. Judge Rader has presided over a major arbitration under ICC rules in Paris; conducted mediations to settle ongoing litigation; joined law faculty at Tsinghua University; conducted full-credit courses at leading law schools in Washington, D.C., Seattle, Santa Clara, Bangkok, Seoul, Tokyo, Munich; consulted with major corporations and law firms on IP policy and litigation; and advised foreign governments on international IP standards. He continues to advocate improvements in innovation policy through speaking engagements worldwide.

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Dessa Reimer is of counsel with Holland & Hart LLP and works out the firm's Jackson, Wyoming office. Dessa guides clients through complex layers of federal, state, tribal, and local environmental and cultural permitting requirements to advance their projects on federal and tribal lands. She also defends project permits in state and federal court. Dessa has assisted in the successful development of renewable, oil and gas, coal, pipeline, transmission, mineral materials, and water projects throughout the West.

Prior to joining Holland & Hart, Dessa was a law clerk to the Honorable William F. Downes (Ret.) of the United States District Court for the District of Wyoming. Among her participation in a number of legal and civic organizations, Dessa has served as the Federal Bar Association, Wyoming Chapter president for 8 years.



Honorable Chief Judge Robert J. Shelby was nominated by President Barack Obama, and confirmed by the United States Senate on September 22, 2012. Since 2018, he has served as Chief United States District Judge for the District of Utah. He also serves by appointment on the Committee on Defender Services for the Judicial Conference of the United States, and on the Tenth Circuit Judicial Council.

Judge Shelby obtained degrees from Utah State University and the University of Virginia School of Law. After law school, he clerked for United States District Judge J. Thomas Greene in the District of Utah, and enjoyed a diverse and varied private practice with an emphasis in complex commercial litigation.

Judge Shelby is a former President of the Salt Lake County Bar Association and the David K. Watkiss – Sutherland Inn of Court. As an attorney, he served by appointment on the Utah Supreme Court's Advisory Committee on the Utah Rules of Civil Procedure, and the Utah Supreme Court's Ethics and Discipline Committee. He is a Fellow of the American Bar Foundation. Chief Judge Shelby served on active duty with the Utah Army National Guard during Operation Desert Storm before receiving an Honorable Discharge in 1994.

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Honorable Scott W. Skavdahl was born and raised in Western Nebraska. He received his B.S. in political economics from the University of Wyoming in 1989 and law degree in 1992.

He began private practice in 1992 with the Casper, Wyoming law firm of Brown, Drew & Massey, LLP as an associate attorney. In 1994, Judge Skavdahl accepted a three year law clerk position with the Honorable William F. Downes, United States District Judge for the District of Wyoming. Thereafter he joined the law firm of Williams, Porter, Day & Neville, P.C. in Casper, Wyoming where his practice focused on civil litigation.

In July 2003, Judge Skavdahl retired from private practice when he was appointed by Governor Dave Freudenthal to the Seventh Judicial District as a State District Court Judge where he served until appointed the Chief Magistrate Judge for the District of Wyoming on February 1, 2011. In February 2011 he was nominated by President Barack Obama to the Federal District Court for the District of Wyoming, filling the vacancy upon the retirement of William F. Downes. On November 3, 2011, his nomination was confirmed by the United States Senate. Judge Skavdahl presides in Casper, Wyoming, where he also resides with his wife Cidne (Sidney).

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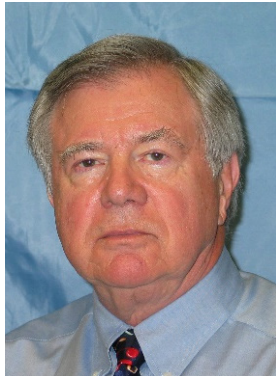
Honorable Jeffrey S. Sutton has served on the United States Court of Appeals for the Sixth Circuit since 2003. Before that, he was the State Solicitor of Ohio and a partner at Jones Day in Columbus. He has argued twelve cases in the United States Supreme Court and numerous cases in the state supreme courts and federal courts of appeal. Judge Sutton served as a law clerk to Justices Lewis F. Powell, Jr. (Ret.) and Antonin Scalia, as well as Judge Thomas Meskill of the United States Court of Appeals for the Second Circuit. Judge Sutton received his B.A. from Williams College and his J.D. from The Ohio State University College of Law.

