



JANE MICHAELS

Partner

Denver

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Alternative Dispute Resolution

Overview

With more than 35 years' experience litigating sophisticated business and technology disputes, Jane Michaels keenly understands how the escalating costs of litigation, particularly during the discovery process, impact an organization's bottom line and business goals. Jane is certified by the American Arbitration Association (AAA) as a mediator and arbitrator and serves on the AAA's Complex Commercial Arbitration and Mediation Panels. Corporations, business executives, and their counsel benefit from Jane's ability to swiftly and critically assess IP and commercial cases and to offer pragmatic solutions, with the ultimate goal of avoiding a prolonged legal battle.

Litigation Expertise

Throughout her career as a trial lawyer, Jane has represented clients in complex business and technology disputes in courtrooms, mediations, and arbitrations. Her experience spans a wide variety of industries, including telecommunications, computer/electronics, internet and e-commerce, biotech, publishing, manufacturing, financial services, retail, sports, entertainment, health insurance, real estate, and oil and gas. She has handled every facet of a case from assessing the merits of claims and defenses through discovery, depositions, motions, trials, and settlement negotiations.

Mediation Philosophy

As a mediator, Jane plays an active role in a highly interactive process to facilitate settlement. She asks counsel to work with their clients and prepare a confidential mediation statement so that all parties come to the mediation prepared to discuss issues and diverse approaches to resolution.

Jane *really* listens and emphasizes a flexible, creative approach. Her high energy level and perseverance ensure that mediation sessions will continue as long as the parties are willing to pursue resolution.

Arbitration

Drawing on her extensive litigation expertise, Jane can make prompt evidentiary rulings and issue clear, binding decisions. Using Holland & Hart's fully-equipped mock-trial courtroom and conference rooms, she also has the flexibility to preside over two-party or multiple-party disputes in a comfortable setting.

Early Neutral

Jane was among a handful of experienced attorneys selected by the Denver District Court as a court-appointed neutral for the Early Neutral Evaluation project. Jane is uniquely positioned to analyze the values and

vulnerabilities of potential claims and provide parties with a confidential, non-binding, early evaluation of the merits of a case and defenses before the parties engage in protracted litigation.

ADR Services

Jane's areas of emphasis in Alternative Dispute Resolution include:

Intellectual Property Disputes:

- Patent Infringement
- Trade Secrets Misappropriation
- Licensing Disputes
- Trademark Infringement
- Copyright Infringement

Commercial Litigation Disputes:

- Breach of Contract
- Business Torts
- Non-Compete Covenants
- Unfair Competition
- Computer Software Performance

Select Honors and Awards

- *Benchmark Litigation - "Top 250 Women in the United States in Litigation (2012-2014) and Local Litigation Star (2010-2015)*
- *IAM Patent 1000 -The World's Leading Patent Practitioners - Gold rated Patent Litigator in Colorado (2012-2013)*
- *Chambers USA: America's Leading Lawyers for Business, Intellectual Property Litigation, and Litigation: General Commercial (2007-2015)*
- *LawDragon - "500 Leading Lawyers in America" (2010-2011, 2013-2015)*
- *Corporate Counsel Black Book*
- *Best Lawyers in America© - 1991-2015*
- *Best Lawyers in America© - "Lawyer of the Year," Denver Patent Litigation (2012)*

Memberships and Affiliations

- American Arbitration Association, certified Mediator and Arbitrator

- American Arbitration Association, Complex Commercial Arbitration and Mediation Panel member
- American Bar Association, ADR Section
- Colorado Bar Association, ADR Section
- American College of Trial Lawyers, Fellow
- International Academy of Trial Lawyers, Fellow
- International Society of Barristers, Fellow
- Litigation Counsel of America, Fellow
- Denver Bar Association, Past President, Vice-President, Board of Trustees
- Colorado Bar Association, Past Vice-President, Board of Governors and Executive Council

Education

Wellesley College (B.A., with distinction)

Harvard University (M.A.T., with honors)

Boston University Law School (J.D., *cum laude*)