

Joshua S. Reisberg | Partner
Intellectual Property Litigation

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Josh Reisberg is a seasoned trial attorney who focuses his practice on all facets of IP litigation, with broad experience in life sciences and technology patent litigation. Josh has substantial experience representing companies in a wide range of industries, including pharmaceuticals, medical devices, polyethylene technology, chemical engineering, agricultural genetics, advanced TV displays, LEDs, software and computer peripheral technology, semiconductor materials, fashion, publishing, and outdoor canine carrier technology.

Josh has practiced in state and federal courts throughout the country, including in key patent litigation venues such as Delaware, New Jersey, the Eastern District of Virginia, the Eastern District of Texas, and the International Trade Commission.

Outside The Firm

Josh is a competitive, offshore sailor with a particular affinity for solo sailing. In 2019, Josh raced solo from Newport, RI, to Bermuda as part of the Bermuda 1-2 Yacht Race, finishing fifth overall on the solo leg and first in his class. Josh aspires to one day compete in the 2,200-mile Singlehanded Transpacific Yacht Race, which begins in San Francisco and finishes in Hanalei Bay, Hawaii.

Select Engagements

- Defended a New Jersey-based pharmaceutical company in a Hatch-Waxman patent litigation action in the District of New Jersey involving otic antibiotic ear drops. The case settled favorably prior to expert discovery.
- Defended a global pharmaceutical company in a Hatch-Waxman patent litigation action in the District of Delaware involving abuse-deterrent

hydrocodone bitartrate extended-release tablets. The case settled favorably on the eve of trial.

- Defended an Indian pharmaceutical company in a Hatch-Waxman patent litigation action in the District of New Jersey involving roflumilast tablets. The case settled favorably following expert discovery.
- Represented a Taiwanese electronics company through fact and expert discovery in patent infringement actions involving phosphor-based LED technology.
- Defended an American multinational pharmaceutical and biotechnology corporation in a trade secret misappropriation litigation brought in California state court involving the development of the company's pain medication for use in a surgical setting. Served as the lead attorney working with the expert to rebut opinions directed to the company's alleged use of trade secret information in clinical trials.
- Represented an American multinational chemical corporation in a patent infringement action in the District of Delaware involving the company's patented film-grade polyethylene technology. Played an integral role in securing wins following a 2010 jury trial and 2012 bench trial on supplemental damages.
- Represented an American multinational chemical corporation in litigation involving Canadian patents directed to the company's polyethylene technology. Assisted the company's Canadian team in securing a judgment for patent damages totaling over CAN \$645 million (USD \$500 million), which amounts to the largest reported patent damages award in Canadian history.

Admissions

- New York
- U.S. District Court - Eastern District of Michigan
- U.S. District Court - Eastern District of New York
- U.S. District Court - Southern District of New York

Memberships

- Federal Circuit Bar Association
- International Trademark Association
- New York Intellectual Property Law Association

Education

- Colgate University, BA
- Brooklyn Law School, JD, magna cum laude

Recognitions

- 2013–2017, New York Metro Rising Stars, listed in *Super Lawyers*

