



## Hiroyuki Hagiwara

Partner, Litigation Department

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Hiro Hagiwara is a partner in the Litigation Department of Paul Hastings and based in the firm's Tokyo office. Mr. Hagiwara offers more than 20 years of experience in representing the world's leading technology, automobile and life sciences companies in cross-border disputes, litigations and transactions. Mr. Hagiwara concentrates on complex cross-border matters such as patent infringement actions, IP licensing disputes, Hatch Waxman litigations, and criminal, civil and administrative investigations matters. Early in his career, he worked in-house at the intellectual property department of a major multinational technology company. In private practice, he has litigated a number of IP cases involving complex technologies and legal issues in the U.S. federal courts and the ITC and has represented clients in investigations matters.

Leveraging the rare combination of US litigation training and experience in Japan, Mr. Hagiwara has represented the world's most admired corporations such as Aisin AW, British Telecom, DeNA, Denso, Ebara, Fujitsu, Hitachi, Honda, Linear Technology, Mitsubishi Tanabe Pharma, Motorola, Nippon Paint, Olympus, Ricoh, Sanyo, Senju Pharma and Spansion Japan.

Clients and other independent sources have singled him out as one of the very best in advising Japanese clients in navigating the complex cross-border dispute landscape. One source says Mr. Hagiwara "is admired for his robust approach and is deeply experienced in IP generally and U.S. patent litigation in particular" (Chambers Global 2013). IAM Patent 1000 says of him, "Commercially canny partner Hiroyuki Hagiwara has an exceptional ability to extract the maximum value from his clients' assets" (IAM Patent 1000: 2013 edition). Another source calls Mr. Hagiwara a "Local Disputes Star" (Benchmark Litigation Asia Pacific 2013).

### Recent Representations

- Core Optical Technologies, LLC v. Fujitsu Network Communications, Inc. (C.D.Cal.): Represents Fujitsu Network in a patent infringement action relating to optical polarization technology.
- Godo Kaisha IP Bridge1 v. Broadcom Limited et al (E.D. Tex.): Represents Godo Kaisha IP Bridge in a patent infringement lawsuit involving semiconductor fabrication, device, and design technologies.

### Tokyo

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### Practice Areas

Technology, Media, Entertainment,  
and Telecommunications  
Asia  
ITC Section 337 Investigations  
Patent Litigation  
Intellectual Property  
Technology  
Litigation  
Investigations and White Collar  
Defense  
Anti-corruption and FCPA  
Complex Litigation and Arbitration  
Antitrust and Competition  
Life Sciences and Healthcare

### Admissions

Japan  
New York Bar

### Education

Keio University, LL.B. 1993  
New York University School of Law,  
LL.M. 1999  
Tokyo University of Science (Tokyo  
Rika Daigaku), B.S. 1998

