



American Intellectual Property Law Association

Application for AIPLA List of Arbitrators and Mediators

1. This application is for:

Arbitrator, Mediator

2. Applicant is to be listed for:

Patent Disputes, Trade Secret Disputes, Trademark/Trade Dress Disputes, Copyright Disputes

3A. Name and Contact Information

a. First Name:

Mark

b. Middle Initial/Name:

C.

c. Last Name:

Dukes

d. Firm or Company Name:

Nelson Mullins Riley & Scarborough LLP

e. Street Address:

1320 Main Street 17th Floor

f. City:

Columbia

g. State:

SC

h. Zip:

29201

i. Telephone:

803-255-9381

j. E-mail:

mark.dukes@nelsonmullins.com

k. In what locales are you willing to serve?

All

3B. Brief summary of your ARBITRATION/MEDIATION PRACTICE

The information you provide in the text box below is extremely important because it, along with your name and location, will be the first substantive information about you that any person searching the LIST will see.

In the text box below (1) edit the first sentence so that its contents correspond to your answers to questions 1. and 2., above. This sentence is a required sentence which must be properly edited and

retained as the first sentence of your summary of your practice. Then (2) add up to 700 characters of information about your arbitration and/or mediation practice.

The resultant total information in the text box will appear in your entry in the LIST.

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Arbitration/Mediation of patent, trade secret, trademark/trade dress, copyright disputes. Mark is a former Federal Circuit Law Clerk and United States Patent Examiner with more than thirty years' experience litigating and resolving complex commercial and intellectual property disputes in courts across the United States, as well as before the United States Patent Trial and Appeal Board, the European Patent Office, and international courts, including in Germany, Sweden, Italy, Japan, China, and Taiwan. Recognized as a creative and practical problem solver, Mark has been tapped to serve as an early case evaluator, in addition to handling mediations and devising innovative solutions to resolve disputes on behalf of both Plaintiffs and Defendants.

4. Higher education

(all degrees received, stating degree, and school):

Bachelor of Science - Clemson University Juris Doctor - University of South Carolina (Cum Laude)

5. Bar admissions (all states, agencies, etc.):

a. States:

South Carolina Bar

b. Admitted to Court of Appeals for the Federal Circuit:

Yes

c. Admitted to U.S. Patent and Trademark Office:

Yes

d. Others:

U.S. Court of Appeals for the Fourth Circuit

6. Formal mediation/arbitration training:

a. Course(s); Institutions; Dates:

Civil Court Mediation Certification Training - SC Bar - 8/20-8/24/22 2019 Arbitrator Certification Training - SC Bar - 10/31-11/1/22 Dispute Resolution Section Seminar - SC Bar - 1/20/23

b. Total Number of Hours:

50.51 hours

c. Approx. number of interactive, clinical hours:

40 hours

d. Any Certificate Awarded?

Yes

7. Listed with formal mediator/arbitrator provider (AAA, ICDR, CPR, JAMS, others)?

Provider(s)/and Subject Matter of Panels, if appropriate.

N/A

8. Arbitration and/or Mediation Experience:

a. Have you participated as arbitrator, or party attorney or representative, in at least one arbitration from beginning, through a complete trial, and arbitration decision/award?

No

b. Have you participated as mediator, or party attorney or representative, in at least one complete mediation?

Yes

Patent Law and Litigation Experience (does not have to be exclusive):

c. Approximate Number of Years practicing patent law:

33 years

d. Approximate Number of Years practicing patent litigation:

33 years

e. What specific areas of technical knowledge and experience do you have and wish to identify? [Separate by semicolons (;)] [Limit of 450 characters]

Mechanical, Electromechanical, Life Sciences, Light Chemical, and Software.

