



Michael Fainberg

PARTNER

Michael provides strategic intellectual property counseling and global patent portfolio management.



Industries

[AI, Metaverse & Blockchain](#)

Practices

[Copyright](#)
[Patent](#)
[Trademark](#)

International

[Europe](#)
[China](#)
[Asia](#)

Languages

[Russian](#)

Education

New York Law School, JD, 2005
Polytechnic Institute of New York University, MS,
Telecommunication Networks, 2001
Polytechnic Institute of New York University, BS,
cum laude, Computer Engineering, 2001

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Michael is a registered patent attorney with an engineering background. His practice focuses on IP counseling and global patent portfolio management. Michael has obtained over **1,000 patents** worldwide for software, microelectronics, telecommunications, cybersecurity, cloud computing, AI, and fintech companies. Additionally, he provides patent non-infringement and freedom-to-operate legal opinions, represents clients in patent litigation and post-grant proceedings, and counsels in IP transfer transactions.

Client Work

Michael develops and manages global IP portfolios for multinational technology companies:

- Representing world's leading LCD and OLED display manufacturer based in China in patent filing and prosecution matters in the US.
- Managing global patent and trademark portfolios for a leading antivirus and computer security software developer based in Russia.
- Representing a leading developer of cloud software for backup and disaster recovery based in Europe in patent prosecution and litigation matters in the US and worldwide.
- Representing an international developer of virtualization software in patent prosecution matters in US.
- Representing Chinese electronics and telecommunication equipment manufacturers in patent filing and prosecution matters in the US.
- Representing a European automaker and railroad equipment manufacturer in patent filing and prosecution matters in the US.

Michael also represents companies in technology-related litigations and PGR proceedings:

- Inter Partes Review involving patent for data compression technology *Acronis Inc. v. Realtime*

Data LLC

- Inter Partes Review involving patent for data backup technology *Acronis Inc. v. Realtime Data LLC*
- Patent infringement case involving data compression technology *Realtime Data LLC v. Acronis Inc.*
- Patent infringement case involving software activation technology *Uniloc USA Inc. v. Acronis Inc.*
- Patent infringement case involving software registration technology *Uniloc USA Inc. v. Acronis Inc.*
- Copyright, trademark and licensing dispute between a software vendor and distributor *Kaspersky Lab Inc. v. Tall Licensing Ltd.*

Previous Work

Prior to joining ArentFox Schiff, Michael was an associate in the New York office of a prominent law firm. He also worked as a patent agent while attending law school.

Press Coverage

- "How to Mitigate Section 101 Costs for Clients" on [ManagingIP.com](#)
- "PTAB to Review Realtime Data Patent in 6th IPR Challenge" on [Law360](#)
- "Accelerated Examination is Better Examination" on [IPWatchDog.com](#)
- "Apple, Samsung Go Head-to-Head Over Handset Patents" in [Mobile Marketer](#)

Publications, Presentations & Recognitions

Publications

- "Patenting Solutions in the Field of IT, Blockchain and Crypto Technologies: the US Experience", III International Scientific and Practical Conference "Intellectual Rights: Challenges of the 21st Century", November 2021, Tomsk, Russia
- "Successful Strategies for Patenting Cutting-Edge Computer and Software Technologies in the US," China Intellectual Property & Innovation Summit 2018 (CISIP), April 2018, Shanghai, China
- "Strategies and Practices for Patenting Information Technologies in the US," Patent School Skolkovo, September 2017, Moscow, Russia
- "Approaches to Registration and Protection of Trademarks in the U.S." the VI International Forum "Intellectual Property - XXI Century" organized by the Chamber of Commerce and Industry of the Russian Federation, April 2013, Moscow, Russia
- "Recent Developments in the U.S. Patent Practice," the VI International Forum "Intellectual Property - XXI Century" organized by the Chamber of Commerce and Industry of the Russian Federation, April 2013, Moscow, Russia
- "Evolution of the Standard of Patentability in the United States," St. Petersburg's 10th Annual Collegial Readings on Intellectual Property, June 2010, St. Petersburg, Russia
- "Investment in Russian-Developed IP," Russia-America: Trade and Investment Cooperation Forum organized by Russian Managers Association, Chamber of Commerce and Industry of the Russian Federation and San Francisco Global Trade Council, June 2008, San Francisco, California
- "Protection and Monetization of Russian-Developed IP in the US," Russian Venture Forum and Fair organized by Russian Private Equity and Venture Capital Association, October 2006, St. Petersburg, Russia
- "Intellectual Property Protection in the US: Patents and Trademarks," Gorodissky & Partners' 4th Annual Seminar on Strategies for Protecting and Managing of Company's IP, April 2006, Moscow, Russia
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“Analysis of the Interference between IEEE 802.11b and Bluetooth Systems,” IEEE 54th Vehicular Technology Conference, October 2001, Atlantic City, New Jersey

- “Maximizing Performance of a Wireless LAN in the Presence of Bluetooth,” The Third IEEE Workshop on Wireless LANs, September 2001, Newton, Massachusetts

Recognitions

- *The Legal 500 United States* (2023)

Bar Admissions

[New York](#)

[US Patent and Trademark Office](#)

Court Admissions

[US District Court, Eastern District of Texas](#)