

Contact

Colin G. Cabral

Partner

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Colin Cabral is co-head of the firm's Life Sciences Litigation group. He is an experienced first-chair trial lawyer with a proven track record of success trying cases in federal district courts, state courts, Delaware Chancery Court, the International Trade Commission, and before domestic and international arbitration tribunals.

Colin specializes in complex patent and commercial litigation. He represents a broad range of clients in the life sciences and pharmaceutical industries. Colin also serves as lead trial counsel in cases involving other technologies, including computer software and consumer products.

Recently, Colin won a defense verdict for a medical device company following a jury trial in the District of Delaware. The jury rejected the plaintiff's claim of fraud. The Court also excluded the plaintiff's damages expert in advance of a subsequent jury trial involving claims on patent infringement.

In late 2023, Colin secured a landmark victory for Sanderson Farms in a blockbuster broiler chicken antitrust conspiracy case, defeating $7 billion in damages claims. Following a six-week trial, a jury in the U.S. District Court for the Northern District of Illinois returned a complete defense verdict.

Colin previously served as in-house litigation counsel for a global life sciences company in San Diego, CA. He also served as a Special Assistant District Attorney in Dorchester, MA.

Colin volunteers as regular faculty for the National Institute for Trial Advocacy. He is also the Board Chairman of FreeFrom, a charitable organization that helps survivors of domestic violence achieve financial independence.

Matters

Representative Matters

- *Drug Royalty L.P. 3 v. Takeda Pharmaceuticals USA, Inc.*: Lead counsel representing Takeda in a contract dispute concerning the recall and withdrawal of a pharmaceutical drug.
- *Globus Medical, Inc. v. Alphatec Spine, Inc.* (S.D. Cal.): Lead counsel representing Globus in a patent infringement dispute concerning medical devices.
- *Spinelogik, Inc. v. Globus Medical, Inc.* (E.D. Tex.): Lead counsel representing Globus in a patent infringement case concerning medical devices.
- *Jackson v. NuVasive Inc.* (D. Del.): Lead counsel representing NuVasive in a patent infringement dispute related to spinal implants.
- *In re SoClean, Inc., Marketing, Sales Practices and Products Liability Litigation* (W.D. Pa.): Lead counsel representing SoClean and DW Management Services in a multi-district litigation involving a commercial dispute against Philips related to the recall of millions of CPAP and ventilator devices.
- *In re Broiler Chicken Antitrust Litigation* (N.D. Ill.): Obtained a complete defense verdict in favor of Sanderson Farms following a six-week jury trial, defeating $7 billion in damages claims.
- Obtained 8-figure settlement in a domestic arbitration involving a breach of contract related to pharmaceutical drug development.

- *Rhode Island Hospital v. ProThera Biologics, Inc. et al.*(R.I. Super. Ct.): Obtained a dismissal with prejudice on behalf of Takeda Pharmaceuticals and Baxalta US in a commercial dispute involving allegations of tortious interference.
- *Caddo v. Progress Software* (D. Mass.): Obtained a favorable settlement on behalf of Progress in a patent infringement dispute after prevailing on claim construction issues.
- *3B Medical v. SoClean, Inc.* (S.D.N.Y.): Obtained a dismissal with prejudice on behalf of SoClean in a false advertising matter.
- *MediaZam LLC v. Voices.com* (E.D. Wisc.): Obtained a favorable settlement on behalf of Voices.com in a patent infringement dispute after challenging patentability under § 101.
- *Hypertherm, Inc. v. Jack & Dave* (D.N.H.): Obtained consent judgment and injunctive relief for Hypertherm in patent infringement dispute.
- *Andes Capital Financing LLC v. Crossed Keys LLC et al.* (N.D. Tex.): Obtained dismissal for defendants for lack of personal jurisdiction following an evidentiary hearing.
- *GEMAK v. Church & Dwight* (D. Del.): Successfully resolved patent infringement dispute for Church & Dwight after winning motion to compel test results.
- *Away v. Olivet et al.* (S.D.N.Y.): Obtained successful resolution as lead counsel for Away in a case involving claims of trade secret misappropriation and trade dress infringement.
- *Rothschild Digital Confirmation v. Oracle* (E.D. Tex.): Won award of legal fees as lead counsel for Oracle in patent infringement dispute.
- *DRG International v. Bachem Americas et al.* (C.D. Cal.): Negotiated the dismissal of 5 of 7 asserted patents without motion practice and won a motion to dismiss claims of indirect and willful infringement.
- *Ultratech, Inc. v. Analog Devices, Inc.* (N.D. Cal.): Argued and won motion to dismiss action for copyright infringement.

- *Zenith Elecs. LLC et al. v. Sceptre, Inc.* (C.D. Cal.): Argued and defeated summary judgment motion on damages under 35 U.S.C. § 287; the case settled following the decision.
- *SpeedTrack v. Amazon.com et al.* (N.D. Cal.): Negotiated the dismissal of patent infringement claims against six clients without responding to complaint.
- *SpeedTrack v. Office Depot, Inc. et al.* (N.D. Cal., Fed. Cir.): Obtained summary judgment of non-infringement on behalf of all defendants under the Kessler doctrine; affirmed by the Federal Circuit on appeal.
- *Speedtrack v. Wal-Mart* (N.D. Cal., Fed. Cir.): Won summary judgment of non-infringement with respect to all asserted claims on behalf of defendants in a case relating to search algorithms used for online retail Web sites; affirmed by the Federal Circuit on appeal.
- *ADREA v. Barnes & Noble, Inc. et al.* (S.D.N.Y.): Won a jury verdict of patent infringement and no invalidity while serving as lead trial counsel for plaintiff in a case concerning electronic books and related technologies.
- *NISTAC v. Nissan North America, Inc. et al.* (E.D. Mich.): Defended Honda in a patent infringement suit relating to automobile piston assemblies; the plaintiff voluntarily dismissed the case after the court ruled in favor of Honda on all claim construction issues.
- *Analog Devices v. Knowles Electronics* (D. Del., U.S.I.T.C): Obtained a finding of infringement and an exclusion order on behalf of plaintiff following a competitor's use of patented anti-stiction technology for micro-electromechanical systems (MEMS) devices.

Practices

Restrictive Covenants, Trade Secrets & Unfair Competition, Litigation, Intellectual Property, Patent Law

Industries

Life Sciences

Education

University of Notre Dame Law School, J.D.

cum laude

Columbia University, B.S.

Admissions & Qualifications

California

Massachusetts

New York

U.S. Patent and Trademark Office

Court Admissions

U.S. Court of Appeals, Federal Circuit

U.S. District Court, Illinois, Northern District

U.S. District Court, California, Central District

U.S. District Court, California, Northern District

U.S. District Court, California, Southern District

U.S. District Court, Massachusetts

U.S. District Court, Michigan, Eastern District

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

U.S. District Court, Texas, Eastern District

Awards & Recognition

Benchmark Litigation Litigation Star 2024-2026

Benchmark Litigation's Under 40 Hotlist 2017

The Legal 500 United States: General Commercial Disputes: 2025

The Legal 500 United States: Health Care/ Life Sciences 2025

Southern California Super Lawyers Rising Stars 2015-2019

Golden Gavel Award 2011, 2022, 2024