



ARE Patent Law Alert: Victory for Firm's IPR Team

Author(s): Kenneth P. George, Brian A. Comack ,

Amster, Rothstein & Ebenstein, LLP attorneys scored another big win for First Quality Baby Products, LLC in an *inter partes* review ("IPR") proceeding brought against Kimberly-Clark Worldwide, Inc.'s U.S. Patent No. 8,579,876 B2 ("the '876 Patent").

The challenged patent relates to folding of training pant side panels for packaging. On May 28, 2015, the Patent Trial and Appeal Board ("PTAB") issued a final written decision holding that First Quality "has demonstrated, by a preponderance of the evidence," that all of the claims of the '876 Patent challenged by First Quality were unpatentable as obvious over prior art. In addition, the PTAB rejected Kimberly-Clark's motion to exclude evidence.

The case is *First Quality Baby Products, LLC v. Kimberly-Clark Worldwide, Inc.*, Case IPR2014-00169, before the PTAB.

First Quality is represented in the IPR proceeding by Kenneth P. George and Brian A. Comack of Amster, Rothstein & Ebenstein LLP. Jung Hahm assisted Mr. George and Mr. Comack with the proceedings.

[Kenneth George](#) and [Brian Comack](#) are partners, and [Jung Hahm](#) is Senior Counsel at Amster, Rothstein & Ebenstein LLP. Their practice specializes in intellectual property issues including litigating patent, trademark and other intellectual property disputes. The authors may be reached at kgeorge@arelaw.com, bcomack@arelaw.com, and jhahm@arelaw.com.

Messrs. George and Comack have appeared in numerous IPR proceedings on behalf of firm clients.