

MORRIS NICHOLS ARSHT & TUNNELL



DEREK J. FAHNESTOCK
SPECIAL COUNSEL

(302) 351-9347 T

(302) 498-6238 F

dfahnestock@mnat.com

PRACTICE AREAS

Intellectual Property Litigation
Patent Litigation
Trade Secret Litigation
Trademark & Copyright Litigation

EDUCATION

J.D., 2005, Harvard Law School
Ethics, Law and Biotechnology
(E.L.A.B.), President
M.S., biochemistry, 2001, Stanford
University
B.A., biology, 1997, Johns Hopkins
University

ADMISSIONS

Delaware, 2005
District of Columbia, 2008
U.S. District Court for the District of
Delaware, 2006
U.S. Court of Appeals for the Federal
Circuit, 2007

Derek's intellectual property litigation practice focuses on patent cases in the District of Delaware and elsewhere, with an emphasis on biotechnology and pharmaceutical cases.

His experience encompasses all areas of patent litigation including pre-trial, trial, and post-trial proceedings.

Derek's particular focus concentrates on cases involving biotechnology and Abbreviated New Drug Application ("ANDA") cases under the Hatch-Waxman Act, which draw upon his academic background in the biology and biochemical arts.

Professional Activities

- American Bar Association
 - Litigation Section
 - Intellectual Property Law Section
- Federal Circuit Bar Association
- Delaware State Bar Association

Representative Matters

- Represented UCB at trials in Hatch-Waxman cases concerning UCB's Vimpat® epilepsy drug and Neupro® rotigotine transdermal system.
- Represented Shire and Sanofi-Aventis at trial in Hatch-Waxman litigation related to Firazyr®, Shire's treatment for hereditary angioedema.
- Member of lead counsel defending Agilent Technologies Inc. in a patent case involving nucleic acid arrays chromatography.
- Represented VANDA Pharmaceuticals in related Delaware actions involving the drug FANAPT® for treatment of schizophrenia.

mnat.com

1201 North Market Street, 16th Floor
P.O. Box 1347
Wilmington, DE 19899-1347