



## J. Coy Stull

OF COUNSEL

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## Overview

Coy Stull is an intellectual property attorney with experience in all stages of federal court litigation, including trials and appeals. Coy provides strategic counseling to clients at all stages of the business cycle — from the formation of new ventures to the ongoing commercial operation of established businesses.

Coy works with clients in a wide variety of technological areas, including software applications, blockchain, consumer products, industrial processes, nanomaterials, pharmaceutical compositions, methods of treatment, small molecules, natural products, medical diagnostic devices, and veterinary products. Coy has extensive experience in life science technologies, including pharmaceutical litigation related to the Hatch-Waxman Act.

A registered Patent and Trademark Office attorney, Coy advises clients regarding filing and prosecution of patent and trademark applications, as well as inter partes review (IPR) and ex parte reexaminations.

Coy also advises clients in all manner of transactions involving the use, sale, licensing, and transfer of technology and intellectual property.

Coy handles trademark, copyright, and trade secret disputes, including litigation, opposition and cancellation proceedings before the Trademark Trial and Appeal Board, and UDRP proceedings.

Outside of his intellectual property practice, Coy devotes a significant amount of time to pro bono matters. He has represented several veterans seeking service-related disability benefits before the U.S. Court of Appeals for Veterans Claims. Coy is also a volunteer for Bay Area Legal Services and has represented family law clients in the Tampa Bay area.

Coy is board certified in Intellectual Property Law by The Florida Bar. He is a currently appointed member of The Florida Bar's Intellectual Property Law Certification Committee and the Federal Circuit Bar Association's Patent Litigation Committee.

## Experience

- Verifone in *Mesa Digital, LLC v. Verifone, Inc.*, a patent infringement litigation in the Southern District of Florida concerning point-of-sale devices.
- Alfasigma USA in *Alfasigma USA, Inc. v. Westminster Pharmaceuticals, LLC*, a tortious interference litigation in the Middle District of Florida.
- Belcher Pharmaceuticals in *Belcher Pharmaceuticals, LLC v. Rubin*, a litigation concerning the ownership of patents in the Thirteenth Circuit in Hillsborough County, Florida.
- Big Daddy Enterprises Inc. and Wide Open Enterprises LLC in *Rare Breed Triggers, LLC v. Big Daddy Enterprises, Inc.*, a patent infringement litigation in the Northern District of Florida concerning firearm triggers.
- Bionpharma Inc. in *Azurity Pharmaceuticals, Inc. v. CoreRX, Inc.*, a patent infringement litigation in the Middle District of Florida involving an enalapril maleate pharmaceutical product.
- Creed Monarch Inc. in *Automatic Equipment Manufacturing Co. v. Danko Manufacturing, LLC*, a patent infringement litigation in the District of Nebraska involving brakes for towed vehicles.
- TracFone Wireless Inc. in *Precis Group LLC v. TracFone Wireless, Inc.*, a patent infringement litigation in the Southern District of Florida and the Federal Circuit concerning methods of payment.
- HNA LH OD in *HNA LH OD, LLC v. Local House International, Inc.*, a false advertising litigation in the Southern District of Florida.
- Brubaker HomeShopping Inc. in *Brubaker HomeShopping, Inc. v. USA Supreme Distributions*, a trade secrets litigation in the Middle District of Florida concerning database theft.
- EZSTAX LLC in *EZSTAX, LLC v. Aldi, Inc.*, a patent infringement litigation in the Middle District of Florida concerning organization systems.
- Nichia Corp. in *Nichia Corp. v. Lighting Science Group* in a patent infringement litigation in the Middle District of Florida concerning semiconductor light-emitting devices.
- Dr. Reddy's Laboratories in *Indivior Inc. v. Dr. Reddy's Laboratories, S.A.*, Hatch-Waxman patent infringement litigations in the District of Delaware, the District of New Jersey, and the Federal Circuit involving patents listed in the Orange Book for Suboxone® (buprenorphine/naloxone sublingual film).

- Dr. Reddy's Laboratories in inter partes review proceedings involving an Orange Book patent for Suboxone® (IPR2019-00328, IPR2019-00329).
- Fresenius Kabi USA in *Shire Orphan Therapies LLC v. Fresenius Kabi USA, LLC*, a Hatch-Waxman patent infringement litigation in the District of Delaware and the Federal Circuit involving a patent listed in the Orange Book for Firazyr® (icatibant acetate).
- Ceva Santé Animale and Horizon Valley Generics in *Merial Inc. v. Ceva Santé Animale S.A.*, a contract and Lanham Act litigation in the Middle District of Georgia involving fipronil/methoprene veterinary products.
- West-Ward Pharmaceuticals and Eurohealth International in *Spectrum Pharmaceuticals Inc. v. Eurohealth International Sarl*, a Hatch-Waxman patent infringement litigation in the District of Nevada involving an Orange Book patent listed for Fusilev® (levoleucovorin).
- Respondent Enzymotec in *Omega-3 Extracts From Marine or Aquatic Biomass and Products Containing the Same* (ITC Inv. No. 337-TA-877).
- Watson Laboratories and Actavis Laboratories in *Bayer Pharma AG v. Watson Laboratories Inc.*, Hatch-Waxman patent infringement litigations in the District of Delaware and the District of New Jersey involving patents listed in the Orange Book for Staxyn® (vardenafil).
- Watson Laboratories in *Pfizer Inc. v. Watson Pharmaceuticals Inc.*, a Hatch-Waxman patent infringement litigation in the District of Delaware involving a patent listed in the Orange Book for Rapamune® (sirolimus).
- Impax Laboratories Inc. in *Purdue Pharma Products LP v. Impax Laboratories Inc.* and *In re Tramadol Hydrochloride Extended-Release Tablets Patent Litigation*, Hatch-Waxman patent infringement litigations in the District of Delaware involving patents listed in the Orange Book for Ultram ER (extended-release tramadol hydrochloride).

