

Bartlit Beck Wins Defense Verdict in High-Stakes Patent Infringement Case Involving Medical Devices

Applied Medical v U.S. Surgical (2004)

Central District of California

Fred Bartlit and Glen Summers successfully defended a Tyco subsidiary in the Central District of California by winning a summary judgment of invalidity in this patent infringement action involving medical devices used in laparoscopic surgery. Tyco hired Bartlit Beck to take over for an international New York-based firm after an adverse summary judgment that one of the asserted patents was valid and infringed. Our firm assumed the defense against two other asserted patents and invalidated them.

Fred and Glen also successfully defeated a preliminary injunction motion based on findings of infringement related to other patents before our firm's involvement in the case. As a result of favorable claim construction we obtained in the injunction proceeding, plaintiff abandoned all but one asserted claim. In March 2005, the Court granted our motion for summary judgment of non-infringement as to that last remaining claim, resulting in a complete defense judgment for our client.

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