

Commercial - Misappropriation of Trade Secrets - Unfair Trade Practices - Computer Technology

by admin

Published: January 1st, 1995

Type of Case: Plaintiff sued defendant corporation for misappropriating and selling computer hardware and software.

Type of Injuries/Damages: Monetary losses

Court/Case No.: Superior Court, Durham (88-CVS-221)

Judge or Jury: Jury

Special Damages: Defendant sold plaintiffs' computer technology worldwide and signed contracts for the licensing of the technology with Czechoslovakian corporations.

Awarded/Settled: Awarded

Amount: \$62,004 in compensatory damages; \$540,000 in punitives; \$88,546.25 attorney's fees.

Attorney(s) for Plaintiff: Stewart W. Fisher of Glenn, Mills & Fisher, P.A.

Name of Case: Myrick-White Inc. v. Industrial Innovators Inc.

Insurance Carrier: n/a

Highest Pre-Verdict Offer: n/a

Other Useful Information: Litigation took approximately four years. The trial of the case took two months, making it one of the longest civil suits in Durham Superior Court history. Plaintiff presented evidence that defendant had copied the secret design drawings for plaintiff's computer hardware and had misappropriated plaintiff's computer software. Three different expert electrical engineers testified. The jury found that the misappropriation of trade secrets was willful and malicious and awarded punitive damages. Superior Court Judge Orlando Hudson issued a permanent injunction against defendants' further use of computer hardware and software.