

INTELLECTUAL PROPERTY



Husch Blackwell helps clients develop and preserve their intellectual property (IP) to maximize profits and secure a competitive edge. Our team has more than 80 intellectual property attorneys with tremendous experience in IP acquisition, maintenance, protection, enforcement, litigation, and commercialization. We partner with universities, research facilities, companies of all sizes, and individuals to turn their innovations into industry.

Our IP attorneys understand complex technologies, and they have prepared and prosecuted thousands of patents and trademarks across a wide range of industries. To accommodate clients' need for global enforcement and protection, our team has assembled an international network of more than 300 associate firms in 120 countries. A Husch Blackwell attorney has worked directly and personally with every law firm in the network.

Experience

Client Luv N' Care Awarded Attorney Fees Based on Husch's Successful Defense Against Patent Infringement Case

Client FlatWing Pharmaceuticals Awarded String of Victories in Patent Suits

Representative Experience

This is the best webinar CLE I have been to this year, and maybe last year, too. Extremely informative and well presented. I never save the video and rarely save the materials from CLE's, but this one is getting its own folder.

— Recent
Intellectual Property
webinar attendee —

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Advised Denver real estate executive Peter Niederman in the seven-figure purchase of the Internet domain name Denver.com from Dan Pulcrano, CEO of Silicon Valley-based domain manager Boulevards New Media Inc.

Settled arbitration between our client John Carver (the seller) and Alliant Techsystems Inc. (the buyer). Alliant, known as ATK and one of the largest aerospace and defense companies in the United States, disagreed with the seller's determination of the closing date net book value of Eagle Industries Inc. and instituted arbitration pursuant to the terms of the stock purchase agreement.

Performed patent prosecution work involving semiconductor processing methods, liquid crystal display (LCD), and light emitting devices (LED), including more than 1,000 U.S. patents for a single client.

Defended client in a patent infringement case involving the unauthorized sale and use of the client's patented biotechnology. After defending against claims of patent invalidity and patent misuse as well as numerous antitrust challenges, we obtained summary judgment on behalf of the client on all of its infringement claims and all of defendants' counterclaims. The jury found that the defendants' infringement was willful and rendered a verdict that resulted in a judgment for more than \$15 million.

Defended the Academy of Geriatric Physical Therapy in a copyright infringement suit when four volunteers claimed authorship and ownership of the Academy's valuable certification course materials. On summary judgment, our

team won a full defense verdict for the Academy before the U.S. District Court for the Western District of Wisconsin, and we successfully recovered attorneys' fees.

Prepared and obtained utility patents for mutant marigolds developed by a horticultural company.

Defended a pharmaceutical company for their development and use of a generic version of Megace ES, an oral nanoparticulate megestrol acetate suspension for use in HIV and AIDS patients suffering from weight loss. A brand-name drug company had claimed that use of the generic version infringed its licensed patent, but the court issued a decision in favor of our client.

Assisted a children's hospital with licensing, patent issues, and other related matters for a groundbreaking technology that dramatically reduced the diagnosis time for genetic diseases.

Drafted, filed, and successfully prosecuted the patent applications for a nationally recognized research university seeking more than a dozen patents for the amplification of synthetic nucleic acid sequences.

Represented leading provider of recreational gear in a patent infringement lawsuit alleging infringement of two European patents and two European design patents in Germany. Filed invalidation proceedings with the European Patent Office, leading to all litigation and challenges being withdrawn.

Secured judgment of noninfringement on behalf of a generic

pharmaceutical manufacturer in Delaware District Court. The ruling was not appealed.

Earned a high-profile victory for wireless medical device company before the Patent Trial and Appeal Board (PTAB), knocking out all disputed patent claims (175 in total) across eight related IPR petitions. The Board also reversed its previous stance on several patentability issues at stake in the IPRs, instead finding in the Final Written Decisions that the full record supported the client's arguments.

Defended bank in a trademark dispute in the United States District Court of Colorado and sought naming rights in front of the Colorado Banking Board. Handled a preliminary injunction hearing and several hearings in front of the Colorado Banking Board. Resulted in a negotiated resolution.

Represented global engineering firm as it sold one of its wholly-owned subsidiaries to a group of employees who were leaving the company to run the wholly-owned subsidiary as a separate and standalone company, including negotiating five intellectual property agreements.