

The Best and Worst Patents for Generics to Fight

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ATTORNEYS

Landmon, Chad

PRACTICE AREAS

Intellectual Property

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IP Law 360 reporter Sara Stefanini quotes Chad Landmon in an article detailing patent strategy for generic drugmakers. *"Sometimes there are multiple approved methods, and the generic doesn't have to seek FDA approval for all the methods," said Chad Landmon, a patent litigation partner at Axinn, Veltrop & Harkrider LLP. "In a validity challenge it could be difficult, but some very well-known blockbuster drugs have had method-of-use patents invalidated." Brand name drug makers will apply for method-of-use patents to protect the way that medication can be used. . . . "If [the generic company] only files for [one approved use such as] back pain, the brand company can't even sue," he said.*