



McKool Smith  
300 Crescent Court  
Suite 1500  
Dallas, TX 75201  
Tel: 214.978.4016  
Fax: 214.978.4044

#### EDUCATION

- J.D., University of Texas School of Law, 1970. Teaching Quiz Master, 1969-1970.
- B.A., University of Texas at Austin, 1967.

#### COURT ADMISSIONS

- The U.S. Supreme Court
- The U.S. Courts of Appeals for the First and Fifth Circuits
- The U.S. District Courts for the Northern, Southern, and Eastern Districts of Texas

#### BAR ADMISSIONS

- Harrison County Bar Association, Past President
- Dallas Bar Association, Fellow
- State Bar of Texas
- Northeast Texas Bar Association
- American Bar Association
- Texas Bar Foundation, Life Fellow

## SAMUEL F. BAXTER

### PRINCIPAL

Judge Baxter's service as a District Judge and his experience as Harrison County District Attorney provide his clients with a wealth of courtroom know-how. Few people know the Eastern District of Texas – an important venue in intellectual property litigation – as well as he does.

#### REPRESENTATIVE MATTERS

**Ericsson.** Represented Ericsson in patent infringement litigation involving wireless telecommunications technology. *Ericsson v. Qualcomm.*

**Medtronic, Inc.** In *Medtronic v. Cordis*, represented Medtronic asserting patents protecting cardiovascular stents.

**Parental Guide.** *Parental Guide of Texas v. Funai et al.* Represented Parental Guide in a patent infringement lawsuit regarding "V-Chip" technology against several major television manufacturers. Resulted in favorable settlement for client.

**TIVO.** *TiVo Inc. v. EchoStar Technologies Corporation.* Represented TiVo in a patent infringement suit involving DVR technology. After a two-week jury trial a verdict was handed down in favor of TiVo.

**Paice.** In *Paice LLC. v. Toyota Motor Corporation, et al.* he represented Paice in a case involving hybrid car engines. A verdict favorable to Paice came after a week long jury trial.

**Cummins-Allison Corp.** *Cummins-Allison Corp. v. Glory Ltd., et al.*

Represented Cummins in a lawsuit regarding bill counting and banking technology. A favorable settlement was made just prior to jury selection.

**Visto.** *Visto Corporation v. Seven Networks, Inc.* Represented Visto in a patent infringement suit involving mobile email synchronization technology.

**Chiron Corporation, now known as Novartis Vaccines and Diagnostics.**

*The Rockefeller University and Chiron Corporation v. Centocor, Inc. et al.*

Represented Chiron in a patent infringement suite regarding the use of antibody to tumor necrosis factor (TMF). A favorable settlement was reached.

**American Video Graphics.** *American Video Graphics v. Electronic Arts, Inc., et al., American Video Graphics v. Hewlett-Packard, et al., American Video Graphics v. Microsoft, American Video Graphics v. Sony Online Entertainment Inc., et al.* Represented AVG in multiple suits involving Computer graphics and operating system software. Favorable settlements were reached in all matters.

### **PROFESSIONAL ACTIVITIES**

Penal Code Committee, Past Chair; Correctional Services Committee, Past Chair; Civil and Criminal Evidence Rules Committee, Past Chair; Legal Representation of Those on Death Row Committee, Past Chair; Texas Trial Lawyers Association; Association of Trial Lawyers of America; and East Texas Trial Lawyers Association.

### **AWARDS & RECOGNITION**

He is a fellow of the American College of Trial Lawyers; his is listed in guide to the *Best Lawyers in America*; he is listed in *Chambers USA* his peers named him to the list of Texas Super Lawyers in since 2003; and he is listed in the Lawdragon 500 Leading Lawyers in America.