## Areas of Focus

### Practices

- Intellectual Property
- Administrative Litigation and Appeals
- Appellate & Trial Support
- Business Transactions
- Digital and E-Commerce Engagement and Innovation
- Distressed Health Care
- Government Law & Consulting
- Health Care
- Intellectual Property Litigation

### Industries

- Health Care
- Technology

- Intellectual Property Protection & Portfolio Management
- Litigation and Trials
- Pharmaceuticals and Medical Devices
- Technology

## Insights

05.30.2023

U.S. Supreme Court Unanimously Upholds the Federal Circuit’s Enablement Inquiry for Patent Claims

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06.08.2022

Amgen, Juno And The Fate Of Functional Genus Claims

*Law360*

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03.02.2020

Canna We Talk Cannabis? Not So Patently Obvious: Patent Infringement in the Cannabis Industry

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## News

12.13.2023

Coy Stull Quoted in Law360: “The Biggest Patent Rulings of 2023”

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03.14.2023

Coy Stull Quoted in Tampa Bay Business Journal: “Crystal Lagoon Creators Allege Local Licensees Stole Its Proprietary Technology”

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03.09.2023

Carlton Fields Joins Florida Blockchain Business Association

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06.08.2022

Carlton Fields IP Attorneys Author Article for Law360: Amgen, Juno And The Fate Of Functional Genus Claims

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11.01.2021

The Collective Spotlight: J. Coy Stull

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11.12.2020

Carlton Fields' J. Coy Stull Earns Board Certification from The Florida Bar

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01.24.2019

Carlton Fields Adds Experienced Intellectual Property Litigator J. Coy Stull

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## Professional & Community Involvement

- Federal Bar Association, Tampa Bay Chapter
- Federal Circuit Bar Association
  - Vice Chair, Patent Litigation Committee
  - Co-Chair, Hatch-Waxman/BPCIA Subcommittee
- The Florida Bar
  - Vice Chair, Intellectual Property Law Certification Committee (2021–present)
- Hillsborough County Bar Association
- Bay Area Legal Services
  - Collective Member and Volunteer (2019–present)
- Great American Teach-In
  - Volunteer (2022)
- Palma Ceia Little League
  - Coach (2019–present)
- Tampa Bay United Soccer League
  - Coach (2019–present)

## Speaking Engagements

- “Recent Developments in Pharmaceutical Patent Litigation,” Federal Circuit Bar Association, Patent Litigation Committee (March 17, 2022)
- “Appellate Advocacy Before the U.S. Court of Appeals for Veterans Claims,” Veterans Consortium Pro Bono Program (November 11, 2021)
- “Skinny Labels, Enablement, Venue, and More: Recent Developments in Hatch-Waxman Litigation,” Federal Circuit Bar Association, Patent Litigation Committee (May 11, 2021)
- “Brexit and Beyond – The Top IP Issues,” Hillsborough County Bar Association, Intellectual Property Section (February 4, 2021)

## Pro Bono

- Lead counsel for veterans in benefits appeals at the U.S. Court of Appeals for Veterans Claims.
- Lead counsel for client in child custody case in Hillsborough County, Florida.
- Lead counsel for tenants in a housing conditions and eviction case in the Superior Court of the District of Columbia.
- Lead counsel for homeless client in a child custody and protective order case in the Superior Court of the District of Columbia.
- Volunteer at D.C. Bar Pro Bono Center Landlord Tenant Resource Center and small business clinic.
- Volunteer at CARECEN citizenship clinics.

## Credentials

### Education

- University of Miami School of Law (J.D., cum laude, 2005)
- University of Florida (B.S., with honors, 2002)

### Bar Admissions

- District of Columbia
- Florida
- U.S. Patent and Trademark Office

### Industry Specialization

### Certifications

- Intellectual Property Law

### Court Admissions

- U.S. Supreme Court
- U.S. Court of Appeals, Federal Circuit
- U.S. Court of Appeals for Veterans Claims
- U.S. Court of Appeals, Eleventh Circuit
- U.S. District Court, District of Columbia
- U.S. District Court, Middle District of Florida
- U.S. District Court, Northern District of Florida
- U.S. District Court, Southern District of Florida