

DAVID W. TOLLEN
Curriculum Vitae

Sycamore Legal, P.C.
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Author of *The Tech Contracts Handbook*, one of the top three bestsellers from ABA Publishing. UC Berkeley Law School adjunct faculty teaching technology contracts. Founder of a technology contracts training company. Attorney and founder of a boutique law firm. Expert witness in litigation about software licenses, cloud computing agreements, and other information technology contracts and relationships, including related tax issues. Experience includes five depositions and three trials.

EDUCATION

Cambridge University, Queens' College: LL.M., June 1994

Harvard Law School: J.D. awarded *Cum Laude*, June 1993

University of California at Berkeley: B.A. in history awarded with highest distinction in general scholarship, May 1990

CURRENT EMPLOYMENT

U.C. Berkeley Law School: Lecturer, starting January 2019, Berkeley

Sycamore Legal, P.C.: Founder and President, Attorney, Expert Witness, Trainer, starting January 2014, San Francisco Bay Area

Tech Contracts Academy, LLC: Founder and Trainer, starting January 2018, San Francisco Bay Area

PAST EMPLOYMENT

Adeli & Tollen LLP: Co-Founder, Attorney, Trainer, November 2007 – December 2013, San Francisco and Los Angeles

Tollen Legal: *Principal, Attorney*, January 2005 – November 2007, San Francisco

Simpson Partners LLP: *Contract Partner, Attorney*, February 2002 – December 2004, San Francisco

Clicktime.com, Inc.: *Vice President of Business Development*, December 1999 – January 2001; **Consultant**, February 2001 – July 2002, San Francisco

Centura Software Corporation: *General Counsel*, December 1998 – January 2000, Redwood Shores

Morrison & Foerster LLP: *Associate, Attorney*, March 1995 – November 1998, San Francisco and Palo Alto

PUBLICATIONS

The Tech Contracts Handbook: Cloud Computing Agreements, Software Licenses, and Other IT Contracts for Lawyers and Businesspeople, Third Edition (ABA Publishing 2021): Number-one bestseller from the IP Section of the American Bar Association and used in law school classrooms

The Tech Indemnities Pocket Guide (ABA Publishing 2020)

The Tech Contracts Handbook: Cloud Computing Agreements, Software Licenses, and Other IT Contracts for Lawyers and Businesspeople, Second Edition (ABA Publishing 2015)

The Tech Contracts Handbook: Software Licenses and Technology Services Agreements for Lawyers and Businesspeople (ABA Publishing 2010)

The Tech Contracts Pocket Guide: Software and Services Agreements for Salespeople, Contract Managers, Business Developers, and Lawyers (iUniverse 2006)

Multiple articles on information technology and intellectual property contracts, including those listed at <http://sycamorelegal.com/team/david-w-tollen/> and posted at <https://techcontracts.com/articles/>

Secrets of Hominea, a novel (Winifred Press 2019)

The Jericho River, a novel (Winifred Press 2018, 2014, 2012): Winner at The Next Generation Indie Book Awards and the London Book Festival, Bronze Medalist in the Readers' Favorite Book Reviews & Awards Contest

Multiple articles on history and related topics at <https://pintsofhistory.com/>

EXPERT WITNESS ENGAGEMENTS

Experience includes five depositions and three trials.

Direct Supply, Inc. v. U.S., U.S. District Court, Eastern District of Wisconsin, Case No. 2:20-CV-1095 – 2022+

- Counsel: von Briesen & Roper, s.c.
- Expert report and deposition; potential trial testimony.

Confidential Arbitration – 2021

- Counsel: Cooley LLP
- Expert report, deposition, and arbitration testimony.

Akamai Technologies, Inc. v. Commissioner of Revenue, Massachusetts Appellate Tax Board, Docket Nos. C332360, C334907, and C336909 – 2019-2022

- Counsel: Sullivan & Worcester LLP
- Expert report, deposition, and trial testimony.

Confidential Arbitration – 2018-2019

- Counsel: Kecker, Van Nest & Peters LLP
- Expert report and deposition.

Winn-Dixie Stores, Inc. v. Metafile Information Systems, Inc., U.S. District Court, District of Minnesota, Civ. No. 16-381 (DWF/BRT) – 2017

- Counsel: Locke Lorde LLP
- Expert report.

SNMP Research International, Inc. and SNMP Research, Inc. v. Nortel Networks Inc., et al., U.S. Bankruptcy Court, District of Delaware, Case No. Adv. No. 11-53454(KG) – 2017-2018

- Counsel: Egerton, McAfee, Armistead & Davis, P.C.
- Expert report, deposition, and trial testimony.

Confidential Litigation – 2016

- Counsel: Bergeson, LLP
- Expert advice and support.

SNMP Research, Inc. and SNMP Research International, Inc. v. Avaya Inc., U.S. District Court, District of Delaware, Case No. 1:13-cv-00204-RGA – 2015-2016

- Counsel: Egerton, McAfee, Armistead & Davis, P.C.
- Expert report and deposition.

Confidential Litigation in Japan – 2015

- Counsel: Morrison & Foerster LLP
- Report and related advice.