



Dr Markus Gampp LL.M.

Partner

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Markus Gampp is an experienced patent litigator who advises and represents clients from various industries in complex patent infringement and invalidity proceedings and other IP-related litigation.

In particular, Markus has extensive experience in litigating major patent disputes, including strategic advice (e.g. as part of multi-jurisdictional litigation) and the respective antitrust advice (e.g. on standard-essential patents).

Markus has special expertise in the field of IT (consumer electronics, telecommunications, media and technology) and in the Industrials sector, including the automotive, aviation and manufacturing industries. In addition to the enforcement of intellectual property rights and trade secrets, Markus also advises regards patent transfer, licensing and employee inventions.

Markus is regularly recognized by leading guides and ranking institutions as one of Germany's top patent litigators (c.f. Chambers, Legal 500, JUVE, IAM Patent 1000, IAM Strategy 300, Best Lawyers, WIPR Leaders Patents, Expert Guides Patents, etc.). He has published numerous articles and commentaries on various subjects of IP and patent law and is a frequent speaker at international conferences. Markus heads the German patent practice and is a Co-Chair of DLA Piper's global patent group.

LANGUAGES SPOKEN

- English
- German

- Intellectual Property and Technology
- Patent Litigation
- Patent Prosecution and Strategic Patent Counseling
- Litigation, Arbitration and Investigations
- Antitrust and Competition
- International Arbitration
- IT and Telecoms Disputes
- Cross-Border Litigation

- Technology
- Industrials
- Consumer Goods, Food and Retail

English German

- Advice and representation of two globally leading automotive suppliers in very extensive patent litigation campaigns brought by a US-based chip manufacturer against several leading car manufacturers, relating to various technologies integrated in multimedia- and infotainment systems such as communication, interfaces, networking, data transmission, graphics processing, etc.
- Advising a globally leading automotive supplier in patent matters with respect to the assertion and licensing of standard-essential

patents by individual patent holders and patent pools.

- Advising and representing a German globally leading supplier of technology and services in a multitude of patent infringement and validity proceedings relating to automotive parts against an international competitor.
- Advising and representing an Italian world market leader for motor sport and extreme sport apparel and accessories in a patent dispute with its competitor, based on multiple patents, in both the infringement and parallel nullity and opposition proceedings.
- Advice and representation of a customer and licensee of a globally leading US-based multinational computer technology corporation as defendant in patent infringement proceedings against a lawsuit brought by one of the largest non-practicing entities regarding network technology, as well as in the corresponding nullity proceedings.
- Advising a US-based global market leader in consumer and enterprise technology regarding patent matters, including the alleged infringement of patents relating to LED technology.
- Advising and representing a globally leading US-based provider of biometric identity verification and enrolment solutions in patent infringement and validity proceedings relating to personal authentication systems.
- Advising a globally leading US-based sportswear company in patent law matters, including defending against allegations of infringement of patents and utility models regarding various sporting goods and apparel.
- Advising a US-based manufacturer of innovative battery technology in patent matters.
- Advising and representing a globally leading airline in patent litigation proceedings (infringement and nullity actions) brought by a non-practicing entity relating to mobile boarding services and the respective app.

CREDENTIALS

Professional Qualifications

- Rechtsanwalt admitted with the Rechtsanwaltskammer Munich

Prior Experience

Prior to joining DLA Piper at its Munich office in February 2014, Markus worked at a leading international law firm in Munich (2006-2014). Prior to that, he worked as an academic assistant at the Justus-Liebig-University of Giessen (2004-2006) and at another leading international law firm in Frankfurt am Main (2001-2002).

Recognitions

- *JUVE Handbook 2021/2022*: Frequently recommended for patents: patent litigation/lawyers; "excellent strategist in tech litigation", competitor
- *Legal 500 Germany 2022*: Leading individual and recommended for intellectual property: patent litigation; "Markus Gamp is friendly and competent. Easily accessible and always sends promised information on time. Markus is a creative and very competent lawyer with whom we always enjoy working."; "Markus Gamp is an excellent lawyer and litigator. He has almost 20 years of experience and has demonstrated his skill and strategic ability in many large, complex and often international proceedings. In all this, he is at the same time very pragmatic and keeps an eye on the economic goals."
- *Handelsblatt* in cooperation with *Best Lawyers 2022*: Recommended for intellectual property law
- *IAM Patent 1000 2021*: "He 'provides consistent, creative and effective advice'; 'proactive' and 'very knowledgeable on substantive legal issues but also considers business realities'."
- *IAM Strategy 300 2021*: Recognized as one of the 300 World's Leading IP Strategists
- *WIPR Leaders Patents 2021*: Recognized as one of the World's Leading Patent Practitioners
- *Expert Guides Patents 2019*: Recognized as one of the World's Leading Patent Experts

Education

- Higher Regional Court of Karlsruhe, Second State Examination, 2001
- Justus-Liebig-University Giessen, First State Examination, 1998

- University of San Diego, School of Law, Master of Laws, 2003
- Justus-Liebig-University Giessen, Dr. jur., 2006

Memberships

- German Association for the Protection of Intellectual Property (GRUR)

INSIGHTS

Publications

Has the CJEU re-opened the door for preliminary injunctions for patent infringement in Germany/Europe?

19 May 2022

On April 28, 2022, the CJEU (case ID C-44/21) cleared the way for civil courts in Europe to issue a pre-liminary injunction in patent infringement cases even if the validity of the patent in suit has not yet been confirmed in first instance opposition or nullity proceedings.

The End of the 'Automatic Injunction' in Germany? – Reform of the German Patent Act Enters Into Force

31 August 2021

Prior to being enacted by the German legislator most recently, the latest reform of German patent law had been discussed for years. Most of the provisions of the "Second Simplification and Modernization of Patent Law" bill now entered into effect with the promulgation of the law on 18 August 2021.

Guidance from the EU-level for multi-component device SEP litigation?

1 December 2020

The Dusseldorf Regional Court decided on November 26, 2020 to refer several hotly-disputed questions relating to FRAND licensing of SEPs, especially with a view to the involvement of suppliers, to the Court of Justice of the European Union (CJEU).

Sisvel v. Haier - Willingness to license or willingness to negotiate?

9 July 2020

The German Federal Court of Justice (FCJ) handed down its first judgment on FRAND since the CJEU's landmark decision in Huawei v. ZTE (decision from May 16, 2015, docket no. C-170/13). This decision was long awaited with many hoping that the FCJ would align the diverging approaches of the German lower courts in interpreting the CJEU's decision.

NEWS

MEDIA MENTIONS

- "34 DLA Piper lawyers in nine countries ranked among The World's Leading Patent Professionals," *DLA Piper*, October 30, 2019

UPC

Markus is DLA Piper's key contact for all questions relating to the introduction of the Unitary Patent and the Unified Patent Court system and the author of several articles and the UPC section of our website, which can be found at dlapiper.com/upc