

Daniel F. Smith

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Daniel F. Smith is an international trade and intellectual property attorney focusing his practice on Section 337 intellectual property investigations before the U.S. International Trade Commission and intellectual property litigation in U.S. district courts and appeals before the Federal Circuit. He counsels clients on patent infringement, invalidity and other intellectual property issues involving patents, trademarks and trade dress and copyrights.

Dan represents clients on issues specific to the International Trade Commission, as well as on patent-related issues in Section 337 investigations and U.S. district court litigation. His litigation experience covers a broad range of technologies, including consumer electronics and accessories, mobile electronic devices and chipsets, semiconductors, various mechanical devices and other consumer products. He has successfully obtained broad relief for complainants and successfully defended respondents in complex, multi-party investigations. Dan's experience encompasses all phases of litigation, including discovery, motions practice, deposing and defending key corporate, fact, and expert witnesses, trial activity and pre- and post-trial activity. He also assists clients with pre-filing due diligence and post-investigation enforcement efforts.

Prior to joining the firm, Dan was a partner at an international trade boutique where he focused on Section 337 Investigations before the U.S. International Trade Commission and U.S. district court litigation. Prior to law school, Dan worked as an electrical engineer for a global engineering-construction organization providing design, manufacturing, and procurement management for the fabrication, testing, delivery, installation and field support of electronic components used in U.S. Navy submarines and aircraft carriers.

Dan is a contributing author to the second and third editions of the American Bar Association book entitled "A Lawyer's Guide to Section 337 Investigations Before the U.S. International Trade Commission."

While in law school, Dan studied international business and trade at the Jagiellonian University in Poland and competed in the Willem C. Vis International Commercial Arbitration Moot held in Vienna, Austria. He also researched case law and wrote legal memoranda on various federal statutes and provided other trial support as an intern with the U.S. Attorney's Office in Washington, D.C.

Capabilities

- International Trade Commission Section 337 Litigation
- Intellectual Property Litigation
- Intellectual Property

Education

- Catholic University of America, Columbus School of Law (J.D., *magna cum laude*)
- Grove City College (B.S., *cum laude*)
 - Electrical Engineering

Bar Admissions

- District of Columbia
- Pennsylvania

Court Admissions

- U.S. Court of Appeals, Federal Circuit
- U.S. Court of Federal Claims

Memberships

- Institute of Electrical and Electronics Engineers, Intellectual Property Committee
- ITC Trial Lawyers Association
- Pennsylvania Bar Association

Recognition

- *Managing Intellectual Property*, IP Stars – Patent Star and Trademark Star, 2022, Patent Star, 2024-2025
- The Legal 500, Recommended Attorney, Intellectual Property: Patents: Litigation (International Trade Commission) 2019, 2022
- Patexia, Top 10 – Most Active ITC Section 337 Attorney, 2022
- Ranked in *Chambers Global: World's Leading Lawyers*, International Trade: Intellectual Property (Section 337), Nationwide, 2025-2026
- Ranked in *Chambers USA: America's Leading Lawyers for Business*, International Trade: Intellectual Property (Section 337), USA – Nationwide, 2024-2026

Matters

Represent **Alarm.com** as respondent in a patent-based Section 337 action regarding smart thermostats, load control switches, and components thereof (ITC Inv. No. 337-TA-1277). The ALJ's initial determination issued on November 16, 2022 with a finding of No Violation, a significant victory for our client.

Represented **Qualcomm Incorporated and Qualcomm Technologies, Inc.** as respondent in a patent-based Section 337 action regarding integrated circuits (ITC Inv. No. 337-TA-1295.) The case settled without Qualcomm being forced to produce any significant documentation.

Represent multiple clients name as respondents in a patent-based, as well as trademark and trade-based Section 337 actions regarding pillow and seat cushions. (ITC INV. No. 337-TA-1328).

Successfully represented respondent in a trade secret-based Section 337 investigation

involving optical enclosures (ITC INV. 337-TA-1274). Presented arguments resulting in termination of the Investigation and a parallel district court litigation based on Complainant's withdrawal of its complaints.

Publications

January 8, 2025

Polsinelli Life Sciences Spotlight - Volume 1 - Looking Back, Moving Forward: A Year in Life Sciences