

David Bluestone

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Overview

David is a patent litigator focused on electrical, mechanical and software technology matters. He has achieved several complete wins for leading technology companies enforcing their rights against competitors attempting to copy successful products and against non-practicing entities. David also counsels clients in intellectual property licensing, evaluation and procurement matters.

David has 25 years of experience as an intellectual property litigator, counselor and prosecutor representing large market cap to small privately held clients in a wide range of industries. David's client services include litigation, licensing, negotiations, patent portfolio development, product clearance, structuring intellectual property provisions and due diligence analysis. David has litigated before multiple United States District Courts and is a member of the Trial Bar of the United States District Court for the Northern District of Illinois. He has also litigated before the Court of Appeals for the Federal Circuit, United States Supreme Court, International Trade Commission, and United States Patent and Trademark Office (USPTO). He leads trial teams, resolves patent infringement demands and has argued on behalf of co-defendant groups. He has represented clients in inter partes review (IPR) proceedings in the USPTO and argued before the Patent Trial and Appeal Board (PTAB). David became registered to practice before the USPTO while still in law school.

David's transactional experience involves a wide range of technology matters, including a central role in providing guidance for the intellectual property acquisitions and deal evaluation for clients. He negotiates and drafts license agreements, evaluates joint development and acquisition targets, conducts product clearance, prepares invalidity opinions, and assists in patent portfolio enforcement strategies. He also helps to create and manage patent portfolios for large companies and startups. David also advises clients on protecting their key data through contractual obligations and intellectual property rights.

With a technical background in electrical engineering, David has in-depth knowledge in electrical, mechanical and software matters. David has represented clients and litigated in multiple technology areas, including semiconductor technology, x-ray tubes, computer networking hardware, wireless communications, biomedical devices, computer software, hearing instruments, gaming, signal processing, valves, mechanical assemblies, green technology, vehicle navigation systems, plastics, office seating, internet-based applications, monitoring systems, as well as fashion-related designs, including handbags, shoes and watches. Prior to joining Benesch, David began his legal career at an intellectual property boutique law firm, starting as a law clerk during law school and concluding as a partner, then he moved to an international law firm.

**Matter completed prior to joining Benesch.*

Representative Matters

- Won patent infringement trial, including willful infringement and double damages, and successful appeal for valve technology. Aero Products v. Intex (N.D. Ill., Fed. Cir.).*
- Achieved complete defensive win resulting in final judgment of noninfringement, invalidity, and unenforceability in patent infringement case asserting rights to cellular telephone technology. Motorola v. Vosi (N.D. Ill.).*
- Successfully won specification disclaimer argument in defense of plastics company. Pliant v. Atlantis (N.D. Ill., Fed. Cir.).*
- Successfully argued claim construction resulting in settlement as trial team head for market-leading hearing instrument manufacturer. Energy Transport Group v. Phonak (D. Del.)).*
- Won summary judgment of infringement for patents protecting the iconic Aeron chair. Case settled favorably. Herman Miller v. Teknion (N.D. Ill.).*
- Cross-examined expert witness on short notice in Section 337 patent infringement investigation relating to cellular transmission protocols. In re Certain Wireless Devices with 3G Capabilities (ITC).*
- Led technical team in ITC and district court litigation involving digital image and mobile device technology resulting in asset sale. Kodak v. Apple, HTC, Samsung (W.D.N.Y, ITC).*
- Successfully transferred case from the District of Delaware to the Southern District of California and obtained stay pending inter partes review proceedings for cellular phone manufacturer. Content Guard Holdings, Inc. v. ZTE Corp. (S.D. Cal., P.T.A.B.).*

Credentials

EDUCATION

- Northwestern Pritzker School of Law, 1999, J.D.

- University of Illinois – Urbana-Champaign, 1996, B.S., Electrical Engineering
  - With honors

BAR & COURT ADMISSIONS

- Illinois
- U.S. Supreme Court
- U.S. Court of Appeals for the Federal Circuit
- U.S. District Court for the Northern District of Illinois, including Trial Bar
- U.S. District Court for the Eastern District of Michigan
- U.S. District Court for the Eastern District of Texas
- U.S. Patent & Trademark Office

Awards & Recognition

- Leading Lawyers Network (2011-2023)
- Super Lawyer, Illinois Super Lawyers (2014-2020, 2023-2024)
- Rising Star, Illinois Super Lawyers (2008-2013)

News & Insights

- Law360 Mentions Benesch Team for Major Trial Win for Cooper Lighting
  March 27, 2026 | Media Mentions
- David Bluestone Mentioned in Law360 About Greenthread Patent Dispute
  August 1, 2025 | Media Mentions
- Benesch Represents Accela in Acquisition of ePermitHub, Advancing AI Capabilities for Government Agencies
  April 22, 2025 | Press Releases
- Benesch and OMNIVISION Secure Total Surrender from VisionX Technologies
  November 21, 2024 | Press Releases
- Charles McMahon and David Bluestone quoted in Law360 | "Benesch Grows IP Practice With Chicago Litigation Duo"
  May 9, 2024 | Media Mentions
- Benesch Continues Expansion of Chicago IP Litigation Practice, Adding BigLaw Partners Charles McMahon and David Bluestone
  May 7, 2024 | Press Releases

- David Bluestone mentioned in Crain's Chicago People on the Move
  April 22, 2024 | Media Mentions