

Partner, Palo Alto

Intellectual Property Litigation



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## Education

J.D., Ohio Northern University  
Pettit College of Law, 1976

B.S.E.E., Clarkson University, Electrical  
and Computer Engineering, 1972

## Bar Admissions

California

Texas

U.S. Patent and Trademark Office

## Associations

Member, Fellows of the American Bar  
Association

Member, Board of Directors of the Law  
Foundation of Silicon Valley

James J. Elacqua has more than three decades of experience representing technology and life sciences companies in technically complex patent litigation cases, including jury and bench trials before the federal district courts, state courts, the U.S. Court of Appeals for the Federal Circuit and the International Trade Commission.

Mr. Elacqua's litigation successes on behalf of numerous technology companies helped earn the firm a 2015 "Technology Practice Group of the Year" from *Law360*.

Mr. Elacqua has represented technology clients such as Google Inc., BlackBerry Ltd., Intel Corporation and Microsoft Corporation in cases involving a broad range of legal issues and technologies. He also has represented life sciences companies such as Medtronic, Inc.; Biogen IDEC, Inc.; Illumina, Inc.; American Medical Systems; and Molecular Biosystems, Inc. Notably, Mr. Elacqua obtained a \$57 million-plus jury verdict on behalf of medical device maker Medtronic Inc. — one of the year's largest plaintiff verdicts in California — and also achieved a complete defense verdict for Medtronic in June 2012 in a patent infringement case relating to stent medical devices.

Mr. Elacqua has been involved in numerous matters in worldwide litigations in countries including the United Kingdom, Germany and Taiwan involving semiconductor circuit and process technology.

For many years, Mr. Elacqua has been widely recognized as a national leader in the field of intellectual property law. He is a member of the fellows of the American Bar Association, an honorary organization for attorneys who have demonstrated outstanding dedication to their communities and to the highest principles of the legal profession.

Mr. Elacqua consistently has been named a leading lawyer in *Chambers USA*, *Benchmark Litigation*, *The Best Lawyers in America* and *Who's Who Legal*. He was named among the *San Francisco Business Times*' "Best Lawyers in the Bay Area" and has been recognized as one of California's "Top IP Litigators" by the *Daily Journal* and as an "IP Star" by *Managing Intellectual Property* magazine.

## Selected Publications

"Supreme Court Mandates a Clear Error Standard of Review for Factual Findings Underlying Claim Construction," *Skadden, Arps, Slate, Meagher & Flom LLP*, January 20, 2015

"US Supreme Court Reiterates Two-Part Test for Patentability of Computer-Based Methods," *Skadden, Arps, Slate, Meagher & Flom LLP*, June 19, 2014

"Supreme Court Relaxes Standard for Patent Indefiniteness," *Skadden, Arps, Slate Meagher & Flom LLP*, June 3, 2014

"Supreme Court Tightens Requirement for Proving Induced Infringement of Method Patents," *Skadden, Arps, Slate, Meagher & Flom LLP*, June 3, 2014

"Supreme Court Tightens Requirement for Proving Induced Infringement of Method Patents," *Skadden, Arps, Slate, Meagher & Flom LLP*, June 2, 2014

"Supreme Court Relaxes Standards for Attorneys' Fees in Highly Anticipated Decisions," *Skadden, Arps, Slate, Meagher & Flom LLP*, April 30, 2014