ELYSIUM®
DIGITAL

Michael T. Fenn

Vice President

(617) 807-8554
michael.fenn@aon.com
53 State Street, Suite 2201
Boston, MA 02109

Background

Michael Fenn is a vice president at Elysium Digital, specializing in intellectual property litigation and other technology-focused disputes. Mike has seven years of industry experience working as an electrical, systems, and software engineer and more than a decade of experience advising both technology companies and law firms in patent, trade secret, copyright, and Digital Millennium Copyright Act (DMCA) matters. He also has experience with disputes involving software development work, software and data contracts, and computer forensic evidence.

Mike has worked as an expert witness or consultant on more than 75 matters touching diverse technologies such as smartphone software, web and database-backed applications, digital rights management (DRM) and other software security controls, distributed systems, virtual reality gaming, medical devices, medical records systems, automotive technology, electronic trading software, and test and measurement software. His work as an expert witness in DMCA matters includes not only analyzing the methods of circumvention, but also analyzing the available volumes of digital evidence to measure the extent of such circumvention for use in damages analysis.

Mike has submitted expert reports and declarations, been deposed, and testified as an expert in federal court during both jury and bench trials.

Mike holds a B.S. in electrical and computer engineering from Cornell University, where his studies focused on computer architecture and digital design, and an M.S. in electrical and computer engineering from the University of Massachusetts at Amherst, where his research focused on digital signal processing and communication theory.

Prior to joining Elysium Digital, Mike worked at Raytheon Integrated Defense Systems as both a systems and software engineer. In those roles, he provided technical leadership to multidisciplinary engineering teams, developed high-performance radar data and signal processing algorithms, and developed software for large-scale phased array radar systems. Before that, he worked at Abiomed where he developed remote monitoring software and designed embedded systems for an artificial heart.

Mike is also a GIAC Certified Forensic Examiner (GCFE).

Professional Experience

- Elysium Digital, LLC, a subsidiary of Aon Corporation, Vice President, 2019 – Present
- Stroz Friedberg, LLC, an Aon company, Vice President, 2018 – 2019
- Stroz Friedberg, LLC, an Aon company, Director, 2015 – 2017
- Elysium Digital, LLC, Computer Scientist, 2011 – 2015

- Raytheon Company, Senior Electrical Engineer II (Systems and Software Engineering), 2004 – 2011
- Abiomed, Inc., Software and Electronics Engineering Co-op, 2002 – 2003

Education

- M.S., Electrical and Computer Engineering, University of Massachusetts Amherst, Thesis: "Radar Signal Processing: Implementation for High Performance," 2006
- B.S., Electrical and Computer Engineering, Cornell University, 2004

Certifications

- GIAC Certified Forensic Examiner (GCFE), Global Information Assurance Certification, 2015

Training

- Contract Law, HarvardX, 2025
- SEC575: Mobile Device Security and Ethical Hacking, The SANS Institute, 2017
- FOR408: Windows Forensic Analysis, The SANS Institute, 2015

Testimony

[1] *Riot v. Apex Trader Funding Inc. et al.*
U.S. District Court, Western District of Texas, Case No. 1:24-cv-01557
Submitted expert report on behalf of Leo Riot, Quasar Spendthrift Trust, Day Traders LLC, and MKNET LLC (represented by Quinn Emanuel Urquhart & Sullivan) in a trade secret, copyright, and contract matter involving trading software, 2025.

[2] *Philips North America LLC et al. v. Global Medical Imaging, LLC et al.*
U.S. District Court, Northern District of Illinois, Case No. 1:21-cv-03615
Submitted expert declaration on behalf of Jordan Industries International, LLC (represented by Dentons) in a copyright and Digital Millennium Copyright Act matter involving medical imaging equipment, 2025.

[3] *Gemedy Inc. v. The Carlyle Group Inc. et al.*
U.S. District Court, District of Delaware, Case No. 1:23-cv-00157
Submitted two expert reports and expert declaration on behalf of The Carlyle Group Inc., Two Six Labs Holdings Inc., Two Six Labs LLC, and Two Six Technologies Holdings Inc. (represented by Quinn Emanuel Urquhart & Sullivan) in a trade secret matter involving AI and machine learning technology, 2024.

[4] *Philips North America LLC v. Image Technology Consulting LLC et al.*
U.S. District Court, Northern District of Texas, Case No. 3:22-cv-00147
Was deposed and submitted two expert reports on behalf of Image Technology Consulting LLC, Image Technology Consulting II LLC, Axiom Imaging Solutions Inc., and Marshall R. Shannon (represented by Otteson Shapiro) in a Digital Millennium Copyright Act, Computer Fraud and Abuse Act, and trade secret matter involving medical imaging equipment, 2024.

[5] *SoCal Diesel Inc. v. Extrasensory Software Inc.*
Superior Court of California, Los Angeles County, Case No. BC597857
Testified as expert witness at trial and was deposed on behalf of SoCal Diesel Inc. (represented by Hacker Law Group and by Lawrence & Associates) in a trade secret matter involving engine control module technology, 2018, 2024.