## Hiroyuki Hagiwara (Continued)

- Senju Pharmaceutical Co., Ltd. et al v. Apotex, Inc., Akorn, Inc., and Sandoz, Inc. (S.D. NY): Represents Senju in three related ANDA litigations involving its ISTALOL® eye care drops.
- Memory Integrity, LLC v. Fujitsu Limited, et al (D. Del): Represents Fujitsu in a patent infringement litigation involving multiprocessor systems.
- Labyrinth Optical Technologies LLC v. Fujitsu America, Inc., et al (C.D.Cal.): Defends Fujitsu companies in a patent infringement lawsuit involving optical data communication network technologies.
- Versata v. A Major Japanese automaker, et al (E.D. Tex.): Defends a major Japanese automaker in a patent infringement lawsuit involving Computer Aided Design software and product configuration software and secured dismissal of the case with prejudice.
- In the Matter of Certain Automotive GPS Navigation Systems, Components Thereof, and Products Containing Same (ITC): Represents a Japanese automotive components supplier in connection with complainant's claims.
- Gametek LLC v. Gameview Studios, LLC (S.D.Cal.): Represents Gameview Studios, the Internet game/SNS developer in the patent infringement litigation involving in-game currency features and secured a settlement for the client.
- Intellectual Ventures I LLC et al v. A Major Japanese Consumer Electronics Company (D.Del.): Represents a major Japanese consumer electronics company in the patent infringement litigation involving various features of digital cameras.
- Optimum Power Solutions v. Fujitsu America, Inc. (C. D.Cal.): Represents Fujitsu in the patent infringement litigation involving computer power management technologies and secured dismissal of the case with prejudice.
- Power Management Solutions LLC v. Fujitsu Semiconductor America (C.D.Cal.): Represents Fujitsu in the patent infringement litigation involving semiconductor chip power management technologies and secured dismissal of the case with prejudice.
- Smart Memory Solutions LLC v. Fujitsu Semiconductor Limited et al (D. Del.): Represents Fujitsu Semiconductor Limited in the patent infringement litigation involving flash memory technology and secured a settlement for the client.
- Fast VDO LLC v. Olympus America Inc. et al (D. Del) 11-cv-797-PD: Represents Olympus America Inc. in the patent infringement litigation involving video recording technology and secured dismissal of the case with prejudice.
- Wireless Recognition Technology LLC v. Ricoh Americas et al (E.D. Tex.): Represents Ricoh in the patent infringement litigation and secured a settlement for the client.
- Infinity Computer Products, Inc. v. Ricoh Americas et al (E.D. Penn.): Represents Ricoh in the patent infringement litigation and related patent reexaminations.
- In the matter of certain flash memory and products containing same, ITC337-TA-685: Successfully secures dismissal of the client from the ITC Section337 investigation brought by a major Korean electronics company against technology for manufacturing flash memory products.
- In re: Halftone Color Separations (C.D. Cal.): On behalf of Ricoh, successfully settles the litigation relating to printer color toning technology.
- Sanyo v. MediaTek (C.D. Cal.): Wins a motion for summary judgment of non-infringement of a counter-claim patent relating to optical disk drive controller chips and concluded the matter

## Hiroyuki Hagiwara (Continued)

with settlement.

- *Guardian v. Sanyo et al* (D. Del.): Successfully concludes the matter relating to LCD panel technology with settlement.
- *Arncorp. v. British Telecom* (D. Del.): *Sherman & Reilly v. British Telecom* (E. D. Tenn.): *British Telecom v. SBC Communications et al* (D. Del.): Successfully concludes the multi-district litigations relating to fiber optics technology in settlement.
- *Semitool v. Ebara* (D. Ore.): Wins counts of motion for summary judgment of non-infringement and successfully concludes the matter relating to semiconductor manufacturing with settlement.

In addition to these litigation representations, Mr. Hagiwara has represented many clients in contentious licensing and other business dispute negotiations.

- Represents an international electronics client in a patent assertion by a global technology company.
- Represents a leading internet business client in a patent transaction with a global technology company.
- Represents an international electronics client in a patent assertion by a U.S. technology company.
- Represents an international telecommunications client in a patent cross license transaction.
- Represents a leading materials client in a patent assertion by a global materials company.
- Represents a Japanese pharmaceutical client in acquisition of a Canada and U.S. based pharmaceutical company.
- Represents a Japanese pharmaceutical client in due diligencing acquisition target assets and companies.
- Represents a Japanese materials technology client in a royalty dispute and restructuring licenses with a global materials company.
- Represents a Japanese industrial machinery client in a royalty dispute and bankruptcy related restructuring of license relationship with a U.S. technology company.
- Advises a global technology client in a license dispute in German and U.S. bankruptcy courts.
- Represents a global technology client in a royalty dispute with another global technology company and concluding a settlement agreement.
- Represents a global technology client in a patent assertion based, cross license transaction with another global technology company, resulting in an overall royalty revenue valued over US\$100million.
- Represents a global technology client in a royalty-generating licensing program with a leading semiconductor equipment company.
- Represents a global technology client in a cross license transaction with a global telecommunications company.
- Represents a global technology client in a cross license transaction with a global semiconductor company.
- Represents a global technology client in a royalty-revenue generating, cross license transaction with Taiwan based semiconductor companies.

