



*Scott D. Hampton, CPA, ABV*  
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Mr. Hampton is a partner of Campos & Stratis, an accounting and economic consulting firm. He is an expert in intellectual property valuation and economic damages. Prior to joining Campos & Stratis in 1997, he was a consultant with Arthur Andersen & Company. Mr. Hampton has 21 years of consulting experience and has testified in State and Federal courts, and other dispute resolution forums related to infringement of patents, trademarks, copyrights, and trade secrets. He is a licensed certified public accountant in California, Washington, and Utah. Mr. Hampton also has an accreditation in business valuation (ABV) from the American Institute of Certified Public Accountants. He has lectured on IP and economic damages to the Washington State Bar Association, Utah State Bar Association, Law & Economics Society, the National Association of Certified Valuation Analysts (NACVA), and the Licensing Executive Society. He is past chair of the Utah Association of Certified Public Accountants Litigation Services Committee and past chair of the Salt Lake City Chapter of the Licensing Executive Society.

Mr. Hampton has performed numerous Rule 26 patent, copyright and trademark lost profit and reasonable royalty calculations, IP valuations for commercial purposes, and has assisted clients in license negotiations. Mr. Hampton also has broad experience quantifying economic damages associated with commercial litigation, including royalty disputes, breach of contract, construction, and business interruption claims. While with Arthur Andersen & Company, Mr. Hampton worked extensively on the Exxon Valdez oil spill litigation. Mr. Hampton graduated from the University of Utah, David Eccles School of Business, in 1986 with a Bachelor of Science degree in accounting.

### **Intellectual Property**

Mr. Hampton has performed economic analysis on behalf of H&R Block, Andrx Corporation, Exide Battery, K2 Sports, Bell Helicopter, Bowflex, American Broadcasting Company (ABC), and Target Stores. He has provided rebuttal testimony for damage calculations prepared for GlaxoSmithKline, ChemDry, Blue Rhino and Alcoa.

The following are partial lists of the IP engagements on which Mr. Hampton has calculated damages:

**Patent Infringement Cases**

Touch Tunes Music Corporation v. Ecast, Inc.  
Ian Whatley v. Nike, Inc.  
Tekmax v. Exide Battery Corporation  
Lockheed v. Silicone Graphics  
Coval v. Alpha Therapeutic & Green Cross Corp.  
Clinic Creations, inc. v. Medicis Pharmaceuticals, Inc.  
K2 v. Rollerblade  
Rollerblade v. K2  
Triple K v. Zacklift  
Flou v. Rid-Gid  
Karen Umbrella v. Yeh Hung  
Clock Spring v. WrapMaster  
Desert Extrusion v. K2, Inc.  
Milbar Medical v. Medicis Pharmaceuticals  
Dr. Paul Lorenc v. Coapt Systems  
Ebberts, Inc. v. Harris Research, Inc. dba Chem-Dry  
DataTreasury Corp. v. Ingenico, Inc.  
Electromotive, Inc. v. Mercury Marine, a Brunswick Corp.  
Andrx Pharmaceuticals, LLC v. v. GlaxoSmithKline  
Clinical Innovations v. Utah Medical, Inc.  
Clinical Innovations v. Tyco Healthcare Group  
Baden Sports, Inc. v. Molten Corporation  
Litecubes, LLC v. Northern Light Products dba GlowProducts

**Product Disparagement Cases**

Zyvax, Inc. v. Alcoa  
Ergometrics v. The Seattle Post-Intelligencer

### **Trademark Infringement Cases**

Jore Corp. v. Kouvato and The Home Depot  
Blue Rhino v. White Rose Propane  
Bowflex v. Soloflex  
OneSport USA v. OneSport Europe  
Cobra Golf v. Kent Graphtec  
Leneda v. The Neptune Society  
Gary M. Kawesh, MD v. Antoine L. Garabet, MD  
US Trading Company v. Kroger Co.  
Bell Helicopter v. H-S Tool and Parts, Inc.  
Washington Trade International v. SWU  
Smile, Inc. v. BriteSmile Management  
H & R Block v. Intuit, Inc.  
Hawaii International, Inc. v. Seven Seas Seafood

### **Royalty Disputes Cases**

Boca Research v. Midisoft  
Failor v. MegaDyne Medical  
Felix Alba v. Malvern Instruments  
MGA Entertainment v. Ubisoft Entertainment

### **Misappropriation of Trade Secrets Cases**

Value & Primer v. Value Tech  
Zanotto v. Lottery Enterprises  
SME Steel v. Star Seismic and PKM Steel  
Argus Fire and Casualty v. American Superior Insurance Company  
CD Listening Bar v. MSI Music Corporation  
Memry Corp. v. Kentucky Oil