[6] *RoadSync Inc. v. Relay Payments Inc. et al.*
U.S. District Court, Northern District of Georgia, Case No. 1:21-cv-03420
Was deposed, submitted expert report, and submitted four expert declarations on behalf of Relay Payments Inc. (represented by Caplan Cobb and by Quinn Emanuel Urquhart & Sullivan) in a trade secret matter involving logistics technology, 2023, 2024.

[7] *SRP Management Services LLC v. Enverus, Inc.; Energy Acuity LLC v. Stronghold Resource Partners LLC et al.*
In the District Court of Travis County, Texas, 419th Judicial District, Case No. D-1-GN-23-000019
Testified as expert witness at trial, was deposed and submitted three expert reports on behalf of SRP Management Services LLC and Stronghold Resources Partners LLC (represented by Williams & Connolly) in a contract dispute involving mineral interest and title software, 2023, 2024.

[8] *Philips Medical Systems Nederland B.V. et al. v. TEC Holdings Inc. et al.*
U.S. District Court, Western District of North Carolina, Case No. 3:20-cv-00021
Testified as expert witness at trial, was deposed, and submitted two expert reports on behalf of TEC Holdings Inc. (represented by Morningstar Law Group and by Dentons) in a trade secret, copyright, Computer Fraud and Abuse Act, and Digital Millennium Copyright Act matter involving medical imaging equipment, 2021, 2023.

[9] *Trading Technologies International Inc. v. IBG LLC et al.*
U.S. District Court, Northern District of Illinois, Case No. 1:10-cv-00715
Testified as expert witness at trial, was deposed, submitted expert report, and submitted two declarations on behalf of Trading Technologies International Inc. (represented by Baker & Hostetler) in a patent matter involving trading software, 2019, 2020, 2021, 2022.

[10] *Philips North America LLC v. Dorow et al.*
U.S. District Court, Western District of North Carolina, Case No. 3:19-cv-00272
Was deposed and submitted expert report on behalf of Dale E. Dorow and William M. Griswold (represented by Faegre Drinker Biddle & Reath) in a trade secret, copyright, Computer Fraud and Abuse Act, and Digital Millennium Copyright Act matter involving medical imaging equipment, 2021.

[11] *Philips North America LLC et al. v. Zimmerman*
U.S. District Court, Western District of North Carolina, Case No. 3:19-cv-00444
Was deposed and submitted expert report on behalf of Dustin Jay Zimmerman (represented by Faegre Drinker Biddle & Reath) in a trade secret, copyright, Computer Fraud and Abuse Act, and Digital Millennium Copyright Act matter involving medical imaging equipment, 2021.

[12] *Ubiquiti Networks Inc. v. Cambium Networks Inc. et al.*
U.S. District Court, Northern District of Illinois, Case No. 1:18-cv-05369
Submitted declaration on behalf of Ubiquiti Networks Inc. (represented by Morgan, Lewis & Bockius and Fox Swibel Levin & Carroll) in a copyright and licensing matter involving wireless networking technology, 2019.

[13] *Blattman et al. v. Siebel et al.*
U.S. District Court, District of Delaware, Case No. 1:15-cv-00530
Testified as expert witness at trial, was deposed, and submitted two expert reports on behalf of Eric Blattman (represented by Williams & Connolly) in a contract dispute involving the quality of software assets transferred in a company acquisition, 2018, 2019.

[14] *1-800-REGISTRY LLC et al. v. Teamvvork, LLC et al.*
Eighth Judicial District Court, Clark County, Nevada, Case No. A-17-763044-B
Was deposed and submitted two expert reports on behalf of The Chapel LLC (represented by Flangas Dalacas Law Group and by Quinn Emanuel Urquart & Sullivan) in a trade secret matter involving web site technology, 2018.

[15] *SafeNet Inc. v. Uniloc USA, Inc. et al.*
U.S. District Court, Eastern District of Texas, Case No. 6:15-cv-00097
Submitted declaration on behalf of Safenet Inc. (represented by Fish & Richardson) in a patent matter involving the alleged failure to mark software licensing administration products, 2015.

[16] *L-3 Communications Corporation et al. v. Jaxon Engineering & Maintenance Inc. et al.*
U.S. District Court, District of Colorado, Case No. 1:10-cv-02868
Was deposed, submitted expert reports, and submitted declaration on behalf of Jaxon Engineering & Maintenance Inc., et al. (represented by McKenna Long & Aldridge) in a matter involving trade secret misappropriation allegations concerning software that measures electromagnetic shielding effectiveness, 2014.

[17] *Zettaset Inc. v. Intel Corporation*
Superior Court of the State of California, County of Santa Clara, Case No. 1:13-cv-254447
Was deposed and submitted declaration on behalf of Intel Corporation (represented by Williams & Connolly) in a matter involving trade secret misappropriation allegations regarding fault tolerance in Hadoop distributed computing software, 2013.

Awards and Recognition

- Raytheon Fellowship for Advanced Study, University of Massachusetts Amherst