

ERIC G. SOLLER
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ERIC G. SOLLER is a Partner with Pietragallo Gordon Alfano Bosick & Raspanti, LLP. He serves as the Chair of the firms' Commercial Litigation Practice Group and Intellectual Property Litigation Practice Group. Mr. Soller concentrates his practice in the areas of commercial litigation, intellectual property litigation and complex business litigation.

Mr. Soller is a member of the Academy of Trial Lawyers of Western Pennsylvania, which is by invitation only. LexisNexis® Martindale-Hubbell® recognizes Mr. Soller as an AV® Preeminent™ rated attorney in Intellectual Property, Litigation and Commercial Law, the highest such rating available to any individual lawyer in both legal ability and ethical standards. Mr. Soller has also been selected as a Pennsylvania Super Lawyer from 2012 through 2019 in the area of Intellectual Property Litigation.

Mr. Soller has been appointed as an Electronic Discovery Special Master for the United States District Court for the Western District of Pennsylvania. In 2017, Mr. Soller was elected to serve a three-year term on the Allegheny County Bar Association Judiciary Committee. The Judiciary Committee is charged with considering the qualifications of all candidates for judicial office who as judges will preside in the Courts of Allegheny County and rating such candidates.

In 2016, Mr. Soller was appointed as a Senior Hearing Committee Member of the Disciplinary Board of the Supreme Court of Pennsylvania, for District 4. Mr. Soller previously served as a Hearing Committee Member of the Disciplinary Board of the Supreme Court of Pennsylvania, for District 4 from 2007 to 2013.

While at University of Pittsburgh School of Law, Mr. Soller was the Special Projects Editor of its Law Review. Mr. Soller served as an Assistant District Attorney in Allegheny County, Pennsylvania. In that position, he tried dozens of felony and misdemeanor cases to verdict before both juries and judges. He has successfully litigated numerous cases in the Court of Common Pleas of Allegheny County and Washington County, the U.S. District Court for the Western District of Pennsylvania, the U.S. District Court for the Northern District of Illinois, the U.S. Bankruptcy Court for the Western and Middle Districts of Pennsylvania and the U.S. Court of Federal Claims. He has also represented clients before the United States Supreme Court, the United States Courts of Appeals for the Third, Seventh and Federal Circuits, as well as the Pennsylvania Supreme, Superior and Commonwealth Courts.

Mr. Soller has represented clients in a myriad of intellectual property litigation matters. He is currently representing clients in patent infringement cases in the Western District of Pennsylvania and the Northern

District of Georgia. He has tried patent infringement cases to verdict, conducted claim construction (*Markman*) hearings and represented clients before the U.S. Court of Appeals for the Federal Circuit. He is also currently representing clients in trademark infringement cases, trade secrets cases and unfair competition cases.

Mr. Soller successfully argued on behalf of Appellants in the Pennsylvania Supreme Court case of *Schwartz v. Rocky*, 593 Pa. 536; 932 A.2d 885; 2007 Pa. LEXIS 2177, which defined the standard for an award of treble damages under the Pennsylvania Unfair Trade Practices and Consumer Protection Law, as well as establishing the standard in Pennsylvania for the election of damages versus equitable remedies.

He is a member of the American, Federal Circuit, Pennsylvania, Ohio, New York and Allegheny County Bar Associations. In addition, he is a founding member of the Western District of Pennsylvania Intellectual Property Inn of Court and is also a member of the American Intellectual Property Law Association and the Pittsburgh Intellectual Property Law Association. Mr. Soller has presented at various Pennsylvania Bar Institute Continuing Legal Education programs on topics including e-Discovery, cross-examination techniques and Officer and Director Liability.

Mr. Soller is a Fellow of the Allegheny County Bar Foundation. For nine years, he served as a trustee on the St. Anthony School Programs Charitable Foundation Board and served as the Chairperson for many years. St. Anthony Charitable Foundation raises funds to support St. Anthony School Programs, which provide an inclusive academic course of studies and vocational training for students with intellectual disabilities.

Mr. Soller was the co-founder of the Pietragallo Pro Bono Guardianship Project, which in conjunction with the Pittsburgh Pro Bono Partnership and Neighborhood Legal Services Association, provides pro bono legal services for families to establish guardianships for disabled family members once those individuals reach the age of majority.

Mr. Soller also received the Nora Barry Fischer Award for 2013. The Nora Barry Fischer Award serves to recognize an attorney within the Firm who has given back to the legal profession and the community at large.

Speaking Engagements

“Effective Trial Advocacy Regarding Lay vs. Expert Opinion Testimony,” *Academy of Trial Lawyers of Allegheny County CLE* (Pittsburgh, PA) March 18, 2016

Publications

Soller, Eric G., and Martha S. Helmreich. “Exceptionally Speaking: The Potential High Cost of Losing a Patent Infringement Case,” *The Legal Intelligencer*, March 14, 2012.

Representative Cases

NOAH Systems v. Intuit (Fed. Cir. 2012)

Argued before the U.S. Court of Appeals for the Federal Circuit on behalf of patent holder in case involving automated accounting system

Evony v. Holland, No. 2:11-cv-00064 (W.D.Pa. 2011)

Obtained preliminary and permanent injunction under Copyright Act, Digital Millennium Copyright Act and Lanham Act involving Massively Multiplayer Online Real-Time Strategy (“MMORTS”) game

In Re: Portec Shareholders Litigation (Allegheny Co., Pa., 2010) – Represented corporation and its directors against injunction to prevent tender offer merger

Respironics, Inc. v. Invacare, 719 F.Supp. 577 (W.D.Pa. 2010)

Obtained summary judgment in favor of accused infringer of patent for sleep therapy devices for the treatment

of obstructive sleep apnea

Highland Tank & Mfg. Co. v. PS International, Inc., 742 F.Supp.2d 722 (W.D.Pa. 2010)

Obtained summary judgment in favor of accused infringer of patent for oil-water separator

White v. Township of Upper St. Clair, 968 A.2d 806 (Pa. Cmwlth. 2009)

Obtained verdict dismissing challenge to the construction of a 350-foot high communications tower

The Sollami Co. v. Kennametal, 2:06-cv-00062 (W.D.Pa. 2008)

Obtained summary judgment in favor of accused infringer of patents for road milling and mining tools

Bar Admissions

Pennsylvania

New York

Ohio

U.S. Supreme Court

U.S. Court of Appeals for the Federal Circuit

U.S. Court of Appeals for the Third Circuit

U.S. Court of Appeals for the Seventh Circuit

U.S. District Court - Western District of Pennsylvania

U.S. Court of Federal Claims