### **Copyright Infringement Cases**

RDM Corp. v. Ingenico Corp.  
Cresco v. IRG and Target Stores  
IRG, Inc. v. Wal-Mart  
Financial Freedom Int'l v. IRC Services  
Playmore v. Arcade Infinity  
Isabella Fiore v. Studio Imports  
Designs in Copper v. Import Resource Group  
Hot JWP Music, Inc. v. Universal Music and Video Dist. Corp.  
Brian P. Murray v. Tony Hawk Skateboard, Mattel, Activision and X-Conepts  
Steiner v. ABC, Inc.  
Student Lifeline v. New York State Senate  
Walker Zanger v. Paragon Industries, Inc. d/b/a Bedrosians  
Corporate Visions, Inc. v. SalesBrain, Inc.  
Rain Corporation v. JYP Entertainment  
David Silva v. Paul Frank Industries

### **Construction Claims**

Mr. Hampton's construction experience includes delay and disruption claims, design claims, change order audits, the examination of project costs for guaranteed maximum price contracts. A few of the construction engagements for which Mr. Hampton has provided economic damage calculations include:

### **Selected Construction Cases**

Fred Hutchinson Cancer Research Center (\$60m) - Cost and change order audit  
Madigan Army Hospital (\$200M) - \$15M delay and disruption claim  
Children's Hospital Addition (\$25M) - Examination of project costs  
Snohomish County Land Use Division - Regulatory taking claim  
Bellevue School District /Wick Construction - Delay claim  
Bellevue School District /Hartford Construction - Scheduling claim  
Salt Lake Airport v. Contraves Construction - Disruption claim  
Romney Lumber v. Salt Lake City - Regulatory taking claim  
High Country Estates - Breach of contract  
Bosnick Roofing v. The Kingdome - Delay and disruption  
Kalispell Regional Hospital - Change order audit  
Southwest Memorial Hospital - Guaranteed maximum price audit  
SunCrest, L.L.C. – Breach of contract  
Coates Construction – Delay and disruption

### **Commercial Litigation**

Mr. Hampton has industry experience in manufacturing, mining, land development, commercial fisheries, gaming and entertainment. A list of Mr. Hampton's commercial litigation experience includes:

### **Selected Commercial Cases**

Exxon Valdez Oil Spill - Business interruption claims  
Las Vegas Hilton v. Michael Spinks - Lost profits  
Portland General Electric v. Amax Coal - Breach of contract  
Snow Mountain Pine Logging Company - Solvency analysis  
Andrx Therapeutics v. Mallinckrodt – Breach of contract

### **Selected Commercial Cases (Cont.)**

Fort Randall Tualatin Village - Bankruptcy debt analysis  
Oak Tree Capital - Bankruptcy tracing of funds  
Brenner Brothers Bakery - Bankruptcy workout  
Virginia Manor Nursing Home - Bankruptcy devastation, lost profits  
A Theatre Near you v. Fountain Cinemas - Fraud, negligent misrepresentation  
Zyvax v. Alcoa - Product disparagement  
Atlas Steel, Inc. v. Herm Hughes - Business interruption  
BOPA Partnerships v. Visual Products Corp. – Subrogation  
Mahdavi v. Anjac Fashion Building - Breach of contract  
Golden Eagle Insurance v. Justin Vineyards - Business interruption  
Dr. Wade Hill v. Allied Medical – Breach of contract  
Potrans International v. Albert Chen, et al. – Embezzlement, tracing of funds  
Felix Alba, et al. v. Malvern Instruments – Breach of contract

### **Insurance Claims**

Business income loss claims are a substantial portion of Mr. Hampton's professional practice. He has participated in covered losses caused by: fire damage, theft, civil closure, construction defect, business computer and data losses, windstorms, power outages, flooding and many others causes. Mr. Hampton has extensive experience computing lost gross earnings, non-continuing and continuing expenses. He has broad knowledge of insurance companies' claim procedures and business income loss report formats. He provides claims accounting services to insurance companies, attorneys and independent adjustors.

### **Professional Affiliations**

American Institute of Certified Public Accountants  
Utah Association of Certified Public Accountants  
Past Chair of the Litigation Services Committee, UACPA  
Past Member of the Business Valuation Committee, UACPA  
Past President of the Salt Lake City chapter of the Licensing Executives Society  
Member of the Law & Economics Society  
Past Member of the Washington Society of Certified Public Accountants  
Past Chair of the Fraud Subcommittee, WSCPA  
Past Member of the Association of Certified Fraud Examiners  
Past Member of the Washington State Patent Law Association