



John Kenneth Felter

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Practice

John Kenneth Felter has been a trial attorney for over forty-five years and has tried numerous cases to conclusion in federal and state courts throughout the United States. He is a Fellow of the American College of Trial Lawyers. Ken has also argued before many federal and state appellate courts. He is now of counsel in Ropes & Gray's LLP's intellectual property litigation practice group and litigation department and focuses his practice in the areas of intellectual property and complex commercial litigation.

Ken leads tutorials in the Economics Department at Harvard University on *Applying Economic Theory in the Practice of Law* and is a member of the Teaching Faculty of the Harvard Law School Trial Advocacy Workshop. He also teaches inter-disciplinary seminars at Boston College on *Thinking About Law and Economics (and Psychology)*.

Ken was selected as a Fellow (2016) and Senior Fellow (2017) at the Advanced Leadership Initiative (ALI) at Harvard University. He was also named as a 2016-2017 Fellow by the Massachusetts Access to Justice Commission and now serves on its Revenue Enhancement Committee.

Ken was elected and served 2017-2018 as President and Chairman of the Board of Directors of Greater Boston Legal Services.

Honors & Awards

- Fellow, American College of Trial Lawyers
- Fellow (2016) and Senior Fellow (2017), Harvard University Advanced Leadership Initiative
- Fellow (2016-2017), Massachusetts Access to Justice Commission
- Martindale-Hubbell, AV Pre-eminent Rating (peer-rated at highest level of professional excellence)
- *The Best Lawyers in America* (Bet-the-Company Litigation, Commercial Litigation, Litigation-Patent)
- *US News Best Lawyers* (Bet-the-Company-Litigation, Commercial Litigation, Patent)

Education

- JD, *cum laude*, 1975, Harvard Law School, Winner, Ames Moot Court Competition Finalist, Williston Contract Competition
- MA (Economics), 1972, Boston College Graduate School of Arts and Sciences
- BA (Economics and English), *magna cum laude*, 1972, Boston College, Scholar of the College, Phi Beta Kappa, Cross and Crown Society

Bar Admissions

- Massachusetts
- District of Columbia
- New York

Courts

- Supreme Court of the United States
- U.S. Court of Appeals for the First Circuit
- U.S. Court of Appeals for the Second Circuit
- U.S. Court of Appeals for the Seventh Circuit
- U.S. Court of Appeals for the Eighth Circuit
- U.S. Court of Appeals for the Ninth Circuit

John Kenneth Felter

and Intellectual Property Litigation)

- *Super Lawyers, Corporate Counsel Edition* (Intellectual Property Litigation)
- *Benchmark Litigation: The Definitive Guide to America's Leading Litigation Firms & Attorneys* (Local Litigation Star) (General Commercial, Intellectual Property)
- *Chambers USA: America's Leading Lawyers for Business* (Litigation)
- *Super Lawyers, New England Edition* (Intellectual Property Litigation)
- *New England's Best Lawyers* (Bet-the-Company Litigation, Commercial Litigation, Intellectual Property Law-Patent Litigation)
- *Massachusetts Super Lawyers*
- *Boston's Best Lawyers*
- American Bar Association Section on Litigation Outstanding Subcommittee (Trial Evidence) Chair (2013-2014)
- President's Award, Greater Boston Legal Services (2018)
- The Lawyers' Committee for Civil Rights and Economic Justice *Pro Bono* Recognition Award (2013)
- Ropes & Gray Award for Outstanding Partner *Pro Bono* Service (2013)
- New York Empire State Counsel (legal services to the poor) (2012)
- Harvard University, Office of Undergraduate Education, Certificate of Distinction in Teaching (ten times)
- *Beta Gamma Sigma*, International Business Honor Society (Boston College) (honorary) (2017)
- *Marquis Who's Who*, Albert Nelson Marquis Lifetime Achievement Award

Memberships & Affiliations

- American College of Trial Lawyers, Fellow
- Special Assistant Attorney General for Massachusetts (1982-1984)
- Special Town/City Counsel (Boston (1990-1992), Edgartown (1985-1987), Plymouth (1984-1986), Salisbury (1983-1985))
- American Bar Association (Litigation Section, Faculty, Trial Evidence Committee (Co-Chair (2014-2015) and Newsletter Author and Editor))
- American Intellectual Property Law Association
- Intellectual Property Owners Association (Litigation Committee)
- Federal Circuit Bar Association, Faculty, Expert Witness Examination Program
- Boston Bar Association (Advisory Board of the Law Firm Resources Project)

