



Contact

Baldassare Vinti

Partner

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Baldassare Vinti is a partner in the Patent Law and Intellectual Property Groups.

Baldo's practice focuses on litigating patent, false advertising, trade secret, trademark and contractual matters in federal and state courts and before the International Trade Commission. He is a skilled intellectual property litigator with extensive experience in all aspects of litigation, including trials (jury and bench), *Markman* hearings, appeals before the Federal Circuit, case preparation and strategy, depositions, motion practice, and settlement negotiations. In the area of patent litigation, he has worked on cases involving a broad range of technologies, including medical devices, diagnostics, immunoassays, orthotics and prosthetics, proton pump inhibitor pharmaceuticals, dental implants, electronic medical records systems, wound dressings, pharmaceutical capsules, digital video compression, electronic book delivery and security systems, mobile phones and mobile media technologies, ATSC digital television standard, navigation, location-based services, bandwidth management, bar code scanning, irrigation equipment, waste management systems, laser inscription devices, and other related technologies. Baldo has represented numerous major corporations in patent litigations, including British Telecommunications PLC, Church & Dwight Co., Inc., Henry Schein, Inc., Maidenform Brands Inc., Mitsubishi Electric Corp., Ossur North

America Inc., Panasonic Corp., Sony Corp., U.S. Philips Corp. and Zenith Electronics LLC.

In addition, Baldo regularly handles transactional work, including intellectual property due diligence, intellectual property licensing, structural transactions involving intellectual property, patentability studies, infringement/non-infringement opinions, and client counseling in patent and trademark matters. In addition, he has experience in patent prosecution matters.

Baldo is an author and frequent commentator on patent issues pertaining to medical devices and a host of other intellectual property topics, and has been quoted in the *National Law Journal*, *Bloomberg BNA*, *Law360*, *Westlaw Journal* and *Inside Counsel* magazine. He is also a regular contributor of articles published in *Medical Product Outsourcing* magazine that deal with the medical device industry.

Baldo served as a judicial intern for Hon. John E. Sprizzo of the United States District Court for the Southern District of New York and for Hon. Charles A. LaTorella of the New York Supreme Court.

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Matters

Representative litigation matters:

- *Zenith Electronics LLC, Panasonic Corp., U.S. Philips Corp. and The Trustees of Columbia University in the City of New York v. ViewSonic Corp., Curtis International Ltd. and Craig Electronics* (S.D. Fla.; C.D. Cal.) Currently representing Zenith, Panasonic, U.S. Philips and Columbia University in a series of patent litigations relating to transmission and reception of digital television signals, and the ATSC digital television standard.
- *Mitsubishi Electric Corp., Koninklijke Philips N.V., Thomson Licensing, GE Technology Development Inc., Panasonic Corp. and Sony Corp. v. Motorola Mobility LLC, ViewSonic Corp., Curtis International Ltd. and Craig Electronics.*

(S.D. Fla.; C.D. Cal.) Currently representing Mitsubishi, Philips, Thomson, GE Technology, Panasonic and Sony in a series of patent litigations relating to compression of digital video signals, and the MPEG-2 compression standard.

- *Radiancy, Inc. v. Viatek Consumer Products Group, Inc.* (S.D.N.Y.) Currently representing Radiancy in a patent and false advertising litigation concerning hair remover devices.
- *ADREA, LLC v. Barnes & Noble, Inc., Barnesandnoble.com, and Nook Media LLC* (S.D.N.Y.) Currently representing ADREA in a patent litigation relating to electronic book delivery and security systems.
- *British Telecommunications PLC v. Google, Inc.*, (D. Del.) Represented British Telecommunications in a patent infringement action against Google relating to navigation, location-based services, bandwidth management, and access to personalized services and content.
- *MobileMedia Ideas, LLC v. Blackberry* (N.D. Tx.) Represented MobileMedia Ideas (MMI), a patent portfolio licensor of inventions adopted by manufacturers of mobile phones and mobile media technologies, in a high-profile patent infringement case against Blackberry.
- *Small v. Nobel et al.* (S.D.N.Y.) Defended Henry Schein, Inc. and Camlog USA in a patent infringement lawsuit involving dental implants. Action was settled successfully after a favorable claim construction ruling.
- *Church & Dwight Co., Inc. v. Abbott Laboratories* (D.N.J.) Represented Church & Dwight in a patent infringement action against Abbott Laboratories relating to over-the-counter pregnancy tests, resulting in a \$14.6 million jury verdict and a finding of willful infringement which subsequently resulted in enhancement of that award to \$29.2 million. The court also subsequently awarded in excess of \$8.8 million in pre-and post-judgment interest, to bring the total award to more than \$38 million.
- *Inverness Medical Innovations, Inc., Inverness Medical Switzerland GmbH, and SPD Swiss Precision Diagnostics GmbH v. Church & Dwight Co., Inc.* (D. Mass.) Represented Church & Dwight in a patent infringement action relating to

electronic diagnostic technology.

