

Biotechnology Law Firm of the Year USA



Firm Profile

Since its founding in 1955, Marshall, Gerstein & Borun LLP has focused exclusively on intellectual property law. The Firm counsels and assists clients throughout the world with protection, enforcement and transfer of intellectual property rights. We deliver perspective where science, law and business converge. Our professionals collaborate with each other and with our clients to provide a sophisticated work product that integrates intellectual property with business goals.

We have over 80 attorneys, patent agents and technical specialists with training in many scientific, technical and legal disciplines. More than 90% of the Firm's attorneys have science or engineering degrees, and many professionals have a Ph.D. or other advanced technical degree.

Biotechnology and Pharmaceuticals

Marshall, Gerstein & Borun understands the often unpredictable science and lengthy product development lifecycles for biotechnology and pharmaceuticals. We work with clients to devise successful strategies that build U.S. and foreign patent portfolios to protect commercial products and processes and maximize patent life cycles.

The Firm's large biotechnology group includes lawyers and patent agents with broad experience in a variety of biotechnology disciplines, including: DNA, RNA, vaccine, protein, and antibody therapeutics and diagnostics; cell-based and viral therapeutics; drug and gene therapy delivery vehicles; plant biotechnology; industrial technology and research platforms; nanotechnology and interdisciplinary inventions.

The Firm's professionals are skilled at providing patent counseling relating to the interface between patents, clinical product development, FDA regulations and regulatory exclusivity. The Firm is experienced in traditional, chemical-based pharmaceuticals, formulations, and delivery technologies, in addition to biopharmaceuticals.

The Firm has:

- Procured, enforced and/or defended patents for biotech companies relating to a number of billion-dollar biologic or pharmaceutical products.
- Handled key patents for clients covering more than a dozen different commercially marketed products and numerous clinical trial candidates.
- "One of the best biotechnology practices in the entire country" and "highly-regarded boutique [providing] a comprehensive service" (*Chambers USA*); and ranks among the "World's Leading Intellectual Property Practices" for patents, biotechnology and trademarks (*Managing IP's 2013 World IP Survey*).

Patent Prosecution

The Firm has the advantage of experience across every major technical field and industry in managing large and interrelated U.S. and foreign patent portfolios. The Firm helps clients obtain and license patents, enforce patents against infringers and defend against charges of infringement. We prepare thorough and clear validity, infringement, and freedom to operate opinions that provide meaningful business guidance and can stand up in litigation contexts.

IP Litigation

Marshall, Gerstein & Borun has earned a national reputation for patent and trademark litigation, having successfully represented clients involving some of the most significant issues in IP law over the last 57 years, with many resulting in major victories and landmark decisions. Clients turn to us for the most visible, high-stakes IP cases and to provide solid enforcement and defense strategies.

IP Transactions

Attorneys in our IP Transactions practice provide comprehensive agreement solutions that implement clients' priorities, minimize unallocated risks and allow for changing circumstances. Our attorneys, with experience as in-house general counsel, patent counsel and technology transfer managers, deliver practical solutions and bring understanding of a wide range of deal strategies and markets.

Trademarks and Copyrights

We work with high-profile brands worldwide and offer the advantage of extensive experience in each facet of trademark protection and enforcement: clearance, registration, cease and desist strategies, licensing, and litigation. We represent software developers, publishers, authors, artists, producers, advertisers and entrepreneurs with respect to copyrights in all media. The Firm negotiates and drafts publishing agreements, permissions, consents and licenses; screens copy for infringing materials, advises with respect to ownership, and litigates copyright claims.

Representative Clients:

- Amgen Inc.
- BioMarin Pharmaceutical Inc.
- deCODE genetics
- InterMune, Inc.
- Ludwig Institute for Cancer Research
- Merck Serono

Areas of Focus

- Design Patents
- IP Litigation
- IP Transactions
- Patent Prosecution, Interferences and Oppositions
- Trade Secrets
- Trademarks and Copyrights

Contact

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