

# BELL NUNNALLY NOTCHES JURY VERDICT OF NON-INFRINGEMENT IN MULTI-MILLION DOLLAR PATENT INFRINGEMENT CASE

March 19, 2019

**Bell Nunnally partners Jeffrey S. Lowenstein and Jeffrey A. Tinker, along with associates Saba F. Syed and Brent A. Turman, secured a unanimous jury verdict in favor of Odessa Separator, Inc., a Texas-based manufacturer of award-winning downhole sand and gas separation products that are used in oil wells throughout the world.**

The lawsuit was brought by the inventors of the asserted patent and their exclusive licensee, Cavins Corporation, a competitor of Odessa Separator. The asserted patent covers a certain type of safety feature for downhole sand separators aimed at preventing catastrophic failures.

Seeking to recover lost profits exceeding \$2,000,000, plus treble damages for willfulness and attorneys' fees, the plaintiffs alleged that Odessa Separator infringed the asserted patent because their Vortex Sand Shield product contained this safety feature. After a four-day jury trial, the jury rejected the allegations, finding that Odessa Separator's Vortex Sand Shield did not infringe the asserted patent.

Bert Frost, owner of Odessa Separator, commented: "Bell Nunnally put together a fantastic team that was able to cut through the distractions and get the jury to focus on what mattered. We couldn't be happier with the result."

The case, *Arterbury, et al. v. Odessa Separator, Inc.* (Case No. 5:16-CV-00183-RWS-RSP), was heard in the U.S. District Court for the Eastern District of Texas, Texarkana Division, with the Honorable Judge Robert W. Schroeder, III presiding.

## Related Practices

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Intellectual Property  
Litigation

## Practice Area Contact

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