

## Bruce C. Morris

**DIRECTOR**

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Bruce “Chip” Morris, a Director in the Houston office, is the head of the firm’s Intellectual Property Group. Whether it’s recovering lost profits for the patent holder of one of the most successful infomercial products, protecting the trade secrets of how to build the world’s fastest street car, representing a major television network against a cyber-squatter, or being on the cutting edge of covenant not to compete and trade secret law, Chip Morris has over 23 years of experience successfully representing and counseling clients on a wide range of intellectual property litigation and counseling matters.

Chip is the current Chairman of the ABA Copyright Litigation Sub-Committee on the DMCA and the former Chairman of the American Bar Association’s Sub-Committee on Trade Secrets and Tortious Interference with Contractual Relations. He has extensive experience in litigating trade secret and covenant not to compete cases, having been involved in over 50 successful trials, injunction hearings, arbitration or contempt hearings, and authored successful briefs in two of the most significant appellate decisions in the area. Chip has been quoted nationally by CNN.com and Wired Magazine as an expert on trade secret cases of national interest.

Chip also has extensive patent, copyright, trademark and unfair competition litigation experience, including trying three patent cases to successful verdict. His recent work involves authoring two chapters of the ABA Copyright Litigation Strategies book and co-authoring a successful brief to the U.S. Supreme Court on a patent jurisdiction issue. He has also obtained injunctive relief against future trademark infringement in favor of a high-profile political advocacy group, injunctive relief against future unfair competition in favor of a successful real estate company and obtaining a Final Arbitration Award enforcing a non-compete/non-disclosure agreement obtaining injunction, damages and attorney fees for the client.

In addition to his wide-ranging litigation experience, Mr. Morris has prepared numerous licensing agreements and is often requested by clients to provide advice on licensing issues, intellectual property protection policies, employment policies, employment agreements and other business-related issues.

## Practice Focus

Intellectual Property, Employment, Complex Commercial Litigation, China

## Honors

- AV Preeminent®, Martindale Hubbell
- Top Lawyers – Intellectual Property Rights, Houstonia Magazine (2016 – 2017)
- President’s Volunteer Service Award (Bronze Level), Star of Hope Homeless Mission in Houston
- Texas’ Top Rated Lawyers, Legal Leaders magazine (2015 – 2017)



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### **LAW SCHOOL**

University of Houston Law Center  
J.D., 1991

### **UNDERGRADUATE**

Abilene Christian University  
B.A., 1986

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## Admissions

- State Bar of Texas, 1991
- U.S. Supreme Court
- U.S. District Courts for the Northern, Southern, Eastern, and Western Districts of Texas
- U.S. Court of Appeals for the Federal Circuit
- U.S. Court of Appeals for the Fifth Circuit

## Associations

- Current Subcommittee Chairman of the Copyright Litigation Committee's subcommittee on the Digital Millennium Copyright Act (DMCA) for the IP Section of the American Bar Association
- Current Advisory Board Member and Contributor to Aspen Publishing's IP Litigator
- Former Chairman, Co-Chairman and current member of the American Bar Association Intellectual Property Section's Trade Secret and Tortious Interference with Contractual Relations Committee
- Former Subcommittee Chairman and current member of the American Bar Association Intellectual Property Section's Copyright Litigation Committee
- Current member of American Bar Association Intellectual Property Section's Trademark Litigation committee
- Current member State Bar of Texas Intellectual Property and Litigation Sections

## Experience

### Representative Cases:

- Successfully represented clients in over 50 trade secret and covenant not to compete cases and obtained favorable appellate decisions in two of the leading cases in the area.
- Obtained for clients over 70 favorable temporary restraining orders and/or temporary injunction orders protecting their respective intellectual property.
- Co-authored a successful brief to the U.S. Supreme Court on patent issues.
- Obtained favorable jury verdict awarding over \$19 million in consumer product trademark, copyright, and patent infringement action against a major infomercial company.
- Obtained bench verdict in consumer product trademark and copyright infringement case against five national retailers that resulted in a multi-million dollar settlement for the client.
- Obtained favorable jury verdict of non-infringement in patent infringement case against manufacturer of walkway molds. The jury verdict dissolved the injunction that had been entered against the client prior to our entering the case.
- Obtained favorable bench verdict in patent infringement action against manufacturer of oil field measuring devices.
- Obtained favorable liability finding in contempt action against patent infringers in the oil field industry.
- Obtained favorable contempt finding in oil field industry trade secret case.
- Successfully prosecuted trademark infringement action against valve manufacturer.
- Successfully defended large garbage truck manufacturer against patent infringement allegations.
- Successfully settled patent infringement case for an online retailer.
- Successfully represented large television network against cyber-squatter.
- Successfully obtained injunctive relief against a future trademark infringement in favor of a high-profile political advocacy group.
- Counseled multiple clients on IP licensing and other IP transactional matters.
- Counseled multiple clients on employment law matters.
- Successfully obtain injunctive relief, damages and attorneys' fees for client in arbitration involving non-compete/non-disclosure agreement.
- Successfully represented oil company in international lease dispute.
- Successfully represented oil company in international offshore platform contract dispute.

