



## BRIAN R. LANDRY

### PARTNER

Boston  
131 Dartmouth Street  
Suite 501  
Boston, MA 02116

Phone number: (617) 912-0969  
Fax number: (617) 723-4151  
brian.landry@saul.com

#### SERVICES

Emerging Company and  
Entrepreneur Services  
Copyright Services  
Intellectual Property  
Patent Services  
Trademark Services  
Resources, Access and  
Mentoring Program (RAMP)

#### INDUSTRIES

Biotechnology  
Life Sciences Transactional  
Services  
Medical Device and  
Diagnostic Companies  
Technology Transfer  
Services for Colleges and  
Universities  
Life Sciences  
Technology and  
Manufacturing

Brian Landry draws on a broad base of intellectual property experience involving patents, designs, trademarks, and copyrights and technical expertise to help clients identify, protect, and enforce their intellectual property. Brian has significant experience in the medical devices field as well as consumer products, building materials, and devices and software having research, diagnostic, and therapeutic applications. Brian has handled patent matters involving a variety of medical technologies including cryotherapies for numerous medical and cosmetic indications, phototherapies, urologic devices, neurologic interfaces, surgical tools, and novel uses of existing therapeutics.

Brian also counsels clients involved in inventorship and priority disputes arising under interference and derivation rules.

Brian's clients include universities, research hospitals, and companies of all sizes, many of which build on licensed technology. For example, Brian advised BioTrove, Inc., a Massachusetts-based laboratory equipment maker in all aspects of intellectual property strategy including the development and prosecution of its patent portfolio (including portfolios licensed from two leading research universities) and its trademarks for several years prior to and through its acquisition by Life Technologies and spinoff of Biocius Life Sciences (later acquired by Agilent Technologies). (The BioTrove transaction was listed as one of the top 10 in vitro diagnostic deals in 2009 by Price Waterhouse Coopers in their publication *Diagnostics 2011*).

Brian works to streamline patent prosecution and leverage legal developments to maximize the value of clients' patent portfolios. For example, Brian frequently counsels clients regarding the use of patent prosecution highway programs to leverage allowance of a patent application in one country to expedite examination in other countries. Brian also frequently counsels clients on challenges to patent term adjustment awards that extend the enforceable life of an issued patent.

Brian's experience includes:

- Drafting more than 100 priority patent applications
- Advising clients on offensive and defensive strategies including warning letters, freedom-to-operate, non-infringement and invalidity analyses, and reexamination of patents

- Drafting requests for ex parte reexamination resulting in significant narrowing of asserted claims
- Identifying invalidity references and position resulting in nuisance value settlement with non-practicing entity
- Advising a consumer products company on US and foreign utility and design prosecution, enforcement, and freedom-to-operate

Prior to joining Saul Ewing, Brian was, for seven years, an associate and technology specialist for an international AmLaw 100 firm, where he counseled companies on how to identify, protect, and grow their intellectual property assets.

## MEMBERSHIPS AND AFFILIATIONS

Boston Patent Law Association

## EDUCATION

J.D., Suffolk University School of Law, 2007

B.S., Worcester Polytechnic Institute, 2004

## BAR ADMISSION

Massachusetts

Rhode Island

U.S. Patent & Trademark Office

## FIRM INVOLVEMENT

Vice Chair, Intellectual Property

Member, Technology Committee