Dario A. Machleidt

Partner

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Services

Life Sciences Patent Disputes

Intellectual Property

ITC Section 337

Licensing, Transactions & Monetization

Market Protection - Opinions & Dispute Avoidance

Patent Litigation

Patents

Post-Grant Proceedings

Industries

Automotive

Electronics & Computer Technology

Health & Life Sciences

Medical & Surgical Devices

Retail & Consumer Goods

Technology

Dario Machleidt is an experienced trial lawyer. He litigates patent cases involving a diverse mix of technologies for clients of all sizes and industries, ranging from solo inventors to some of the largest companies in the world. Dario has tried cases in state and federal courts as well as at the International Trade Commission.

Dario was a member of the Kilpatrick team that represented Dr. Barry in his patent infringement suit against Medtronic. Dario put on the first expert of the case and also cross-examined a Medtronic witness. After the seven-day trial, the East Texas jury found that Medtronic willfully infringed Dr. Barry's patents, rejected its invalidity defenses, and awarded Dr. Barry $20.3 million. *The National Law Journal* recognized the verdict as one of the "Top 100 Verdicts of 2016." The Federal Circuit affirmed the decision in January 2019.

Earlier in his career, Dario served as a Special Deputy Prosecutor in the King County Prosecuting Attorney's Office. He served as co-trial counsel in five felony jury trials. Dario selected juries, presented opening statements and closing arguments, and examined numerous witnesses during his time as a Special Deputy Prosecutor.

Prior to joining Kilpatrick, Dario worked as an associate in the Seattle office of a national law firm. While there, he played a critical role in *Bowman v. Monsanto Co.*, a pro bono patent case that reached the U.S. Supreme Court. He was the only associate to chair the Supreme Court oral argument. During law school, Dario served as a judicial extern for Judge Randall R. Rader of the U.S. Court of Appeals for the Federal Circuit. He was also a Comments and Articles Editor of the *Pacific Rim Law & Policy Journal*.

Dario was recognized as a Washington “Rising Star” from 2012 to 2023 and a Washington "Super Lawyer" in 2024 and 2025 by *Super Lawyers* magazine. He was recognized in 2027 and the three years immediately preceding for Intellectual Property Litigation and Patent Litigation, as well as one of the "Best Lawyers: Ones to Watch" in 2022 for Intellectual Property Litigation, by *The Best Lawyers in America*®. Dario was also named "Seattle Lawyer of the Year" in 2027 for Patent Litigation by *The Best Lawyers in America*®. He is listed in the 2026 and four immediately preceding editions of *Chambers USA: America's Leading Lawyers for Business* in the area of Intellectual Property. Dario was recognized as a top patent practitioner in 2024, 2025 and 2026 by *IAM Patent 1000 – The World’s Leading Patent Practitioners*. In 2025, he was named “Litigator of the Year” for Washington by *Managing Intellectual Property* magazine. Dario was recognized as an "IP Star" in 2024, 2025 and 2026 by *Managing Intellectual Property* magazine. He was named a "Patent Leader" in 2025 by *World IP Review*. Dario is also active in the Washington legal community, serving on the executive committees of the Seattle IP Inn of Court and the Washington State Bar Association’s IP Section.

Experience

Represented adidas AG, adidas North America, Inc., adidas America, Inc., and adidas International Trading AG in patent infringement and importation investigation at ITC brought by Nike, Inc., related to the design and manufacture of shoe uppers for knitted footwear, with related action in Oregon federal court. One of the largest patent cases in the footwear industry, the case involved nine U.S. patents from multiple distinct families of patents, each covering a different subject matter. After completing both fact and expert discovery, the case was settled on confidential terms shortly before the evidentiary hearing at the ITC. *In re Certain Knitted Footwear*, U.S. ITC Inv. No. 337-TA-1289; *Nike, Inc. v. adidas AG et al.*, No. 3:21-cv-01780 (D. Or.)

As lead trial counsel to the inventor and patent owner, obtained a verdict of willful infringement and an award of $20.3 million for past damages after a seven day jury trial in the Eastern District of Texas. The Court increased the award to $23.6 million after ruling on post-trial motions. The Federal Circuit affirmed the decision in January 2019. The two related *inter partes* review hearings resulted in an exceedingly rare final determination upholding the patentability of all challenged claims. *Mark A. Barry, M.D. v. Medtronic, Inc.*

Summary Judgment Victory for Seattle Genetics in a technology licensing and breach of contract dispute involving a life-saving cancer therapy. After years of litigation and arbitration in district courts, state courts and the American Arbitration Association in Arizona and Washington, Kilpatrick obtained a definitive victory on summary judgment for Seattle Genetics against Arizona State University in the District of Arizona. The Court held on August 4, 2015, that ASU’s patent infringement claims were barred by the written terms of a contract amendment it had executed with SeaGen over ten years ago. *Arizona State University v. Seattle Genetics* (D. Ariz.) *Arizona State University v. Seattle Genetics*

Education

University of Washington School of Law J.D. (2009) Intellectual Property Concentration,
Pacific Rim Law & Policy Journal, Comments and Articles Editor
Moot Court Honor Board, Member
1L Moot Court Appellate Advocacy Competition, Champion

University of Washington B.S. (2006) Physics, *cum laude*, Phi Beta Kappa

Admissions

Washington (2009)

Court Admissions

U.S. Court of Appeals for the Federal Circuit

U.S. Court of Appeals for the Ninth Circuit

U.S. District Court for the Eastern District of Texas

U.S. District Court for the Western District of Washington

U.S. Supreme Court

Professional & Community Activities

Seattle Intellectual Property American Inn of Court, Executive Committee Member (President-Elect, 2025)

Washington State Bar Association IP Section, Executive Committee Member (Past Chair, 2023-2024)

Federal Circuit Bar Association, Member

Insights

News Releases

Kilpatrick Attorneys Once Again Earn Outstanding Recognitions in 2027 Edition of The Best Lawyers in America®

August 20, 2026

News Releases

Kilpatrick Attorneys Earn 102 Rankings in 2026 Chambers USA and Global Guides

June 5, 2026

News Releases

Over 100 Kilpatrick Attorneys Named 2025 Super Lawyers and Rising Stars

November 25, 2025

Events

Standing Firm Against Patent Trolls: Proactive Approaches and Preventive Measures

September 16, 2025

News Releases

Kilpatrick Attorneys Earn a Record 100 Recognitions in 2025 Chambers USA

June 6, 2025