**Practice Areas**

Intellectual Property

Copyright

IP Litigation

Patent

Trademarks

**Bar Memberships**

Ohio

# Paul J. Linden

## Partner

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Paul is an accomplished litigator and registered patent attorney who concentrates his practice on IP litigation. He has extensive experience representing clients in federal court litigation involving patents, trademarks, copyrights, and trade secrets, as well as in adversarial and post-grant proceedings at the U.S. Patent and Trademark Office (USPTO) involving patents and trademarks. He also has experience with actions at the U.S. International Trade Commission and preparing appeals to the U.S. Court of Appeals for the Federal Circuit.

In addition to his substantial litigation experience, Paul prepares legal analyses and opinions and provides consultation on a broad range of intellectual property issues such as freedom to operate and patent validity. He has also assisted litigants as local counsel in intellectual property cases pending before the Southern District of Ohio.

Outside of his practice, Paul serves as Co-Chair of the Cincinnati Bar Association's Intellectual Property Litigation Committee where he helps lead quarterly meetings and provides annual updates regarding recent developments in intellectual property law. He also serves as an adjunct faculty member at the University of Cincinnati College of Law where he teaches a course on what it is like to be a new associate practicing intellectual property law. And, in 2025, Paul became Chair of the All-Ohio Annual Institute on Intellectual Property, a long-running annual conference attended by hundreds of IP practitioners across the state of Ohio and beyond.

## Other Info About Paul

## Experience

*Standard Textile Co., Inc. v. Medline Industries, Inc.*, Trademark Trial and Appeal Board, Cancellation No. 92065556. Successfully cancelled competitor's trade dress registration for "Striped Baby Blanket," causing competitor to file voluntary surrender of registration after amassing voluminous evidence showing competitor neither created the design at issue nor ever practiced it exclusively.

*Gaymar Industries, Inc. v. Cincinnati Sub-Zero Products, Inc.,* W.D. New York, Case No. 1:08-cv-299. Successfully defended against preliminary injunction motion and prosecuted inter partes reexamination resulting in cancellation of all 134 claims of plaintiff's patent-in-suit on behalf of accused infringer medical device manufacturer.

*Red Carpet Studios v. Midwest Trading Group, Inc. et al.*, S.D. Ohio, Case Nos. 1:12-cv-501; 1:15-cv-524. Prevailed at summary judgment regarding design patent infringement claim and all pleaded defenses on behalf of owner of design patent for "Kinetic Sculpture".

*Ashland Licensing & Intellectual Property, et al. v. Sunpoint International Group USA Corp.*, TTAB, Cancellation No. 92057294. Successfully cancelled two of competitor's registrations for automotive lubricants after full trial period and oral hearing before the Trademark Trial and Appeal Board.

*Ashland Inc. v. Specialty Lube, Inc.*, S.D. Illinois, Case No. 3:13-cv-0095. Represented owner of trademark for automotive lubricants in infringement and counterfeiting case successfully achieving consent judgment against accused infringer.

*AXS Group, LLC v. LISNR, Inc.*, C.D. California, Case No. 2:17-cv-8413. Prevailed on motion to dismiss at the pleading stage on behalf of accused infringer ultrasonic data-over-sound developer.

*Standard Textile Co., Inc. v. J&R United Industries, Inc.*, S.D. Florida, Case No. 0:17-cv-61815. Represented patent owner textile manufacturer in patent infringement case against competitor

successfully rebutting each indefiniteness challenge at claim construction and achieving favorable settlement.

*Way.com v. OneStopParking.com, LLC*, N.D. California, Case No. 3:18-cv-4819. Successfully defended against preliminary injunction motion and achieved favorable settlement for defendant online parking reservation company in federal trade secret case.

*In re Muthanandam*, Pat. Appl. No. 13/671,342, U.S. Pat. No. 10,612,174. Represented textile manufacturer in appeal to the Patent Trial and Appeal Board and post-appeal prosecution, successfully achieving significant issued patent.

*Helmer v. Beasley, Allen, Crow, Methvin, Portis & Miles, P.C.*, S.D. Ohio, Case No. 1:20-cv-105. Achieved favorable settlement on behalf of the author of the seminal legal treatise on False Claims Act law in a copyright infringement suit brought against a law firm accused of infringing the author's copyrighted treatise.

