

Cook Alciati

He | Him | His
Partner

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Education

- Villanova University School of Law, JD; *Sports and Entertainment Law Journal*, Associate Editor
- University of Edinburgh, LLM in Innovation, Technology, and the Law
- Loyola College, BA

Practices & Industries

- Intellectual Property Litigation

Admitted to Practice

- New York

Court Admissions

- US Court of Appeals for the Federal Circuit

Biography

Cook focuses his practice on intellectual property litigation, with a particular emphasis on patent litigation. He regularly represents clients in district courts around the country as lead counsel, in inter partes review proceedings before the United States Patent and Trademark Office's Patent Trial and Appeal Board, and in appellate matters, principally before the United States Court of Appeals for the Federal Circuit. Cook has experience in all aspects of patent litigation from the filing of the complaint through a jury verdict. He has handled numerous *Markman* hearings, summary judgment hearings, and *Daubert* hearings in district courts throughout the country.

Cook has additional experience in complex commercial litigation, trade secret litigation, and trademark and copyright litigation involving a broad range of technologies, including aseptic processing, electronics, cloud computing technologies, artificial intelligence-based inventions, LEDs, footwear, sporting equipment, and medical devices including implantable devices, wound closure devices, and obesity treatment devices.

Representative Experience

- Served as lead counsel for Steuben Foods, Inc. in litigation spanning 10 years that resulted in a jury verdict in Steuben's favor in which the jury found all six asserted claims infringed and not invalid and awarded full damages requested—\$38 million.
- Served as lead counsel for Fulfillium, Inc. in litigation in the United States District Court for the Central District of California against a medical device company and its private equity backer. The case settled favorably for Fulfillium just days before trial, resulting in a seven-figure settlement that equated to a 60 percent royalty on sales of the infringing devices.

- Served as lead counsel for St. Croix Surgical Systems, Inc. in litigation in the United States District Court for the Northern District of California. Obtained a successful *Markman* ruling on all disputed claim terms on behalf of the client. The case settled shortly thereafter on favorable terms for the client.

Prior Experience

- Gardella Grace, Principal
- Steuben Foods, Chief Intellectual Property Counsel
- Barclay Damon LLP, Associate
- Superior Court of Pennsylvania, Judge Richard B. Klein, Judicial Intern
- Barclay Damon LLP, Law Clerk

Selected Honors

- *The Best Lawyers In America*®: Litigation – Intellectual Property, 2024
- *Managing IP Magazine*, Rising Star, 2022–2023
- IAM300, Recommended Individual, 2023
- IAM1000, Recommended Individual, 2021–2023
- Oxford International Intellectual Property Moot Court Competition, Finalist

Selected Speaking Engagements

- PTAB Masters Symposium, “Your Patent Has Been Challenged in an IPR, What Now?”
- NERA Insights Webinar, “What’s a Reasonable Opinion for a Reasonable Royalty?”

Selected Media

- Law360, “Meta Can’t Nix Misrepresentation Claims in Revenue Split Suit”
- Managing IP, “This Week on MIP: IP Ones to Watch 2024 | UPC Injunction First”
- Law360, “Another IP Team Joins Barclay Damon From DC Boutique”