

ALAN S. WERNICK
ATTORNEY AT LAW

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EXECUTIVE PROFILE

Of Counsel at Aronberg Goldgehn. A seasoned arbitrator/mediator and an experienced transactions attorney and litigator in the rapidly evolving areas of information technology, data privacy/cybersecurity, and intellectual property. A trusted leader and advisor who has worked in large law firms and as in-house counsel. Recognized by peers and clients for extensive track record advising organizations acquiring, using, and selling technologies and related services, including the drafting and negotiation of a variety of technology & commercial agreements; data privacy/cybersecurity compliance and remediation (including responding to data breaches); IP protection; dispute resolution; compliance processes, procedures, and policies. Extensive, multi-disciplinary, background includes law, accounting, auditing, computer science, the information technology industry, and Alternative Dispute Resolution (“ADR”) provides a foundation for understanding the technology and business drivers underlying business agreements, complex transactions, and disputes in these areas of the law. An author and lecturer, and a communicator and bridge builder between business people and technology people, business people and the intellectual property community, technology licensors and licensees. Maintains a broad catalog of [articles](#), [presentations and lectures](#) providing insights and thought leadership in his practice areas.

EXPERIENCE (For additional details please see [bio on law firm website](#) or WWW.WERNICK.COM, or click on hyperlinks below)

[Areas of experience include](#) preventive ([transactional](#)) and remedial ([litigation/ADR](#)) services, as well as educational activities.

Preventive services include review, negotiation, and drafting of virtually all types of information technology (“IT”) and intellectual property (“IP”), data privacy agreements and related policies and procedures, and creating and conducting internal training courses to better assist clients’ legal compliance, contracts, and legal risks management. Results include improvements in clients’ bottom line through better contracts, stronger IP rights, improved privacy and cybersecurity protection, and maximization of the ROI on their contracts and intellectual capital assets. Representative examples include:

- Primary negotiator, contract drafter, and strategist for business-critical agreements including licensing, technology, data privacy/cybersecurity, data acquisition/distribution, strategic alliances, software development, intellectual property, outsourcing, and substantial business critical computer systems and technologies acquisition agreements.
- Representing clients in developing data privacy/cybersecurity policies and procedures.
- Representing clients in responding to a data breach including management of forensics investigation, notifications, and remediation.
- Researching, analyzing, and advising clients on IT (including data privacy/cybersecurity) and IP legal issues including acquisition, protection, and strategic management of IT and IP assets.
- Advising clients in the management of their companies’ copyright, trademark, and trade secrets portfolio including designing and implementing processes and procedures to efficiently manage the companies’ IP portfolio as well as advising on both preventive and remedial matters concerning their IP portfolio. This includes reviewing both print and digital advertising and marketing materials concerning IP issues.
- Primary advisor, strategist, and analyst in M&A due diligence involving technology, licenses, privacy, and IP.
- Conducting audits of clients’ outside legal services billing.
- Legal advisor to [numerous companies including](#) Fortune 100/500 and Middle Market companies, as well as entrepreneurs and creative individuals in start-up companies, in over 12 different industries including technology, health care, financial services, manufacturing, distributing, retail, public institutions, research, publishing, logistics, Standard Development Organizations, and services sectors.

Remedial services include serving as lead counsel to clients in business dispute resolution matters concerning IT, IP, privacy/cybersecurity (including data breaches), and business contracts disputes. IP enforcement involves identifying potential infringers and management of pre-litigation and [litigation](#) activities including managing other attorneys.

[Representative examples](#) include representation of clients in ADR, in the federal courts, courts of appeal, and the U.S. Supreme Court, and serving as an Arbitrator/Mediator.

The educational activities include [publishing](#) numerous articles, columns, and e-mail newsletters; and presenting at and facilitating numerous [public](#) and private lectures/training sessions at local, regional, national and international business, technical, and legal conferences, and as a university lecturer. (Please see WWW.WERNICK.COM for additional details)

RECOGNITION

Selected through extensive peer review process:

- *Martindale-Hubbell* Peer Review Rating: AV® *Preeminent*™ (5.0 out of 5)
- Leading Lawyers Network: *Leading Lawyer in Computer & Technology Law*
- *International Who's Who of Internet & E-Commerce Lawyers*
- *Who's Who Legal Telecommunications Media & Technology: Information Technology*
- *Who's Who Legal: Data Privacy and Protection, Data Security and Information Technology*

ADMITTED TO PRACTICE

State Jurisdictions: Illinois, New York, Ohio, and District of Columbia.