*Tommy's Destiny, Inc. et al. v. Fury Asian Foods, Inc.*, E.D. Kentucky, Case No. 2:22-cv-00087. Successfully enforced client's trademark rights against newcomer restaurant attempting to enter the market under a confusingly similar name.

*ESCO Group, Inc. v. Deere & Company*, D. Delaware, Case No. 1:20-cv-679. Obtained summary judgment of non-infringement of one asserted patent and achieved favorable settlement prior to trial for a second asserted patent for Fortune 500 manufacturer of agricultural and construction equipment.

## Education

Northern Kentucky University Salmon P. Chase College of Law, J.D., 2008, *cum laude*

John Jay College, M.A., Forensic Psychology, 2004

Xavier University, B.S., Applied Physics, 1995

## Courts

Supreme Court of the United States

United States Patent & Trademark Office (USPTO)

U.S. Court of Appeals, Federal Circuit

U.S. Court of Appeals, Sixth Circuit

U.S. District Court, Southern District of Ohio

U.S. District Court, Northern District of Ohio

U.S. District Court, Eastern District of Texas

U.S. District Court, Eastern District of Michigan

## Recognition

*Cincy Magazine: Cincinnati's Top Lawyers* – Intellectual Property and Patent Law, 2026

*Cincy Magazine: Cincy Leading Lawyer* – Intellectual Property Litigation, 2021-2024

Ohio Business Magazine, Ohio Leading Lawyer Award, 2024

*The Best Lawyers in America®*, Litigation – Intellectual Property & Patent, 2022-2023

Selected to Ohio Super Lawyers, 2023-2026 and Ohio Rising Stars, 2015-2018

*Cincinnati Bar Association*, Ingenuity Award, 2015

## Professional Affiliations

Cincinnati Bar Association, IP Litigation Committee, Vice Chair

Cincinnati Intellectual Property Law Association

Federal Circuit Bar Association

Northern Kentucky Law Review

## Presentations

*Legal Basics of Intellectual Property: Principles, Procurement, and Enforcement*, Cincinnati Bar Association CLE/NLT, September 2026

*There You Go Again: As It Has Done With Other Legal Doctrines, The Federal Circuit Has Taken An Approach To Prosecution History Disclaimer That Is Far More Rigid Than What The Supreme Court Ever Intended,* Cincy IP Meeting, November 2025

*Ninth Annual Supreme Court Roundup*, Cincinnati Bar Association IP Litigation Committee, September 2023

*Eighth Annual Supreme Court Roundup*, Cincinnati Bar Association IP Litigation Committee, August 2021

*Seventh Annual Supreme Court Roundup*, Cincinnati Bar Association IP Litigation Committee, September 2020

*Sixth Annual Supreme Court Roundup*, Cincinnati Bar Association IP Litigation Committee, September 2019

*Fifth Annual Supreme Court Roundup (and a Couple Federal Circuit Cases)*, Cincinnati Bar Association IP Litigation Committee, June 2018

*Fourth Annual Supreme Court Roundup*, Cincinnati Bar Association IP Litigation Committee, August 2017

*Third Annual Supreme Court Roundup and Other Interesting Cases*, Cincinnati Bar Association IP Litigation Committee, August 2016

*Second Annual Supreme Court Roundup: 5 Cases in One Term*, Cincinnati Bar Association IP Litigation Committee, August 2015

*Supreme Court Roundup: 10 Cases in One Term*, Cincinnati Bar Association IP Litigation Committee, July 2014

*E-Discovery: Protect Your Client and Yourself*, Cincinnati Bar Association IP Litigation Committee, April 2010

**Major Publications**

Author: "Cancer Research v. Barr Laboratories: The Federal Circuit Unreasonably Delays a Clear Directive on the Doctrine of Prosecution Laches," *Ohio State Bar Association IP Section Online*

*Newsletter,* Spring 2011

Author: "State v. Troisi: Registration Required in Trademark Counterfeiting Prosecution," *Ohio State Bar Association IP Section Online Newsletter,* Summer 2010

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