

V. Scott Killingsworth

Partner, Atlanta

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The Chair of the Firm's Technology Transactions group, Scott Killingsworth is a business lawyer focused on high-technology matters. He has also represented public and private companies in fields as diverse as manufacturing, financial services, logistics and distribution, and health care.

Mr. Killingsworth is the only lawyer in the Southeast named to the BTI Client Service All-Star Team in both 2007 and 2008. In studies conducted by The BTI Consulting Group, each All-Star honoree was singled out for superior client service, on an unprompted basis, by one or more Fortune 1000 clients. This distinction was awarded to only 113 lawyers nationwide in 2007, and to 148 in 2008.

Mr. Killingsworth counsels on corporate governance and strategy formulation; regulatory compliance and corporate compliance program design and implementation; venture capital financing; mergers and acquisitions; intellectual property licensing and protection; strategic alliances both with customers and with owners of complementary technology; government contracting, including both military and civilian procurement; domestic and international distribution systems (including export licensing and Foreign Military

Practices

- Business & Finance
- Corporate Compliance
- Information Security & Privacy
- Information Technology
- Intellectual Property
- Technology & e-Commerce

Education

- J.D., Yale Law School, 1975
- B.A., *magna cum laude*, Yale University, 1972 (National Merit Scholar; Yale National Scholar; Phi Beta Kappa; Divisional Honors with Exceptional Distinction)

Bar & Court Admissions

- Georgia, 1975

Memberships

- American Bar Association, Business Law Section; Committee on Cyberspace Law; General Practice Section
- American Intellectual Property Law Association

Financing issues); OEM and VAR relationships; and custom development and consulting contracts.

In the e-commerce field, he has represented Internet retailers, auction sites, business-to-business marketplaces, subscription-based online services, software vendors, investors and industry associations.

On behalf of purchasers of technology, Mr. Killingsworth has handled licensing and systems integration transactions, sponsored research projects, acquisitions of technology-based companies and intellectual property assets and dispute resolution.

Mr. Killingsworth serves on the Board of Editors of *E-Commerce Law Report*, *Technology Transactions*, and the *International Journal of e-Business Strategy Management*, on the Board of Advisors of *Intellectual Property Counselor* and as Contributing Editor to a Matthew Bender treatise on the legal duties of corporate boards of directors. He has also served as Moderator of the High Tech and World Wide Web forum on the Law News Network web site and of the Legal Writing Forum on the Counsel Connect online service for attorneys.

He has published numerous articles dealing with technology law, corporate law and legal history and is a frequent lecturer on technology and intellectual property law, compliance and legal writing. Recent appearances and publications include:

- Featured, "Security Breaches, Labyrinth of Domestic and International Laws Heating Up Privacy Law," *Of Counsel: The Legal Practice & Management Report*, Vol. 27, No. 8, August 2008, pgs. 2, 17-19.
- Panelist, "Compliance: Harnessing the Sentencing Guidelines to Build a Successful Program," Georgetown Corporate Counsel Institute, March 6, 2008, Washington, D.C.

- Association of Yale Alumni, National Board of Governors, 1989-92
- Atlanta Bar Association, Corporate Counsel Section
- *E-Commerce Law Report*, *Intellectual Property Counselor*, *Technology Transactions*, and *International Journal of e-Business Strategy Management*, Editorial Boards
- International Technology Law Association
- Georgetown University Corporate Counsel Institute, Advisory Board
- International Technology Law Association
- Licensing Executives Society
- Open Compliance and Ethics Group
- Society of Corporate Compliance and Ethics
- State Bar of Georgia, Corporate/Banking, Intellectual Property and Computer Law Section
- Techlaw Group, Inc. Treasurer and Director
- Technology Association of Georgia
- Yale College, Secretary, Class of 1972, 1987-97
- Yale Law School Association, National Executive Committee, 2003 - present; Vice President
- Yale Law School, Secretary, Class of 1975, 1980-2000

Awards & Honors

- BTI Client Service All Star Team Honoree (2007-2008)
- Georgia Super Lawyer (2005-2006)
- *Who's Who in America* (Marquis)
- *Who's Who in American Law* (Marquis)
- *Who's Who in Law and Accounting* (Atlanta Business Chronicle)
- *Who's Who in Technology* (Atlanta Business Chronicle)

