

IP Litigation

Our IP litigation team counsels leading life sciences and technology companies with a pairing of experienced trial strategy and scientific depth.

Experience

An intelligent approach to the pursuit of our clients' business objectives is a hallmark of our IP Litigation practice. We start with an assessment of your goals and design the strategy that will fit your particular situation. Our litigators have decades of experience litigating cases for some of the largest manufacturers in the world, and in some of the most complex cases in courts all over the country. Whether it is bet-the-company litigation or finding the most cost-effective way to respond to a nuisance action, McCarter's litigation professionals bring the same experience to bear to fashion an approach to handle each case individually.

Integration of Technical Experience

Our lead trial lawyers have in-depth experience in patent litigation, *inter partes* reviews (IPR), and ITC investigations, and a demonstrated track record of success in complex cases. McCarter's technology, life sciences, chemical, and pharmacological patent counseling and prosecution group provides responsive technical litigation support second to none.

We combine experienced mastery of litigation strategy and trial skills with a thorough understanding of patent law, including the intricacies of the USPTO and deep technical and scientific knowledge. These essential components for success in complex patent litigation are integrated within our firm to provide companies with sharp strategic focus on client objectives and optimum prospects for a successful outcome. Our strong track record of success at trial and on appeal has been built on this approach and reflects our broad and deep experience in patent litigation, IPRs, and ITC investigations.

Patent Jurisdictions

We have litigated hundreds of patent cases through claim construction and summary judgment, through bench and jury trials in jurisdictions throughout the country. We have argued dozens of appeals before the Court of Appeals for the Federal Circuit. McCarter is uniquely situated in that we have a large presence in both New Jersey and Delaware, two of the busiest patent litigation jurisdictions in the country. Our lawyers resident in these offices have developed rapports with nearly all district judges, and equally important, the magistrate judges who oversee discovery issues and alternative dispute resolution.

McCarter was recently ranked among the top ten firms that have handled the most patent litigation, and prior to that, we were ranked among the top ten busiest patent practices in the United States. Our firm has offices from Washington, DC to Boston, including Wilmington, DE; Newark, NJ; and New York City, which are among the busiest patent litigation dockets in the country.

Articles

Wallflowers: Biosimilars Don't Dance – They Go to the PTAB, IAM Life Sciences 2021, 7.1.2021

Quoted

How Independent Brands Are Resisting Counterfeits, Vogue Business, 11.11.2021

NPE Litigation in the US Bounces Back, IAM Media , 9.29.2021

Facebook Ruling Splits Courts over Liability Shield Limits for IP, Bloomberg Law, 9.29.2021

Mass. Patent Troll Bill May Be Just a Superfluous Solution, Law360, 2.8.2019