

## Kevin P. Shortsle

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**“I am an IP litigator and patent attorney helping clients achieve successful outcomes in their litigations, business deals, and IP strategies.”**

Kevin Shortsle focuses his practice on pharmaceutical, chemical, and medical device technologies, with additional focus on broader intellectual property litigation, licensing, diligence, patent prosecution, and counseling. Kevin helps clients navigate all aspects of patent litigation, from pre-filing investigations through trial and appeal. His recent representations include treatments for prostate cancer, schizophrenia, urea cycle disorders (UCDs), and Lambert-Eaton Myasthenic Syndrome (LEMS), mRNA gene editing, reprogramming, and cell therapy, and a wide-range of sterile injectable formulations.

Kevin also prepares and negotiates licensing agreements and conducts due diligence assessments to support mergers and acquisitions. He also counsels clients and prepares opinions concerning patentability of inventions, validity of patents, and freedom-to-operate of pharmaceutical, chemical, surgical device, medical device, and food and beverage products and technologies.

Kevin is also well-versed in patent prosecution, having grown and managed several clients' worldwide patent portfolios in a variety of subjects, including medical devices, diagnostic instrumentation, and food and beverage technologies.

### Intellectual Property

- Intellectual Property Litigation
- Patents
- Chemical Arts
- Healthcare

Prior to joining Howard and Howard, Kevin was a partner in the intellectual property practice of national and international law firms. Prior to and during law school, Kevin worked for Abbott Laboratories, where

he advised patent counsel, scientists, and engineers on patent strategy and protection of new products and technologies, advised and supported in-house and outside counsel in litigation projects, and supported due diligence for licensing and acquisition projects. Prior to Abbott, Kevin granted and denied patent applications in the fields of chemical and materials engineering as a patent examiner for the U.S. Patent and Trademark Office.

## **Representative Matters**

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- Won Federal Circuit appeal upholding Massachusetts federal judge's decision to overturn jury verdict for Perrigo, which Supreme Court subsequently denied certiorari.
- Secured complete district court victory for Tolmar Therapeutics defending claims of patent infringement against its Eligard® product, an injectable treatment for prostate cancer.
- Lead negotiations for global collaboration and licensing agreement for development of cell therapies using novel mRNA technologies.
- Lead negotiations for global commercialization, collaboration, and licensing agreement for treatments related to Urea Cycle Disorders.
- Achieved favorable settlement for Biomet in a 15-patent declaratory judgment action after Indiana federal judge allowed Biomet's claims of inequitable conduct into the case.

## **Education**

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- Chicago-Kent College of Law, 2008
  - J.D., *Honors*
- University of Michigan, 2000
  - B.S., Chemical Engineering

## **Admissions**

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- Court of Appeals, Federal Circuit
- U.S. District Court for the Northern District of Illinois
- Supreme Court of Illinois
- U.S. Patent and Trademark Office