



## JOSEPH W. DOMAN

PARTNER

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### EDUCATION & HONORS

University of Michigan Law School, 2012, J.D., *Magna Cum Laude*

Order of the Coif

Saul L. Nadler Memorial Award

Naval Officer, active duty full time during law school

United States Naval Academy, 2003, B.S., with Merit

Cox Fund Scholar. Studied Russian language in Tver, Russia

### CLERKSHIPS

Honorable Raymond M. Kethledge, United States Court of Appeals, Sixth Circuit, 2013-2014

### ADMISSIONS

Michigan

Colorado

### REPRESENTATIVE MATTERS

***Foreign Trade Corp., d/b/a Technocel v. Otter Products, LLC, et al; Otter Products, LLC v. H.L. Dalis, Inc.; Otter Products, LLC v. Wireless Xcessories Group, Inc.*** (U.S. District Court, D. Colorado)

Represented OtterBox in antitrust cases brought by former distributors alleging violations of Section 1 in connection with distribution agreements and an alleged group boycott. Motion to dismiss granted in February 2017 dismissing all antitrust claims against OtterBox.

***JustStaff, Inc. et al v. BR Printers, Inc. et al*** (AAA Arbitration)

Lead trial counsel for BR Printers, Inc. in breach of contract action. After hearing in September 2016, the parties settled with claimant withdrawing its claim and recovering nothing.

## **CASES TRIED OR OTHERWISE TAKEN TO JUDGMENT**

### **SmileDirectClub v. Align Technology, Operating Agreement Arbitration**

Before hiring Bartlit Beck, SmileDirectClub (“SDC”) won an arbitration against Align (maker of Invisalign®) that required Align to close numerous Invisalign® stores. In a follow-on Arbitration Bartlit Beck represented Align and obtained a complete defense victory for Align in claims SDC brought asserting that Align had further violated the Operating Agreement between the parties. As trial counsel for Align, conducted multiple witness examinations, including direct examinations of Align witnesses and cross examinations of an SDC executive and SDC’s liability expert.

### **Align Technology v. SmileDirectClub, Supply Agreement Arbitration I**

Served as trial counsel and obtained a complete victory for Align in an arbitration related to Align’s affirmative claims against SDC and SDC’s first counterclaim against Align under the Supply Agreement. The arbitrator entered an award for \$63 million in favor of Align, and the Superior Court for the County of Santa Clara confirmed that award. As trial counsel for Align, conducted multiple witness examinations, including direct examinations of Align witnesses and cross examinations of SDC executives and SDC’s liability expert.

### **Align Technology v. SmileDirectClub, Supply Agreement Arbitration II**

Served as trial counsel in Align’s successful defense of SDC’s second counterclaim against Align at an arbitration hearing. The Arbitrator issued an award in favor of Align and against SDC. As trial counsel for Align, conducted multiple witness examinations, including direct examinations of Align witnesses and cross examination of SDC’s key fact witness.

### **Confidential CPR Arbitration (2018-2019)**

Trial counsel for claimant oil company in \$100+ million breach of warranty and breach of contract dispute, including three-week arbitration hearing in December 2018 and closing arguments in March 2019.

### **Confidential JAMS Arbitration**

Co-lead trial counsel for respondents in arbitration alleging breach of a real estate contract. Arbitrator found in client’s favor on majority of claims and denied claimants’ motion for attorneys fees.

### **U.S. Airways v. Sabre Inc. et al. (S.D.N.Y.)**

Trial counsel for Sabre in antitrust action relating to the display of US Airways’ fares in Sabre’s Global Distribution System. Two-month jury trial resulting in defense verdict on one claim and damages of 1% of what plaintiff had originally sought on second claim.

### **Milo & Gabby, LLC v. Amazon.com, Inc. (W.D. Wash.)**

Trial counsel for Amazon.com in a patent infringement suit. Secured complete defense verdict for Amazon in a jury trial concerning whether Amazon is liable for patent infringement when third-party sellers offer and sell infringing products on Amazon.com.

## NEWS

Second Circuit Rules in favor of Bartlit Beck Client Sabre Holdings Corp. in Antitrust Case

09.17.2019

Bartlit Beck Announces Election of Four New Partners

01.02.2019

John Hughes, Kat Hacker and Joseph Doman secure important win for Amazon in the Federal Circuit.

05.30.2017

Karma Giulianelli, Joe Doman and a Bartlit Beck Team Secure Dismissal of All Antitrust Claims for OtterBox

02.22.2017

Hughes, Hacker and Doman Win Major Trial Victory For Amazon

11.2015