# Hiroyuki Hagiwara (Continued)

## Accolades and Recognitions

- World IP Review Leader, Technology Patents - The World IP Review (2016-2018)
- Japan, Intellectual Property: International (Band 1) - Chambers Global (2012-2018)
- Japan, Intellectual Property: International (Band 1) - Chambers Asia-Pacific (2012-2018)
- Japan, Intellectual Property: International(Band 1) andLeading Individuals -The Legal 500 Asia-Pacific (2016-2018)
- Intellectual Property Law - The Best Lawyers<sup>TM</sup> in Japan (2016-2018)
- Patent Star,Japan- IPStars, Managing Intellectual Property (2014-2018)
- One of the 35 leading names in Japan IP Litigation - Who's Who Legal(2017)
- The World's Leading Patent Professionals, Japan: Foreign- IAM Patent 1000 (2012-2017)
- The World's Leading Patent Litigators - IAM Patent Litigation 250 (2011)
- The World's Leading Patent and Technology Licensing Lawyers - IAM Licensing 250 (2010-2012)
- IP Experts - Asia IP (2013-2014)
- Local Disputes Star - Benchmark Litigation (Asia-Pacific) (2013)
- Japan, Patents - Who's Who Legal (2014-2015)

## Speaking Engagements and Publications

Mr. Hagiwara is often engaged to speak on international IP, litigation, and investigations matters. He is a frequent lecturer at such renowned institutions as Keio University Law School, Kyoto University,Osaka Institute of Technology, University of Washington Law School andWaseda University Law School.Select speaking engagementsinclude:

- Mission-Critical Cybersecurity: How Legal Teams Are Preparing for the New Era of Digital Defense, Co-Speaker, June 2017, Paul Hastings CLE Seminar Series
- How Trump Sec May Impact Japanese Companies in 2017, Co-Speaker, June 2017, Paul Hastings CLE Seminar Series
- Life Sciences Industry's Compliance Challenges-Recent Cases in US DOJ Investigations in the Sector, Speaker, May 2017, Paul Hastings CLE Seminar Series
- US DOJ Investigations of Japanese Companies in Auto Industry, Speaker, April 2017, Paul Hastings CLE Seminar Series
- US DOJ Investigations' Reach, Theories and Practical Impact on Business, Speaker, March 2017, LEXIS NEXIS CLE Seminar Series
- Best Approaches to Compliance/Enforcement Risks in Life Sciences, Healthcare and Technology Industries, Co-Speaker, November 2016, FRONTEO Conference

Select publications include:

- Co-author, "2017 Year-in-Review: Important U.S. Patent Law Developments", Intellectual Property Law Annual Report 2017-2018, Nippon Hyoron Sha Co., Ltd, December 25, 2017
- Co-author, "Growth Opportunities Come with Danger: As Japanese Life Sciences Companies' Outward Bound Investments Continue to Grow, so Do the Significant Compliance and Enforcement Risks", Journal of the Japanese Institute of International Business Law, Vol. 45, No. 2, February 2017