- *Medsquire, LLC v. Spring Medical Systems, Inc. et al.* (C.D. Cal.) Obtained dismissal, on behalf of Henry Schein, Inc., of a complaint alleging infringement of electronic medical records system sold and distributed by Henry Schein
- *Portfolio Technologies, Inc. v. Church & Dwight Co., Inc.* (ITC) Defended Church & Dwight's particular prophylactic design marketed under the Trojan® brand name in the U.S. International Trade Commission ("ITC"); the ITC ruled in favor of Church & Dwight on a patent challenge mounted by plaintiff Portfolio Technologies, Inc., which alleged that Church & Dwight had infringed plaintiff's patent
- *Pfizer, Inc., Warner-Lambert Co. and Warner-Lambert Co, LLC v. Ajix, Inc. (d/b/a Farmacapsulas S.A.)* (D. Ct.) Defended Ajix, Inc., distributor of hard gelatin capsules, against Pfizer, Inc. Pfizer sued Ajix alleging that its gelatin capsules infringed a Pfizer patent related to intricate locking mechanisms present on the capsules. Obtained a summary judgment of noninfringement of Pfizer's patent, which was summarily affirmed by the Federal Circuit, per curiam.
- *Church & Dwight Co., Inc. v. Pfizer, Inc.; Church & Dwight Co., Inc. v. Quidel Corporation; and Inverness Medical Switzerland GmbH, Unipath Diagnostics, Inc., and Church & Dwight Co., Inc. v. Acon Laboratories, Inc.* (D.N.J., S.D. Cal., D. Mass.) Represented Church & Dwight in three additional litigations involving patents relating to lateral flow immunoassays; all actions were settled successfully, one for a publicly reported settlement of \$18 million. Another was settled following summary judgment of infringement followed by a jury verdict of validity
- *Ossur North America, et al. v. Freedom Innovations, et al.* (C.D. Cal.) Obtained a favorable settlement in representing Ossur North America, et al., a leading manufacturer of orthotics and prosthetic devices, in separately filed patent infringement and unfair competition actions respecting prosthetic devices
- *Molnlycke Health Care AB et al. v. Medline Industries, Inc., Ossur N. Am. Inc.* (N.D. Ga.) Obtained a favorable worldwide settlement in defending Ossur North

America in a patent litigation brought by Molnlycke Health Care AB in the U.S. and Sweden involving wound care products

- *SPD Swiss Precision Diagnostics GmbH v. Church & Dwight Co., Inc.* (D.N.J.) and *Church & Dwight Co., Inc. v. SPD Swiss Precision Diagnostics GmbH* (D.N.J.) Represented Church & Dwight in a series of actions involving claims for false advertising concerning consumer pregnancy, ovulation and fertility tests
- *Robert Gordon et al. v. Church & Dwight Co., Inc.* (N.D. Cal.) Obtained dismissal, on behalf of Church & Dwight, of a false advertising complaint concerning the labeling on Church & Dwight's TROJAN-ENZ spermicidal lubricated condoms
- *Vongslay v. Church & Dwight Co., Inc.* (S.D. IL) Obtained dismissal, on behalf of Church & Dwight, of a class action complaint against Church & Dwight's Baby Orajel teething pain medicine

Practices

False Advertising & Trademark, Product Liability & Consumer Litigation, Intellectual Property, Patent Law

Industries

Life Sciences, Health Care

Education

St. John's University School of Law, J.D., 1999

cum laude

St. John's University, B.S., 1996, (Pharmacy)

Admissions & Qualifications

New Jersey

New York

U.S. Patent and Trademark Office

Court Admissions

U.S. District Court, New York, Southern District

U.S. Court of Appeals, Federal Circuit

U.S. District Court, New York, Eastern District

U.S. Court of Appeals, Second Circuit

Memberships

American Intellectual Property Association

Association of Medical Diagnostics Manufacturers

Intellectual Property Owners Association

International Association for the Protection of Intellectual Property

International Federation of Industrial Property Attorneys

Italy America Chamber of Commerce, Inc.

Japanese Chamber of Commerce and Industry of New York, Inc.

New York Intellectual Property Association

Awards & Recognition

New York Super Lawyers 2015-2018

IAM Patent 1000 – The World's Leading Patent Practitioners 2014-2018

New York Super Lawyers "Rising Stars," 2013

The Legal 500 United States: Media, Technology & Telecoms: Marketing & Advertising: 2011-2012

Languages

Italian