- Obtained favorable jury verdict awarding over \$1.8 million in real estate easement case.
- Successfully defended large oil company in contract dispute arbitration.

### Notable Appellate Decisions

- ***Gunn v. Minton***, 133 S.Ct. 1059 (U.S. 2013) (reversing Texas Supreme Court's ruling that the Federal Circuit had exclusive jurisdiction to hear attorney malpractice claims involving patents).
- ***Alex Sheshunoff Management Services, L.P. v. Johnson***, 209 S.W.3d 644 (Tex. 2006) (relaxing requirements for enforceable non-compete agreements in Texas).
- ***Subaru of America, Inc. v. David McDavid Nissan, Inc.***, 84 S.W.3d 212 (Tex. 2002) (setting forth requirements for when cases must go to an administrative body prior to filing suit).
- ***T-N-T Motorsports, Inc. v. Hennessey Motorsports, Inc.***, 965 S.W.2d 18 (Tex. App.—Houston [1st Dist.] 1998, pet. dismissed) (upholding finding of trade secret misappropriation despite there not being either a non-disclosure agreement or non-compete agreement).
- ***Additive Controls & Measurement Sys., Inc. v. Flowdata, Inc.***, 154 F.3d 1345 (Fed. Cir. 1998) (upholding trial court's finding of contempt for patent infringement against a non-party).
- ***Hupp v. Siroflex of America, Inc.***, 122 F.3d 1456 (Fed. Cir. 1997) (upholding jury finding of non-infringement of design patent).
- ***Additive Controls & Measurement Sys., Inc. v. Flowdata, Inc.***, 96 F.3d 1390 (Fed. Cir. 1996) (substantially upholding trial court's denial of Rule 60(b) motions regarding injunction entered as a result of patent infringement finding).

### Publications

- Author/Speaker, "Top 10 Mistakes When Drafting Non-Competes in the Oil Patch," July 29, 2018
- Author/Speaker, "Texas Appeals Court Issues Decision That Could Undermine Non-Solicitation Agreements," June 16, 2017
- Author of Chapters 12-13, Copyright Litigation Strategies Book (ABA Section of IP Law 2017)
- Contributing Author of IP Chapter of 2016 Edition of ABA Business Law Section's Recent Developments in Business & Corporation Litigation
- Author, "Company Cell Phones: The Benefits", KRCL: Law in the Workplace Blog, May 26, 2015
- Author/Speaker, "Drafting and Enforcing Non-Compete Agreements after Sheshunoff and Mann Frankfort," University of Houston Law Foundation, June 11-12, 2009
- Author/Speaker, "Drafting and Enforcing Non-Compete Agreements after Sheshunoff," University of Houston Law Foundation, January 15-16, 2009
- Author/Speaker, "Copyrights, Part III: Related Rights: Moral Rights and Other Copyright-related Claims," University of Houston Law Foundation, August 7-8, 2008
- Co-author, "Cost Effective Discovery Strategies in Complex Litigation - Planning Discovery in the Brave New World," Litigation & Trial Tactics Course, University of Houston Law Foundation, 2007
- "Overall Planning of Discovery," Litigation Trial Tactics, University of Houston CLE, Dallas, TX, December 2007
- Co-Author/Speaker, "Cost Effective Discovery Strategies in Complex Litigation Planning Discovery in the Brave New World," Litigation and Trial Tactics Course, University of Houston Law Foundation, 2006
- Co-Author/Speaker, "Effective Discovery Strategies: Asking for What You Want, Getting What you Need and Reducing Discovery Costs," University of Houston Law Foundation, December 7-8, 2006
- Author/Speaker, "Intellectual Property Law Principles for Non-Profits," Houston Bar Association, September 20, 2003
- Author, "Invoking the Fifth Amendment Right Against Self-Incrimination in Trade Secret Cases," IP Litigator, January 2003, Vol. 9, No. 1
- Author/Speaker, "Hot Topics in Cyberlaw," Houston Bar Association, July 26, 2001
- Author/Speaker, "Preliminary Relief in Trademark and Copyright Cases," Intellectual Property Seminar, May 1998
- Author/Speaker, "A Litigator's Perspective on Protecting Trade Secrets in the 90's," Houston Bar Association's Intellectual Property Institute, January 9, 1998
- Author, "Protecting Confidential Information," Employment Seminar, January 1998