

Life Sciences

Our Life Sciences team brings substantial experience in the pharmaceutical, medical device, biotechnology, and healthcare fields to established organizations and startup life sciences ventures.

Our knowledge base in these industries has earned our firm a seat at the table when these companies make far-reaching decisions ranging from structuring clinical trials and raising venture capital to pursuing in-depth research into groundbreaking medicines and devices. We bring extensive hands-on experience in protecting the valuable intellectual property that feeds the long-term success of these enterprises. This close link between company and legal teams allows our Life Sciences practitioners to solve new and compelling issues and to pave the way for risk avoidance and financial success.

Our range of experience on behalf of life sciences companies and healthcare groups includes representing them in sophisticated financing transactions, such as public offerings, venture capital investments, and private placement of securities. We also protect brands that represent billions of dollars in development and marketing and assess product risk during the clinical trial phase of the drug approval process. Our team is well versed in managing environmental, real estate, employment, and tax issues as well as serving as lead, national, or principal counsel in class-action pharmaceutical and medical device mass liability cases involving some of the most well-known drugs and devices in the world.

We serve life sciences companies in nearly every aspect of their businesses and operations, ensuring future growth and increasing market share by:

- Assessing legal risks during the product development stage
- Assisting in obtaining governmental clearances
- Facilitating funding efforts through venture capital sources
- Navigating through increasingly complex privacy laws and regulations, particularly in the health care field
- Guarding intellectual property through strategic counseling and, if necessary, in patent infringement, trademark infringement and false advertising litigation
- Building on our high technology and information systems experience as these disciplines converge at the frontier of research and development
- Prosecuting and defending commercial, product liability, and tort litigation matters with decades of litigation and trial experience nationwide

Representative Matters

Life sciences company—Products liability litigation

Defending a multinational branded pharmaceutical company in MDL and coordinated state court litigation in the Delaware Superior Court concerning proton pump inhibitors.

Multinational pharmaceutical company—Member of the defense steering committee and national discovery counsel in proton-pump inhibitor multi-district litigation

Serving on the defense steering committee and as national discovery counsel to a major multinational pharmaceutical business in ongoing and high-profile litigation alleging a class of heartburn drugs cause chronic kidney disease, renal failure, or other kidney problems. The representation involves over 10,000 cases, and includes appearing in Court and advising on all discovery issues related to *In Re: Proton-Pump Inhibitor Products Liability Litigation*, a

multi-district litigation in the U.S. District Court, District of New Jersey, and in numerous state courts across the country.

Pharmaceutical manufacturer—Defense of thousands of lawsuits

Counsel for global pharmaceutical manufacturer in defense of thousands of lawsuits alleging ingestion injuries.

Multinational pharmaceutical company—Defense steering committee in acid reflux multi-district litigation

Secured an order granting our motion to exclude plaintiffs' expert testimony, and then successfully moved for summary judgment, resulting in the dismissal of all remaining plaintiffs in an MDL involving claims that a pharmaceutical innovator's acid reflux treatment drug caused bone fractures.

Pharmaceutical company—National discovery counsel and trial and leadership team member in antipsychotic medication litigation

Serving as national discovery counsel and a member of the national trial and leadership teams representing a major innovator pharmaceutical company in the defense of over 25,000 claims that an antipsychotic medication causes weight gain, diabetes, and pancreatitis.

Global pharmaceutical company—Defense steering committee in pain pump personal injury litigation

Represented a major innovator pharmaceutical company in the defense of personal injury cases which involved claims that pain pumps cause degeneration of shoulder joint cartilage.

Pharmaceutical company—National coordinating counsel in branded statin litigation

Serving as national coordinating counsel for a major innovator pharmaceutical company in the defense of hundreds of claims that treatment with a widely prescribed branded statin causes diabetes, cardiovascular problems, and liver and kidney problems.

Life sciences company—Products liability litigation

Serving as trial counsel for a multinational branded pharmaceutical company in both Philadelphia Court of Common Pleas and the U.S. District Court for the District of Delaware concerning atypical antipsychotics.

Life sciences company—Products liability litigation

Defending branded pharmaceutical company in litigation filed in Delaware state court by the Delaware Attorney General seeking damages in connection with the use of opioids.

Alerts

New USPTO Proposal for Claim Interpretation in PTAB Proceedings Would Strengthen Patent Rights, Intellectual Property Alert , 5.10.2018

Articles

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

Speaking Engagements

Legionella -Overview and Personal Injury and Premises Liability Risk, Ramboll Seminar, 5.4.2023

Cosmetic Talc and Asbestos: Current State of the Science, Ramboll Seminar, 5.4.2023

Biotech Bootcamp Weekend, Suffolk University & Ventac Partners , 7.13-15.2018
Biosimilars-Evolving your IP Strategy Based on FDA Guidance, 5.2.2018
Fireside Chat, Igniting Innovation 2018 Gala - Delaware Bio, 4.19.2018
Leveraging the Connection Between FDA Regulatory and IP, Consero Conference- IP Forum For Life Sciences, 12.3.2017
OneThree Biotech Wins “Best in Show” at 1st Pitch Life Science Competition, Globe Newswire, Yahoo and various other publications, 3.23.2017
Biotech Breakfast, Association for Corporate Growth (ACG), 2.10.2017
New Developments in US Patent Litigation and Prosecution, Osaka, Japan, 11.7.2014

Webinars

Fireside Chat, Delaware Bio's Igniting Innovation Week 2020, 11.9.2020
IP Virtual Executive Roundtable For Life Sciences, Consero, 10.8.2020

Quoted

FDA Approves First Crispr Gene Therapy, Affordability Questions Remain, Inside Health Policy , 12.8.2023
First-Ever CRISPR Drug, Made by Two Boston Companies, Is Approved in the US, Boston Business Journal, 12.8.2023
Fast Friendships: Will COVID-Spurred Collaborations in Life Sciences Continue?, Boston Business Journal, 7.16.2021
The IP Dangers in Life Sciences Collaborations and How to Avoid Them, IAM Magazine, 5.15.2021
COVID-19 Vaccine Deal-Making Is Fleeting Game Changer for Pharma, Bloomberg Law, 3.30.2021
Nobel Laureate Tasuku Honjo Loses Multi-Billion Dollar Patent Dispute, IAM Magazine, 7.23.2020
4 Reasons Boston Can Be A Great Place For Patent Cases, Law360, 9.20.2017
3 Must-Knows for Provisional Patent Applications, Law360, August 10.2017
USPTO Patent Guidelines Give Hope To Life Sciences Cos., Law360, 5.6.2016
AstraZeneca Urges Del. Justices To End Nexium Fraud Case, Law360, 3.2.2016
Attorney: Supreme Court's Spider-Man Ruling Could Help Biotech, Tech Deals, Boston Business Journal, 5.22.2015