- U.S. Court of Appeals for the Federal Circuit
- U.S. District Court for the District of Massachusetts
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Northern District of New York
- U.S. District Court for the Eastern District of Texas
- U.S. Tax Court

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- Boston Intellectual Property American Inn of Court, Master of the Bench
- Boston Patent Law Association
- Massachusetts Bar Foundation, Fellow and IOLTA Grant Review Committee
- New York Bar Association
- New York Intellectual Property Law Association (Patent Litigation Committee)
- Harvard Law School, Faculty and Trial Advisor, Trial Advocacy Workshop, Judge, First Year and Qualifying Rounds Ames Moot Court Competition, Judge, Trial Advocacy Competition (The Crimson Cup), Judge, Problem Solving Workshop
- Boston College Law School, Judge, Negotiation Competition, Judge, Client Counseling Competition, Judge, Moot Court Competition
- National Appellate Advocacy Competition (American Bar Association Law Student Division), Regional Final Judge
- National Trial Competition (American College of Trial Lawyers and Texas Young Lawyers Association), New England Regional Semifinal Rounds, Judge
- National Moot Court Competition (American College of Trial Lawyers and New York City Bar Association), Region 1 Judge
- National High School Mock Trial Competition, Evaluator, New England Championship
- Massachusetts Continuing Legal Education, Inc., Faculty and Author
- ALI-ABA Committee on Continuing Education, Faculty
- Fordham University School of Law Annual Conference International Intellectual Property Law & Policy, Panelist
- Greater Boston Legal Services, Inc., President and Chairman (2017-2018), Vice President (2013-2016), Board of Directors, Executive, Board Giving and Executive Director Search Committees
- Massachusetts Access to Justice Commission, Revenue Enhancement Committee
- Harvard Law School, Reunion Gift Committee (Member (2005) and Vice Chair (2010)), Class Agent (2011-2014)
- USS Constitution Museum, Overseer
- Rockhurst High School (Kansas City, MO), President's Advisory Committee

Publications

- *Business and Commercial Litigation in Federal Courts (Federal Claims Based on Land Use Regulation)*, American Bar Association Section of Litigation (Third Edition 2012, Fourth Edition 2016 and Fifth Edition 2021 and annual Supplements)

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- *Massachusetts Courtroom Advocacy (Preparing for Civil Trial in Massachusetts)*, MCLE, Inc. (First Edition 2005, Second Edition 2009, Third Edition 2017, Fourth Edition 2021 and Fifth Edition 2023 and Supplements)
- Drafting Committee, *Model Jury Instructions—Patent Litigation*, American Bar Association Section of Litigation (Second Edition 2023)
- Co-author, *The Admissibility of Sampling Evidence to Prove Individual Damages in Class Actions*, 59 Boston College Law Review 655 (2018)
- Co-author, *Practice Guide to Section 285 “Exceptional Case” Findings*, ABA *Intellectual Property Litigation* (Vol. 27, No. 2 (Winter 2016)) Newsletter
- Co-author, *Updated 50 State Survey of Daubert/Frye Applicability: 2014-2015*, American Bar Association Section of Litigation Trial Evidence Committee
- Co-author, *The Nuances of Calculating a Reasonable Royalty*, American Bar Association Section of Litigation Trial Evidence Committee, *Trial Evidence* (Vol. 21, No. 1 (Spring 2013))
- Co-author, *Settlement Evidence and Patent Damages*, American Bar Association Section of Litigation Trial Evidence Committee Newsletter (January 15, 2013)
- Co-author, *Fundamentals of Civil Deposition Practice (Subsequent Use of Depositions)*, MCLE, Inc. (1986)
- Featured Speaker, Boston Bar Association Program on “Alternative Fee Arrangements and Effective Use of Outside Counsel” (2011)
- Quoted, “Document Retention Policy Is No Excuse for Discovery Noncompliance,” *ABA Litigation News* (Vol. 41, No. 1, Fall 2015)
- Quoted, “Severe Attorney Sanction Imposed for Asking Wrong Question,” *ABA Litigation News* (Vol. 40, No. 4, (Summer 2015))
- Quoted, “Mandamus Ruling Vacates New Trial Order,” *ABA Litigation News* (Vol. 40, No. 3 (Spring 2015))
- Quoted, “Lawyers-Not Judges May Select Their Own Juries,” *ABA Litigation News* (March 26, 2015)
- Quoted, “Warning For Lawyers Who Give Business & Legal Advice,” *ABA Litigation News* (Vol. 39, No. 4, Summer 2014)