



DARIUS C. GAMBINO

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Darius Gambino has over 20 years of experience helping clients protect their intellectual property under the patent, trademark and copyright laws in the United States and abroad. Clients in industries ranging from technology and manufacturing to consumer goods and professional services rely on Darius to represent them in high stakes patent and trademark litigation. In addition to litigation, Darius also assists clients with managing global patent and trademark portfolios, while at the same time counseling on enforcement strategies. He also represents clients in connection with intellectual property licensing, trade secret and copyright disputes, and corporate diligence investigations.

Products and processes involving electrical and mechanical engineering are a major focus of Darius' patent practice. He has worked in various fields including telecommunications, conditional access technologies, piezoelectric filters and sensors, semiconductor manufacturing, electrical circuits, computer memories, computer hardware and software, medical devices and consumer goods. Before earning his law degree, Darius was a patent examiner for the U.S. Patent and Trademark Office.

Darius has been recognized as "a very impressive trial lawyer" by World Trademark Review, which has repeatedly listed him as a top trademark litigator. Darius has also been repeatedly recognized by The Legal 500 for his work in the field of intellectual property licensing.

Darius is the creator and host of the Firm's "[Lawyers With Game](#)" video podcast series on YouTube, where he and others from the firm's Video Gaming and Esports Group discuss current legal issues in the gaming and esports industries.

Darius is a frequent speaker, and has written extensively, on the topics of design patents and trade dress. Darius is the author of "Trade Dress: Evolution, Strategy and Practice" (2015) from LexisNexis.

In addition to his state bar admissions, Darius is admitted to appear before the U.S. Supreme Court and the Courts of Appeal for the Federal and Ninth Circuits.

SERVICES

Litigation
Intellectual Property Litigation
Intellectual Property
Patents
Copyrights
Appellate
Trademarks
Trade Secrets

INDUSTRIES

Telecommunications
Technology and
Manufacturing
Sports and Entertainment
Video Gaming and Esports
Beverage
Craft Brewery, Craft Distillery
and Winery Services
Manufacturing, Distribution
and Retail

EXPERIENCE

Patent Litigation

- Representation of a software developer in U.S. District Court for the District of Delaware in a patent action relating to remote login software.
- Representation of a video game developer in U.S. District Court for the District of Delaware in a patent action relating to lip sync software.
- Representation of a consumer goods manufacturer in U.S. District Court for the District of Connecticut in a patent action relating to kitchen goods.
- Representation of a global telecommunications provider in U.S. District Court for the Southern District of Florida in a patent action relating to in-flight entertainment.
- Representation of a global sensor manufacturer in the U.S. District Court for the District of New Jersey in a patent infringement action relating to motion and position sensors used in tablets and smartphones.
- Representation of a global medical device manufacturer in the U.S. District Court for the Southern District of Ohio in an action relating to hand-held surgical equipment.
- Representation of new construction home builders in a patent infringement action dealing with methods of locating real estate, in the U.S. District Court for the Central District of California.
- Representation of a computer network storage system manufacturer in a patent infringement action dealing with systems and methods for providing virtual local storage, in the U.S. District Court for the Western District of Texas.

Trade Dress Litigation

- Representation of a pest control equipment manufacturer in the U.S. District Court for the Middle District of Florida in a trade dress action.
- Representation of an alcoholic beverage manufacturer in the U.S. District Court for the Northern District of Illinois in a trade dress action relating to flavored malt beverages.
- Representation of a washroom equipment manufacturer in the U.S. District Court for the Central District of California in a trade dress action relating to washroom products.
- Representation of an alcoholic beverage manufacturer in the U.S. District Court for the Northern District of Illinois in a trade dress action relating to flavored distilled spirits.

Trademark Litigation

- Representation of an alcoholic beverage manufacturer in the U.S. District Court for the Northern District of Indiana in a trademark action.
- Representation of a global industrial and consumer products manufacturer in the U.S. District Court for the Northern District of Indiana in a trademark action.
- Representation of an executive staffing company in the U.S. District Court for the Eastern District of Pennsylvania in a trademark action.
- Representation of a fleet leasing services provider in the U.S. District Court for the Middle District of Florida in a trademark action.
- Representation of a commercial bank in the U.S. District Court for the Eastern District of Pennsylvania in a trademark action.
- Representation of a consumer products manufacturer in the U.S. District Courts for the Northern District of California and District of New Jersey in a trademark action.

Copyright and Trade Secret Litigation

- Representation of a publisher in the U.S. District Court for the Eastern District of Pennsylvania in a copyright action relating to photographs.
- Representation of a media company in AAA Arbitration in a copyright action relating to accounting software.
- Representation of a global sensor manufacturer in the U.S. District Court for the Eastern District of New York in a trade secret action relating to sensor.

HONORS

?Commended in the World Trademark Review 1000: The World's Leading Trademark Professionals, 2013 to 2019, 2021

Recognized in The Legal 500 United States for Patents (Licensing), 2017 to 2019

MEMBERSHIPS AND AFFILIATIONS

American Intellectual Property Law Association

International Trademark Association (INTA)

American Bar Association (ABA)

Philadelphia Volunteer Lawyers For The Arts

EDUCATION

J.D., The Catholic University of America, Columbus School of Law, 1998

B.S., in Electrical Engineering, Villanova University, 1993

BAR ADMISSION

District of Columbia

Pennsylvania

U.S. Patent & Trademark Office