



### Brian Biggs

Partner

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Brian Biggs is a trial attorney who focuses his practice in the area of intellectual property litigation, with a predominant focus on patents. He has represented clients in over 150 patent litigations in the District of Delaware in a broad array of technical fields, including semiconductors, computer virtualization, video game animation, automotive, recycled glass, consumer products, digital signage, targeted internet advertising, e-commerce and other computer and internet technologies.

- Intellectual Property and Technology
- Patent Litigation

Brian is a Delaware native and has spent his career litigating patent disputes in the District of Delaware. Brian fuses his expertise of the Judges and the jurisdiction into his lead practice, commonly serving as lead in the technical (using his background in Physics and Bioengineering), damages, and discovery aspects of a patent litigation. He has stand up in-court experience at every aspect of litigation, including argument and examination at trial, and argument in summary judgment, claim construction, and discovery matters.

His experience with the District goes beyond the courtroom. Brian is currently an Associate member of the Delaware Board of Bar Examiners and sits as the Intellectual Property Chair of the Delaware Chapter of the Federal Bar Association in which he helps plan and put on the District's biennial Bench and Bar.

While Brian's practice focuses on the District of Delaware, he also has substantial experience in other prominent patent jurisdictions, including appellate advocacy in the Federal Circuit and Third Circuit, investigations at the International Trade Commission, and patent litigation in the Eastern District of Texas, the Central District of California and the Southern District of California.

## Admissions

- Delaware
- New Jersey
- Pennsylvania

## Clerk Experience

During law school, Brian completed clerkships with the Delaware Department of Justice, Office of the Attorney General and the Southeastern Pennsylvania Transit Authority (SEPTA) tort defense team.

## Prior Experience

Prior to joining DLA Piper, Brian served as a judicial intern for the Honorable Peggy L. Ableman of the Delaware Superior Court.

## Recognitions

In January 2020, Brian was recognized by the District of Delaware for his pro bono representation through the Court's Federal Civil Panel of a prisoner seeking a religious item while in prison. That case is currently on appeal to the Third Circuit Court of Appeals.

In 2019, Brian became an Associate Member of the Delaware Board of Bar Examiners.

In 2017, Brian was accepted to and completed the prestigious District of Delaware Federal Trial Practice Seminar, a multi-week instructional trial practice program involving lectures, mock arguments and a mock trial. The program provides an unparalleled opportunity for younger lawyers to learn trial practice skills from and with the mentorship of the District of Delaware bench and distinguished practitioners.

Brian is an active member of the Federal Bar Association's (FBA) Delaware Chapter, is currently a co-chair of the Delaware Chapter's Civics Committee and a liaison to the national FBA civics committee, and has been recognized for his work planning and putting on the District of Delaware Bench and Bar conferences in 2015, 2016 and 2018.

Brian received two awards for outstanding oral advocacy during his coursework at Temple Law: the Norman Hegge Award and the Barrister's Award.

- *Chambers USA*  
2021 - Up and Coming, Delaware Intellectual Property  
Chambers comments, "Brian Biggs is increasingly recognized for his sophisticated representation of clients in complex patent disputes, often those involving complex technology." Clients say, "*He is fantastic to work with - hard-working, approachable and likable.*"

*For more information, pursuant to New Jersey Lawyer Advertising guidance, please click here.*

## Education

- J.D., Temple University School of Law 2011
- M.P.H., Epidemiology, Drexel University 2007
- B.S., Biomedical Physics, Pre-Medicine, Pennsylvania State University 2005  
Minors: Bioengineering, Mathematics, History

## Courts

- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Third Circuit
- United States District Court for the District of Delaware
- United States District Court for the Eastern District of Texas

## Memberships

- Delaware Board of Bar Examiners, Associate Member
- Federal Bar Association, Delaware Chapter, IP Section Co-Chair
- Federal Circuit Bar Association
- Delaware State Bar Association

### Publications

#### Supreme Court Corner

September 2021

The Court chose to enhance the Director's power to review PTAB decisions directly.

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#### Supreme Court Corner

June 2021

The issue at hand in *Unicolors v. H&M* turns on a question of inaccuracies in the copyright registration certificate.

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#### Supreme Court Corner

30 March 2021

Numerous amici in *American Axle* urge the Supreme Court to take the case; update on *USPTO v. Booking.com*.

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#### Supreme Court Corner

22 December 2020

A quick look at two cases.

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#### Supreme Court Corner

30 September 2020

A quick look at two cases - *USPTO v. Booking.com* and *American Axle & Manufacturing v. Neapco Holdings*.

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#### Supreme Court Corner

30 June 2020

A quick look at three cases: *Thryv, Inc.*; *Lucky Brands*; and *Romag Fasteners*.

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#### Supreme Court Corner: Q1 2017

30 MAR 2017

Key Supreme Court decisions in the copyright and patent areas.

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## **Supreme Court Corner - Q4 2016**

20 DEC 2016

Two patent cases, two copyright cases

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## **Supreme Court Corner: Q3 2016**

26 SEP 2016

Does the Lanham Act's disparagement clause violate the First Amendment or is it impermissibly vague? And does the equitable defense of laches bar a claim for monetary remedies for patent infringement?

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## **Supreme Court Corner: Q1 2016**

29 MAR 2016

Two cases to watch.

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## **Supreme Court Corner: Q4 2015**

2 DEC 2015

A recent fair use decision, plus three significant cases to watch

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## **Supreme Court Corner: Q2 2015**

9 JUN 2015

Recent decisions and cases to watch

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## **Supreme Court Corner - Q1 2015**

24 MAR 2015

Recent decisions and cases to watch

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## **Supreme Court Corner - Q3 2014**

10 SEP 2014

A review of cases relevant to IPT decided or argued before the Court during Q3

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## **Supreme Court Corner - Q2 2014**

26 JUN 2014  
Key IPT cases before the United States Supreme Court

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### **Supreme Court Corner Q1 2014**

26 MAR 2014

A review of cases relevant to intellectual property and technology.

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### **Supreme Court Corner: Q4 2013**

5 DEC 2013

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### **Supreme Court corner - Q3 2013**

4 SEP 2013

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### **Supreme Court Corner: Q2 2013**

4 JUN 2013

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### **Supreme Court Corner: Q1 2013**

7 MAR 2013

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## **NEWS**

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### **DLA Piper announces partnership promotions for 2021**

28 April 2021

DLA Piper is proud to announce that 44 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2021 in the United States and May 1, 2021 for EMEA and Asia Pacific. The promotions have been made across many of the firm's practice areas in 33 different offices throughout 17 countries.

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