Judge Sutton served as Chair of the Federal Judicial Conference Committee on Rules of Practice and Procedure from 2012 to 2016. He was appointed to that committee by Chief Justice Roberts. He has also served on the Advisory Committee on Appellate Rules. He was appointed to that committee by Chief Justice Rehnquist in 2005, and Chief Justice Roberts appointed him to be Chair of that committee in 2009. He currently serves as the Commissioner of the Supreme Court Fellows Program and is a member of the Committee on Federal-State Jurisdiction.

Since 1993, Judge Sutton has been an adjunct professor at The Ohio State University College of Law, where he teaches seminars on State Constitutional Law, the United States Supreme Court, and Appellate Advocacy. He also teaches a class on State Constitutional Law at Harvard Law School. Among other publications, he is the author of *51 Imperfect Solutions: States and the Making of American Constitutional Law*, and the co-author of a casebook, *State Constitutional Law: The Modern Experience*, as well as *The Law of Judicial Precedent*. He is also the co-editor of *The Essential Scalia: On the Constitution, the Courts, and the Rule of Law*.

In 2006, Judge Sutton was elected to the American Law Institute (ALI) and in 2017 he was elected to its Council.

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Honorable Stephen S. Trott was nominated to the Ninth Circuit Court of Appeals by President Reagan on August 7, 1987, and confirmed by the Senate on March 24, 1988. His chambers are in Boise, Idaho.

Judge Trott was the Associate Attorney General of the United States from September 1986 until April 1988. Judge Trott was the Assistant Attorney General of the Department's Criminal Division from July 1983, until he became the Associate Attorney General. From December 1981 to July 1983, Judge Trott served as United States Attorney for the Central District of California. From 1966 to 1981, Judge Trott was a prosecutor for the Office of the District Attorney of Los Angeles County, serving as Chief Deputy from 1975 to 1978. Judge Trott holds a law degree from Harvard Law School (1965) and Honorary Doctor of Laws degree from the University of Idaho and Santa Clara University.

Judge Trott was a member of "The Highwaymen," a folk music group best remembered for its gold 1960's record hit "Michael Row the Boat Ashore" and "Cottonfields."

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W. David Westergard is Senior Director of Licensing and Litigation at Micron Technology, Inc. In that capacity, Mr. Westergard has led or played a leading role in virtually every major IP litigation naming Micron as plaintiff or defendant since 1995. Since 2006, Mr. Westergard has been heavily involved in Micron's Merger and acquisition activity, and has played the leadship role in connection with IP licensing, technology transfer, joint development, and industry collaboration deals ranging in value from tens of millions to multiple billions of (U.S. dollars).

Prior to joining Micron in 1995, Mr. Westergard worked for the law firm Arnold, White & Durkee (now Winston & Strawn) in Houston where he was actively engaged in patent litigation on behalf of Fortune 100 companies. He is a past law clerk to Randall R. Rader, former chief judge of the Court of Appeals for the Federal Circuit, and graduated *cum laude* from the law school at Brigham Young University. Mr. Westergard has been an ardent enthusiast of Constitutionally-informed, patent policy for his entire career. He has spent the past twenty years actively participating at all levels of the patent reform debate, testifying before Congressional committees, and speaking as an invited speaker at thought-leadership symposia and other industry conferences. He remains active in industry coalitions, and continues amicus participation at the Federal Circuit and at the Supreme Court.

Mr. Westergard was appointed in September of 2006 by Commerce Secretary Carlos M. Gutierrez for a three-year term as a member of the Patent Public Advisory Committee. His expertise includes litigation in U.S. Federal courts and in courts across Europe, Japan, and China, public policy, contracts (both negotiation and litigation), licensing and acquisition, technology transfer, and merger & acquisition.