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- Panelist, "Corporate In-House Counsel in the Age of Internal Compliance," Corporate Compliance: The Role of Company Counsel, October 4, 2007, Georgetown University Law Center.
- Leader, "Corporate Compliance Workshop," The Executive Forum, October 3, 2006, Cincinnati, Ohio.
- Lecture, "Evaluating Compliance Program Effectiveness," Georgetown Corporate Counsel Institute, March 9, 2006, Washington, D.C.
- Author, "Strategic Licensing: Leveraging Technology Through Alliances," *Technology Transactions*, May 2004, p. 1.
- Lecture, "Channel Surfing: Marketing and Distribution Alliances that Click," ICLE seminar on Alliances, Partnerships and Joint Ventures, January 24, 2003, Atlanta, Georgia.
- Lecture, "Recent Developments in Internet Privacy Law," Georgia Society of Certified Public Accountants, April 23, 2002, Atlanta, Georgia.
- Lecture, "Technology Licensing in Joint Ventures," American Intellectual Property Law Association, April 19, 2002, New York, New York.
- Panel Moderator, Atlanta Regional Council of Higher Education Summit: Growing Georgia's Biotechnology Industry, March 27, 2002, Atlanta, Georgia.
- Lecture, "Capitalizing on your Intellectual Property," Technology Association of Georgia, March 12, 2002, Atlanta, Georgia.
- Panelist, "Entrepreneurship, Innovation, and the Role of Law," Yale Law School Program on Law and Technology, November 3, 2001.
- Moderator and Faculty Member, online seminar on "Using the Internet as a Research Tool for Attorneys," sponsored by Law.com, October 8-9, 2001.
- Panelist, Catalyst Magazine Summit, September 6, 2001.
- Lecture, "B2B and B2C--Lessons of the Fall," E-Commerce and Technology Law Institute, State Bar of Michigan and Michigan Institute of Continuing Legal Education, June 14, 2001.
- Lecture, "Terminal Velocity: Law at Light Speed," seminar on Cyberlaw in the 21st Century, Thomas M. Cooley Law School, Lansing, Michigan, October 27, 2000.
- Author, "Privacy Policies," chapter in Brinson, J.D., and Radcliffe, M.F., *Internet Law and Business: A Practical Guide*, Ladera Press, 2000.
- Co-Chair, seminar on Intellectual Property Impacts on e-Business, Law Seminars International, October 12-13, 2000, Atlanta, Georgia.
- Faculty, online seminar on e-Commerce: Reinventing the Law, sponsored by Law.com, October 2-13, 2000, and August 28-September 7, 2001.
- Lecture, "Internet Privacy," seminar on "eCommerce Strategies for Success in the Digital Economy," Practising Law Institute, September 18-19, San Francisco, California.
- Faculty, online seminar on "Ethics and the Internet," sponsored by Law.com, September 11-22, 2000.
- Lecture, "Website Privacy Policies and Practices," Georgetown Law Center Advanced Computer Law Institute 2000, March 2-3, 2000, Washington, D.C.

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- Faculty, "The Internet as a Practice Tool," American Bar Association CLE Teleconference, January 19, 2000.
- Author, "Minding Your Own Business: Privacy Policies in Principle and in Practice," *Journal of Internet Law*, Vol. 3, No. 4, October 1999, p.1; expanded version, *Journal of Intellectual Property Law*, Vol. 7, No. 1, Fall 1999, p. 57.
- Author, "Making It Legal: A Checklist for Website Privacy Audits," *E-Commerce Law Report*, Vol. 2, No. 1, October 1999, p. 15.
- Author, "Minefield Hopscotch: An Introduction to Website Privacy Law," *E-Commerce Law and Strategy*, Vol. 16, No. 6, October 1999, p.7.
- Author, "Form, Function and Fairness: Structuring the Technology Joint Venture," *The Computer Lawyer*, March 1998, p.1; April 1998, p.8.
- Faculty, "Internet for Lawyers: A Workshop," Law News Network/Legal Seminars.com online seminar, September 14-28, 1999.
- Lecture, "Ignorance Is Risk: Intellectual Property Myths and Realities," CLE Seminar, May 20, 1999, Atlanta, Georgia.
- Lecture, "Preparing for Y2K: Contract, Supply Chain and Warranty Issues," CLE Seminar, January 28, 1999, Atlanta, Georgia.
- Lecture, "Special Considerations in Licensing Intellectual Property in Joint Ventures," American Conference Institute Ninth National Conference on Licensing Intellectual Property, October 12-13, 1998, New York City, Tenth National Conference, March 29-31, 1999, Chicago, and Eleventh National Conference, November 15-17, 1999, New York City.