



## **Mark M. Makhail**

**Partner | Newark | 973.639.2092**

[mmakhail@mccarter.com](mailto:mmakhail@mccarter.com)

Business Litigation | Alternative Dispute Resolution & Mediation | Hatch-Waxman/ANDA Litigation

**Mark Makhail is an experienced litigator who helps clients resolve complex disputes in federal courts and various ADR forums.**

Mark Makhail represents individuals and businesses in commercial disputes including matters involving contract disputes, general liability litigation, and employment and civil rights litigation. Mark's practice also involves litigating intellectual property matters, such as trademark, copyright, and patent disputes. He has extensive experience in patent litigation, particularly in the pharmaceutical and Hatch-Waxman (ANDA) context.

Mark practices in both state and federal courts and represents clients in various alternative dispute resolution forums. He also provides assistance on Court appointed special master, American Arbitration Association (AAA), and the International Centre for Dispute Resolution (ICDR) assignments.

In addition to his litigation practice, Mark regularly assists with government affairs related matters including pardons, complex expungements, and various regulatory issues.

Prior to joining McCarter, Mark served as a litigation associate at various New Jersey law firms. He also has extensive experience as a judicial law clerk starting his legal career as a law clerk in the Superior Court of New Jersey for Assignment Judge Thomas L. Weisenbeck and retired Appellate Division Judge Donald S. Coburn. Later Mark served as a law clerk in the United States District Court for the District of New Jersey for Chief District Judge Jose L. Linares. At the end of his clerkship for Judge Linares, Mark served a special term as law clerk to the Honorable Claire C. Cecchi, assisting in the trial of *Immunex v. Sandoz*.

Presently, he is an adjunct professor at Rutgers Law School teaching Federal Courts.

### **Representative Matters**

**Cannabis dispensary—Cannabis Control Board**

Appeared before the Jersey City Cannabis Control Board on behalf a cannabis dispensary, and obtained City approval for the business.

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### **Education**

Rutgers Law School, JD, *cum laude*, 2013

Editor-in-Chief, *Rutgers Business Law Review*

Rutgers University, BA, 2009

### **Bar Admissions**

New Jersey

New York

### **Court Admissions**

U.S. Court of Appeals, Second and Third Circuits

U.S. District Court, District of New Jersey

U.S. District Court, Eastern and Southern Districts of New York

U.S. District Court, Eastern District of Michigan

U.S. District Court, District of Columbia

### **Judicial Clerkships**

#### **Judicial Law Clerk**

The Hon. Claire C. Cecchi, U.S.D.J., 2018–2019

#### **Judicial Law Clerk**

The Hon. Jose L. Linares, U.S.D.J., 2016–2018

#### **Judicial Law Clerk**

The Hon. Thomas L. Weisenbeck, A.J.S.C., 2013–2014

#### **Judicial Law Clerk**

The Hon. Donald S. Coburn, P.J.A.D. (ret.), 2013–2014

### **Languages**

Arabic

### **Recognitions\***

New Jersey Rising Star, *Super Lawyers*, 2022–2023

Leadership Council on Legal Diversity Fellow, 2024

\* No aspect of this or any advertisement has been approved by the Supreme Court of New Jersey. For ranking methodologies, please see [here](#).

