

Webinar: Demystifying Reverse Payment Settlements in 2015

Webinar
06.03.2015

Live Webcast

3:00 p.m. - 5:00 p.m. (ET)

Registration

Registration is FREE courtesy of Sheppard, Mullin, Richter & Hampton LLP.

Please note, complimentary passes are available for the first 30 registrants. Once all of the passes are used, attendees can register for the deeply discounted rate of \$25 each courtesy of Sheppard, Mullin, Richter & Hampton LLP.

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Reverse Payment Settlements, also known as 'pay-for-delay' agreements, involve a patent holder paying a potential competitor to delay marketing their product in a challenge to the patent holder's rights. Reverse payment patent settlements have evolved since US patents may be challenged in court by competitors, and declared invalid if found to be in violation of the strict patent laws. It is becoming increasingly common for some patent holders, particularly pharmaceutical companies, to pay competitors to extend their patent 'exclusivity'. These settlements have been criticized as anti-competitive and contrary to the public interest since it may raise prices and reduce innovation. Recently, the Supreme Court decision in *FTC v. Actavis, Inc.* only led to further confusion regarding the contradictory policies of the patent and antitrust laws.

In a two hour, LIVE Webcast, a panel of skilled practitioners assembled by The Knowledge Group will discuss recent cases and help the audience in Demystifying Reverse Payment Settlements in 2015. The speakers will also offer the audience best compliance practices and risk mitigation techniques.

Some of the major topics that will be covered in this course are:

- Reverse Payment Realities – An Overview
- Reverse Payment Settlement Agreements
- Hatch-Waxman Act
- Patent Settlements for Antitrust Violations
- Risks of Decreased Patent Value
- Paragraph IV' Certification
- Rule-of-Reason Analysis

- Antitrust Scrutiny Prevention and Risk Mitigation Strategies
- Reverse Payment Realities Compliance Practices
- Potential Penalties and Litigation

Speakers:

- **Jennifer M. Driscoll**, *Partner*, Sheppard, Mullin, Richter & Hampton LLC (Washington D.C.)
- **Maren Schmidt**, *Attorney Bureau of Competition*, Health Care Division U.S. Federal Trade Commission
- **Kenneth R. O'Rourke**, *Partner*, O'Melveny & Myers LLP
- **Craig C. Corbitt**, *Partner*, Zelle Hofmann Voelbel & Mason LLP
- **Joseph R. Saveri**, *Attorney*, Joseph Saveri Law Firm, Inc.

Note: CLE/CPE/CE credit (a minimal Certificate of Attendance processing fee of \$49 per participant, normally paid by the attendee) if credit is needed to apply to the bar.

Questions? Contact Michelle O'Driscoll at modriscoll@sheppardmullin.com.