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## WARREN K. MACRAE

PARTNER

Warren MacRae has been counseling clients in all aspects of patent law for nearly two decades. Mr. MacRae focuses his practice on chemical patent matters, with particular emphasis on Hatch-Waxman litigations and pharmaceuticals. Mr. MacRae also has extensive technical expertise in such technologies as polymer chemistry, biotechnology, medical and mechanical devices, nutraceuticals, organoleptics, and food chemistry. A substantial portion of his practice is devoted to patent litigation.

Mr. MacRae has represented clients before the Court of Appeals for the Federal Circuit and has successfully argued numerous appeals to the Board of Patent Appeals and Interferences (BPAI) of the United States Patent and Trademark Office (USPTO). He has successfully represented clients in both *inter parte* and *ex parte* proceedings before the USPTO, and has provoked and prosecuted numerous interferences at the USPTO to final judgment or settlement.

Mr. MacRae is also active in counseling clients from the point of preparing patent applications through licensing and successful resolutions of a wide range of disputes involving patents. He advises clients regarding strategic re-examinations of US patents and oppositions to foreign patent applications resulting in freedom to operate for his clients, and manages numerous collaborative technology and licensing arrangements for the pharmaceutical industry.

Representative cases that Mr. MacRae has been involved with include *Hoffmann-La Roche, Inc. v. Apotex, et al.*, *Hoffmann-La Roche, Inc. v. Cobalt, et al.*, *Montell North America Inc. v. The Dow Chemical Company, Inc.*; *Mead Johnson & Co. v. Barr Laboratories*; *Eli Lilly & Co. v. Barr Laboratories*; *GlaxoSmithKline Beecham Corp. v. Synthron Pharmaceuticals, Ltd.*, and *In re Basell Poliolfine, Italia S.p.A.*, 547 F.3d 1371 (Fed. Cir. 2008).

### PRACTICE AREAS

- Patent Litigation and Counseling
- Litigation
- Emerging Media

### EDUCATION

St. John's University, M.S.,  
Organic Chemistry, 1999

St. John's University School of  
Law, J.D., 1992

St. John's University, B.S.,  
1985, *cum laude*, with honors  
in Chemistry

### BAR ADMISSIONS

New York  
United States Patent and  
Trademark Office

### COURT ADMISSIONS

U.S. Supreme Court  
U.S. Court of Appeals, Federal  
Circuit  
U.S. District Court for the  
Eastern District of New York  
U.S. District Court for the  
Southern District of New York  
U.S. District Court for the  
Western District of New York

## **Prior Work Experience**

Prior to joining Loeb & Loeb LLP, Mr. MacRae was a partner at Bryan Cave.

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