Federal Courts: U.S. Supreme Court; U.S. Court of Appeals: 6th and 7th Circuits; U.S. District Courts: Northern District of Illinois, Northern District of Ohio, and Southern District of Ohio.

PRIVATE PRACTICE (1982 – PRESENT)

- Present: Of Counsel, Aronberg Goldgehn, Chicago, IL
- Past includes:
 - Principal, Wernick & Associates, Ltd., Chicago, IL.
 - Partner, FisherBroyles, LLP, Chicago, IL.
 - Partner, Querrey & Harrow, Chicago, IL (Chair, IT & IP practice).
 - Partner, Quarles & Brady LLP, Chicago, IL (Chair, National Information Technology Law Practice Group; Chair, Chicago Intellectual Property Practice Group).
 - Partner, McBride Baker & Coles, Chicago, IL (Co-chair, Information Technology and Electronic Commerce practice; Co-chair, Intellectual Property practice).
 - Of Counsel, Carlile, Patchen & Murphy, Columbus, OH.
 - Early Career Experience: Private practice of law in information technology, privacy, and intellectual property law doing both transactions and litigation as a member of law firms in New York and Ohio, including serving as Special Counsel to the Attorney General of the State of Ohio for information technology law.

IN-HOUSE COUNSEL (1978 – 1982)

Homewood Corporation, Columbus, OH (large, multistate real estate developer). General Counsel/Vice President and Secretary, (General corporate law, acquisitions, real estate law, litigation, and management experience.)

ACTIVITIES

- Fellow, [Ponemon Institute](#), 2007 – Present.
- Member, American Arbitration Association, Commercial Panel of Arbitrators (Neutral Panels for Technology, Intellectual Property, Privacy/Cybersecurity, and Large Complex Cases), 1984 – Present.
- Volunteer Mentor, 1871 (a Chicago based Technology and Entrepreneurship incubator/accelerator), 2013 – Present.
- Active in professional associations, including American Bar Association (Contributing Editor, ABA Business Law Today, Month in Brief, Internet and Cyber-Security, 2019-present; Editor, ABA Business Law Section Cyberspace Law Committee eNewsletter, 2009-2011); Ohio State Bar Association (Founding Chairman, Computer Law Committee, 1985–1986); International Technology Law Association (Board of Directors, 1990-1996 & 1998-2001).
- Editor, *Information Technology & Intellectual Property Alert* (“ITIP Alert”) with over 2,000 subscribers, 2008 – Present.
- *Chairman of the Board*, Advisory Council for Computer Law, Intellectual Property, and Privacy Law (“CLIPP”) for Wolters Kluwer Publishing (Council included representatives from Fortune 100 companies, universities, and law firms), 2001 – 2016.
- Member, [Alumni Board](#), Fisher College of Business at The Ohio State University, 2008 – Present.
- Member, Northbrook Chamber of Commerce, 2011 – Present.
- LinkedIn: <http://www.linkedin.com/in/alanwernick>.

EDUCATION

- Continuing Legal Education ([Faculty member on many CLE programs](#)).
- J.D. Capital University Law School, Columbus, Ohio (Selected as Research Assistant to the Dean; Editor, *Res Ipsa Loquitur*; Member of National Moot Court Tax Competition Team; Volunteer Mediator, ABA Neighborhood Disputes Program). Additional legal studies, The Ohio State University College of Law, Columbus, Ohio (including independent study course with Professor Howard Fink).
- B.S. in Accounting, The Ohio State University, Fisher College of Business, Columbus, Ohio. (Research Assistant doing computer programming and consulting for faculty, staff, and students; systems operator). Member, Sigma Iota Lambda Pre-Law Honorary. Member, OSU Debate Team.