



→ Joshua Weisenfeld

Associate

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Josh Weisenfeld is an associate in the Intellectual Property Group in the firm's San Diego (Del Mar) office.

Practice Overview

Josh advises and represents clients across the full lifecycle of intellectual property—helping them build, strengthen, and enforce patent portfolios, and defending against allegations of patent infringement. His practice combines high-volume, strategic patent preparation and prosecution with complex patent litigation, including matters in federal district court and investigations before the U.S. International Trade Commission (ITC).

Patent Preparation, Prosecution, & Portfolio Development

Josh works closely with in-house teams, engineers, and inventors to develop patent strategies aligned with business objectives and product roadmaps. He drafts and prosecutes patent applications in a range of technologies, with a particular focus on:

- Networking, computing, and computer infrastructure
- AI-enabled systems and software-related technologies
- Electronics and electromechanical systems
- Aerospace and defense technologies
- Automotive systems
- Biomedical devices and related instrumentation
- Oil and gas, energy, and industrial systems
- Consumer products and devices
- Recreation products and systems

Patent Litigation

Josh maintains an active patent litigation practice focused on large-scale, commercially significant disputes. He regularly develops and advances non-infringement and invalidity positions, including through technical analysis of accused products and asserted patent claims, and has significant experience with post-grant proceedings such as *inter partes* review (IPR) and *ex parte* reexamination (EPR). He supports clients in defending against infringement allegations and in pursuing strategic offensive and defensive outcomes in matters that require technical depth, coordinated strategy, and a detailed understanding of complex products

and markets.

Technical Background

Josh's technical experience spans a broad range of disciplines, including electronics and instrumentation, electrical engineering, nuclear engineering, robotics, electromagnetics, optics, mechanics and mechanical engineering, astronomy and astrophysics, and experimental modern physics. He leverages this background to translate complex technical concepts into clear advocacy in both prosecution and litigation contexts.

Prior Experience, Leadership, & Writing

While in law school, Josh served as a Student Attorney in the Cardozo Tech Start-Up Clinic, providing pro bono counsel to early-stage technology companies on formation, governance, privacy, patents, trademarks, and blockchain-related matters. He was a Staff Editor for the *Cardozo Journal of Equal Rights and Social Justice*, where he published *Medical Marijuana Patients: Discrimination & the Search for Employment Protections*, analyzing the intersection of evolving medical marijuana laws and employment protections under the Americans with Disabilities Act. He also served as Vice President of the Benjamin N. Cardozo Intellectual Property Law Society, Treasurer of the Cardozo Start-Up Society, and a Programming Committee Member of the Cardozo Data Law Initiative, and competed in the CUBE Innovators Invitational, where he co-founded a legal tech company. Josh also regularly publishes articles and blog posts on emerging and developing issues in patent law, including AI and its integration into legal practice, and was recognized by the *JD Supra* Readers' Choice Awards in 2025 for a Top Read Article.

Honors

Top Read Article, "Precluded, Not Repeated: WARF & Apple Continue to Shape our Understanding of Issue Preclusion in Patent Law," *JD Supra* Readers' Choice Awards, 2025

Articles

- 2024 Federal Circuit Case Summaries
04.15.2025
- 2023 Federal Circuit Case Summaries Year End Report
04.08.2024
- The Scope Of Challenged Claims After Fed. Circ. Sivel Ruling
Law360, 11.13.2023
- IP Practice Group Launches Quarterly Review of Key Federal Circuit Decisions
Sheppard Mullin, Spring 2023

AI Law and Policy Blog Posts

- "The Double-Edged Sword of AI in Patent Drafting and Prosecution," October 15, 2024

Intellectual Property Law Blog Posts

- "Navigating Declaratory Judgment: Mitek's Bid to Head Off USAA's Patent Claims," June 16, 2025

- "Biopharmaceutical Patent Litigation: Regeneron's Defense Against Biosimilar Launches," May 27, 2025
- "Koss Corporation v. Bose Corporation," November 21, 2024
- "Clearing the Path Forward: The Critical Role of Patent Searches," November 14, 2024
- "Precluded, Not Repeated: WARF & Apple Continue to Shape our Understanding of Issue Preclusion in Patent Law," September 19, 2024
- "Interpreting the Printed Matter Doctrine in Inter Partes Review," June 10, 2024
- "Federal Circuit Vacates District Court's Claim Construction of the Term 'Pipette Guiding Mechanism'," December 14, 2023
- "Sisvel International S.A. v. Sierra Wireless, Inc., No. 2022-1387, 2022-1492 (Fed. Cir. Sept 1, 2023)," October 24, 2023
- "FS.COM INC. v. International Trade Commission Corning Optical Communications LLC – Intervenor No. 22-1228 (Fed. Cir. Apr. 20, 2023)," August 2, 2023
- "In re Couvaras, No. 2022-1489 (Fed. Cir. June 14, 2023)," August 1, 2023
- "2023 Federal Circuit Case Summaries," April 24, 2023

Practices

Intellectual Property

Patent Litigation

Patent Prosecution and Counseling

Post-Grant Proceedings

Trademarks and Trade Dress

Industries

Aerospace, Defense & Government Services

Artificial Intelligence

Automotive

Blockchain

Blockchain and Fintech

Emerging Company & Venture Capital

Energy, Infrastructure and Project Finance

Entertainment, Technology and Advertising

Food and Beverage

Life Sciences

Transportation

Education

J.D., Benjamin N. Cardozo School of Law

B.A., Physics & English, Gustavus Adolphus College

Admissions

California

Minnesota

U.S. District Court for the Central District of California

United States Patent and Trademark Office – Reg. No. 80,496