

PATENT SERVICES
FOR THE

Life Sciences

Innovative life sciences companies turn to Fish & Richardson to provide a full range of IP and regulatory services. More than 90 Fish attorneys and technology specialists focus their practices on the life sciences. Most possess PhDs or other advanced scientific degrees, often combined with substantial experience working in-house at life science companies. Our team spans the US, has an established presence in Munich, Germany, and conducts complex, high-value work on behalf of clients around the world.



When asked why they trust Fish with their valued intellectual assets, our clients mention:

- Our deep technical backgrounds, including attorneys with PhDs or other advanced scientific degrees in biology, immunology, molecular biology, cell biology, biophysics, protein chemistry, medicinal chemistry, organic chemistry, biochemistry, and microbiology.
- The collaboration between our award-winning patent, litigation, and regulatory practices provides an integrated team approach that gives clients a competitive edge to achieve their business and marketing objectives.
- The ability to access dockets and print case-status and matter reports using our FISHLink extranet.
- Flexibility in billing and fee arrangements.
- Our value-added services, including on-site customized training and updates on emerging legal issues, which keep our clients up to date on the latest legal developments that will affect their business.

In 2015, Fish filed more than 900 US patents on behalf of life science companies.

Beyond US patent prosecution, our patent practice helps clients with matters including:

- EU patent prosecution and litigation services through our office in Munich, Germany, including advising on the EU Unitary Patent and Unified Patent Court (UPC).
- Post-grant proceedings at the USPTO.
- Freedom-to-Operate, Non-Infringement, Invalidity, and Patentability opinions.
- Patent portfolio strategy, creation, and management.
- Patent-related analysis of competitive and third-party positions; Landscape analysis.
- Patent portfolio analysis in connection with financing, valuation, and acquisition of IP.
- Licensing and technology agreements.

CASE STUDIES

ALPHAGAN® P

Over the course of nearly a decade, Fish represented Allergan in multiple Hatch-Waxman litigations related to its ALPHAGAN, ALPHAGAN P 0.15%, and ALPHAGAN P 0.1% glaucoma medications.

COMBIGAN®

Represented Allergan in Hatch-Waxman litigation over its glaucoma drug COMBIGAN.

AMRIX®

Represented plaintiffs Eurand, Cephalon, and Anesta in Hatch-Waxman litigation related to the extended release muscle relaxant AMRIX.

LUMIGAN®

Represented Allergan in Hatch-Waxman litigation relating to its glaucoma drug LUMIGAN.

In 2015, Fish filed more than 900 US patents on behalf of life science companies, from startups to multi-nationals, across a wide range of technologies and therapeutic areas, including:

- Small Molecule Therapeutics
- Biologics, Vaccines, Cell Therapies (including Stem Cell Therapies), and Gene Therapies
- Drug Design, Discovery, Formulation, and Delivery Technologies
- Personalized Medicine
- Diagnostics

AN INTEGRATED TEAM FUNCTIONING ACROSS PRACTICE AREAS

Fish's patent practice is complemented by our award-winning patent litigation, Hatch-Waxman litigation, and regulatory practices. For our life sciences' clients, teams of attorneys collaborate to ensure that we implement the lessons we learn in the courtroom and in our interactions with the FDA into the most strategically robust patent strategies.

Fish's #1 patent litigation practice handles more than twice as many patent cases as our nearest competitor in the US. This includes some of the most significant life sciences patent cases over the past decade as well as appellate victories that have had a broad-ranging impact on the development of patent law. It also includes an unmatched record of successful representation

in Hatch-Waxman litigation or "brand on brand" litigation for leading innovator pharmaceutical companies.

Unique to Fish is our understanding of the complex relationship between patent and drug laws to maximally protect patent and regulatory exclusivity for our clients' pharmaceutical products worldwide. In the United States, our regulatory practice educates our patent attorneys and counsels clients on the scope and application of the Hatch-Waxman Act, including the 271(e)(1) "safe harbor," Orange Book listings, patent term extensions, and ANDA litigation under 271(e)(2). We advise clients on the Hatch-Waxman marketing exclusivities available for brand and "first mover" generics, and on orphan drug and pediatric exclusivity rights. Our attorneys also follow closely the legal and regulatory developments related to biosimilar approvals under the 2009 Biologics Price Competition and Innovation Act (BPCIA).

For five consecutive years, we have been named the top US law firm for life sciences and biotechnology IP work by *Managing Intellectual Property* magazine. We have a long history of working with clients in the life sciences industry and we take the time to understand each client's business and the legal and financial issues that life sciences companies face.

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Atlanta Austin Boston Dallas Delaware Houston Munich New York Silicon Valley Southern California Twin Cities Washington, DC

Fish & Richardson is a global patent, intellectual property (IP) litigation, and commercial litigation law firm with more than 400 attorneys and technology specialists across the U.S. and Europe. Fish has been named the #1 patent litigation firm in the U.S. for 13 consecutive years, handling twice as much patent litigation as its nearest competitor. Fish is also the #1 firm at the PTAB and the #1 firm at the ITC, handling more matters than any other firm. Fish is the leading law firm for the world's greatest innovators and influential industry leaders. For more information, visit www.fr.com.

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