

Associate Counsel (Patent/Acquisition Law) – CMC – Marine Corps Base Quantico, VA

Employer
Marine Corps

Job Location
Washington DC

Date posted
May 26, 2021

Description

Notice Number: 66-21
Announcement Date: 05/13/2021
Closing Date: 6/2/2021
Command & Location: CMC – Marine Corps Base Quantico, Virginia
Grade: NH-0905-IV
Position Title: Associate Counsel (Patent/Acquisition Law)

The Navy and Marine Corps team offers innovative, exciting and meaningful work linking military and civilian talents to achieve our mission and safeguard our freedoms. The Department of the Navy Office of the General Counsel has been serving the Department since 1941 and is committed to developing innovative legal solutions to the business and other challenges facing the Navy and Marine Corps to enhance the war fighting capability of the Naval Service. You will find our attorneys stationed across the United States and worldwide, working with Navy and Marine Corps personnel wherever the Department's business is conducted.

The Office of Counsel for the Commandant of the Marine Corps (CL), as a component part of the DON OGC, is responsible for providing legal advice, services, representation, legal approvals, legal opinions, and legal interpretation of statutes, regulations, and case law, to the Commandant and the Marine Corps in all areas relating to installation law, including land use law, environmental law, civilian personnel and labor law, procurement law, business and commercial law, and such other areas of law that support Marine Corps interests.

There is an anticipated vacancy for the position of Associate Counsel (Patent and Acquisition Law), Quantico Area Counsel Office, Marine Corps Systems Command (MCSC), located at Marine Corps Base, Quantico (MCBQ), Quantico, VA. QACO is a field office of the Office of Counsel for the Commandant, United States Marine Corps, Washington, DC and the Office of the General Counsel for the Department of the Navy (OGC). The successful candidate will advise the Counsel and MCSC personnel to provide a full range of intellectual property (IP) services.

The successful candidate will be responsible for assessing and providing advice related to all aspects of IP throughout the acquisition process in order to protect the Government's interests. This includes counseling on IP concerns in contract, Other Transactions, and SBIR/STTR actions, especially regarding government rights in technical data and computer software, assertions of restrictions, marking of contract deliverables, and assessing final patent clearances. The attorney in this position will be responsible also for offering guidance on Distribution Statements; export control experience in the Distribution Statement context, and beyond, is desirable but not mandatory. The responsibilities of this position also include drafting and prosecuting patent applications, providing litigation support for patent infringement claims, resolving patent and copyright administrative claims, and counseling on contract and technology transfer IP matters such as CRADAs, Educational Partnerships and Partner Intermediary Agreements, rights in inventions and compulsory licenses to patents and copyrighted works. The incumbent also recommends patent policies for the Marine Corps and DON in order to coordinate patent and IP efforts for across various programs. In this context, experience with IP Valuation is desirable but not mandatory. Likewise, experience in teaching classes on data rights is desirable but

not mandatory.

The successful candidate will engage clients early in the acquisition processes to advise on data rights strategies, recommend alternatives, and inform the clients about applicable IP law, regulation, and policy. Policies could include Secretarial acquisition initiatives, such as maintaining robust competition, using appropriate contract types, and using appropriate incentive structures. The successful candidate will evaluate IP-related legislative proposals and advise on their effect on Marine Corps and Department of the Navy programs, policies, and regulation. The successful candidate will also advise MCSC officials on complex IP and patent problems with legal implications. Problems of unusual delicacy and sensitivity are common, and legal courses of action may largely impact Marine Corps procurement, defense procurement, and industries whose technology and economic position affect the national defense and the economy.

Applicants must have a degree from an accredited college or university or equivalent training in an engineering field (electrical, mechanical, chemical, or electronic) or scientific fields (chemistry, physics or general). Applicants must also be admitted to practice before the United States Patent and Trademark Office.

This opening is under the Acquisition Demonstration pay system at the NH-IV pay band (equivalent to GS14/15), which currently has an associated pay range of \$122,530 to \$172,500, inclusive of locality pay. Pay will be commensurate with the successful candidate's qualifications and funding availability. To be considered for the NH-IV level, the successful candidate must have a minimum of three and one half years' experience in defense acquisition and procurement law, in addition to other general legal experience, and corresponding experience demonstrating the ability to work well with a variety of senior-level clients and officials.

Applicants will be evaluated on: (1) their experience in the relevant practice areas identified above, with additional significance given to experience in intellectual property, patent, and acquisition law; (2) their research, analytical, and writing skills; (3) their oral communication skills; and interpersonal skills; (4) demonstrated ability to establish relationships and work effectively with legal office colleagues, and senior military/civilian clients, including general officers and members of the Senior Executive Service; and (5) demonstrated ability to respond quickly, accurately, and creatively in a fast-paced environment with little direct supervision. Familiarity with the Department of the Navy, OGC, and the United States Marine Corps is desirable, but not required. Applicants with a record of making significant contributions to the advancement of the DON OGC or equivalent Office of the General Counsel or Law Firm/Office beyond the day-to-day legal practice are desired.

The successful applicant must have graduated from a law school that is accredited by the American Bar Association, be an active member in good standing of the bar of the highest court of a State, U.S. Commonwealth, U.S. territory, or the District of Columbia, and be admitted to practice before a state or federal court. U.S. citizenship is a requirement of the position, and the successful applicant must be able to obtain and maintain a SECRET security clearance.

Applicants should submit a resume; two brief legal writing samples (no more than 15 pages each) that demonstrate analytical and/or advocacy abilities (excerpts of larger pieces may be submitted); the two most recent performance appraisals with rating official narrative, if available; and the names and phone numbers of at least three references who may be contacted. The application should indicate the lowest grade level that the applicant will consider. Attorneys who have graduated from law school less than 5 years prior to the announcement closing date must provide a copy of their law school transcripts, including class rank. Current federal employees

must also provide a copy of their most recent SF-50 form. Please redact social security numbers from any submitted documents.

Interested attorneys may contact Ms. Lisa Baker via email at lisa.l.baker@usmc.mil.

Electronic transmission of applications is preferred and should be sent to Mrs. Bobbie Cave at: bobbie.cave@usmc.mil.

Applications may also be mailed via Parcel Service (e.g., FedEx/UPS) or United States Postal Service (USPS):

Federal Express: MARINE CORPS SYSTEMS COMMAND OFFICE OF COUNSEL (LAW) 2200 LESTER STREET QUANTICO, VA 22134-5010 PHONE: (703) 432-3925

USPS: MARINE CORPS SYSTEMS COMMAND OFFICE OF COUNSEL (LAW) 2200 LESTER STREET QUANTICO, VA 22134-5010 T

his personnel notice will close on June 2, 2021 at 11:59:59 PM, EDT, and complete applications must be received by this date and time to be considered. If the successful applicant is not currently a member of the Department of the Navy Office of the General Counsel, processing of the hiring action can only commence after submission of those items identified in the "Instructions for New OGC Attorneys" (see Careers section of www.ogc.navy.mil).