## Hiroyuki Hagiwara (Continued)

- Co-author, “2016 Year-in-Review: Important U.S. Patent Law Developments”, Bloomberg BNA Patent, Trademark & Copyright Journal, January, 2017
- Co-author, “2016 Year-in-Review: Important U.S. Patent Law Developments”, Intellectual Property Law Annual Report 2016-2017, Nippon Hyoron Sha Co., Ltd, December 25, 2016
- Co-author, “2015 Year-in-Review: Important U.S. Patent Law Developments,” Bloomberg BNA Patent, Trademark & Copyright Journal, January 29, 2016
- Quoted, “Could Courts Enable Cheaper Challenges To NPE Claims?” Law360, October 29, 2015
- Quoted, “Why Is The Fed. Circ. So Deeply Divided On Patent Cases?” Law360, October 13, 2015
- Quoted, “What Are Your IP Litigation Landmines” Law360, September 14, 2015
- Quoted, “Post Limelight, Could Patent Act Be More User-Friendly?” Law360, August 21, 2015
- Quoted, “Should Trademarks And License Plates Be Treated The Same?” Law360, July 17, 2015
- Co-author, “2014 Year-in-Review: Important U.S. Patent Law Developments—A Busy Tech Year,” Bloomberg BNA Patent, Trademark & Copyright Journal, January 30, 2015; also Bloomberg BNA Patent, Trademark & Copyright Daily, January 26, 2015
- “Attorney-Client Privilege” Intellectual Property Management,” Japan Intellectual Property Association, Vol. 64, No. 5 (No. 761), May 2014
- Co-author, “2013 Year-in-Review: Important U.S. Patent Law Developments,” Bloomberg BNA’s Patent, Trademark & Copyright Journal, January 31, 2014
- “Standard Essential Patents, FRAND Licensing,” co-author, Intellectual Property Law Annual Report 2013, December 2013, Nippon Hyoron Sha
- “The Latest Developments in the U.S. Patent Law,” co-author, Intellectual Property Law Annual Report 2013, December 2013, Nippon Hyoron Sha
- “International Commerce and Licenses: Taking Care not to Give it all Away,” Intellectual Asset Management Magazine, Life Sciences 250
- “2012 Year-in-Review: Important U.S. Patent Law Developments,” Bloomberg BNA’s Patent, Trademark & Copyright Journal, January 4, 2013
- “Joint and Divided Infringement: Navigating the Changing Landscape For Multiple Actors and Distributed Systems Under U.S. Patent Law,” Intellectual Property Management, Japan Intellectual Property Association, Vol. 62, No. 3 (No. 735), March 2012
- “2011 Year-In-Review—Important U.S. Patent Law Developments,” IP Bloomberg Law Report, January 2012

### Professional and Community Involvement

- Attorney at Law admitted to practice in the State of New York
- Gaikokuho Jimu Bengoshi (Licensed Foreign Law Specialist) and Member of the Daini Tokyo Bar Association
- Tokyo IP American Inn of Court, former Program Committee Co-Chair
- Licensing Executives Society Japan, International & Education Committees

## Hiroyuki Hagiwara (Continued)

- A.I.P.P.I. Japan
- New York Intellectual Property Law Association
- Japan Intellectual Property Association
- Japan Patent Attorneys Association (1993-2000)

### Education

- New York University School of Law, LL.M., 1999; Heiwa Nakajima Scholar
- Tokyo University of Science (Tokyo Rika Daigaku), B.S. in Electrical Engineering, 1998
- Keio University, LL.B., 1993; Dartmouth-Keio Exchange Scholar, 1990-1991

## News

### June 18, 2018

Paul Hastings Recognized in 2018 Managing Intellectual Property IP Stars

### June 15, 2018

Paul Hastings Recognized in 2018 IAM Patent 1000 For Superb Track Record in Patent Litigation

### August 08, 2017

Paul Hastings Recognized For Pristine Patent Litigation Track Record in 2017 IAM Patent 1000

### July 06, 2016

Paul Hastings' IP Growth Continues with Leading Tech and Life Sciences Partner Additions in Japan and U.S.

## Insights

### December 09, 2016

Growth Opportunities Come With Danger: As Japanese Life Sciences Companies' Outward Bound Investments Continue to Grow, So Do the Significant Compliance

## Rankings & Awards

### December 08, 2017

Chambers Asia 2018

# Hiroyuki Hagiwara (Continued)

**November 29, 2017**

2018 Legal 500 Asia

**June 06, 2017**

Paul Hastings IP Practice Honored in IAM Patent 1000