Trade Secret Law and Litigation Experience (does not have to be exclusive):

f. Approximate Number of Years practicing trade secret law:

33 years

g. Approximate Number of Years practicing trade secret litigation:

33 years

Trademark/Trade Dress Law and Litigation Experience:

h. Approximate Number of Years practicing trademark/trade dress law:

33 years

i. Approximate Number of Years practicing trademark/trade dress litigation:

33 years

j. Have you handled cases involving survey evidence?

Yes

Copyright Law and Litigation Experience:

k. Approximate Number of Years practicing copyright law:

33 years

l. Approximate Number of Years practicing copyright litigation:

33 years

9. Other Memberships, Recognitions and Experiences

a. Major Professional Recognitions: [If, necessary, refer to your resume]

Examiner with the U.S. Patent and Trademark Office; Judicial Clerk for Judge Jean G. Bissell of the U.S. Court of Appeals for the Federal Circuit; Partner of the Firm and chairs the Nelson Mullins Riley & Scarborough LLP Intellectual Property Law and Litigation Group; The Best Lawyers in America 2005-2014; Fellow of Litigation Council of America; Martindale Hubbell AV Preeminent Peer Review Rating, Advertising Law, Intellectual Property, Litigation, and Technology Law; and The Best Lawyers in America 2013 Columbia SC Litigation - Intellectual Property Lawyer of the Year.

b. Professional and other Associations and Leadership Positions: [If, necessary, refer to your resume] Permanent Member of the U.S. Fourth Circuit Judicial Conference; Former Clemson University Board of Visitors; Former Business Leadership Council of the South Carolina Governor's School for Science and Mathematics Foundation; Former Chair Intellectual Property and Unfair Trade Practice Committee of the South Carolina Bar; Former Adjunct Professor of Intellectual Property Law at the University of South Carolina School of Law; and Former Board Member of the Carolina Patent, Trademark and Copyright Law Association.

c. Other relevant experience: (for example, judicial experience presiding over/settling patent and/or trade secret cases, teaching ADR and/or IP courses, etc.):

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10. A CURRENT RESUME OR CURRICULUM VITAE MUST BE UPLOADED BELOW. PLEASE CONFIRM THE ACCURACY THEREOF BY STATING "YES" BELOW:

Yes (Required)

11. PERSONAL CERTIFICATION:

I hereby represent that the foregoing information about me is true and correct as of this date, and that I meet the current AIPLA criteria, as stated on the AIPLA website, for serving as a Mediator and/or Arbitrator of the types of disputes designated in Question 2 above. I hereby represent that I am a current member in good standing of the bar(s) (active or inactive) of the courts and agencies listed in question 5, and that there is no disciplinary activity pending against me in any court, agency, or bar association.

I acknowledge that if I am accepted for listing as an AIPLA arbitrator or mediator, the AIPLA has my permission to publish this application and all attachments thereto on the AIPLA website, for the benefit of those wishing to consult the list and the qualifications of those persons listed. I further understand and agree, if I am listed on the AIPLA List of Arbitrators and Mediators, that, for all arbitration and mediation matters wherein I am retained as a result of such listing, I will promptly inform the parties and counsel in writing that I am an independent contractor and that the AIPLA has no responsibility or liability for any of my acts or omissions.

Electronic Signature:

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/markdukes/

Date:

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1/25/23

SUBMISSION AND PAYMENT INSTRUCTIONS:

1. REVIEW YOUR APPLICATION NOW.

You MUST review your Application above for correctness and completeness BEFORE SUBMISSION thereof!!!!

2. ACKNOWLEDGEMENT RECEIPT WITH PAYMENT INSTRUCTIONS:

Upon submission of your Application, you will receive a return acknowledgement e-mail from AIPLA, which e-mail will provide you with instructions for making your application fee payment. Fee payments will be accepted only via electronic submission; no check payments will be accepted by AIPLA. Your Application to be Listed will NOT be processed until your payment is received.

3. ELECTRONIC SUBMISSION:

Submission of this Application may be made only via electronic submission. No paper filings will be accepted by AIPLA. When you are satisfied with the accuracy and completeness of your Application, click on the Submit button below.