

Sudip Kundu

COUNSEL

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AREAS OF FOCUS

[Class Action Defense](#)

[Complex Commercial Litigation
and Arbitration](#)

[Intellectual Property Litigation](#)

SPECIAL INTEREST

[NFL Player Representation](#)

Sudip's instincts coupled with his extensive trial experience lead to efficient wins in the courtroom and make him an effective advisor allowing his clients to spend more time and money on their businesses rather than on legal issues.

Sudip has successfully tried cases before federal district courts, the International Trade Commission, the U.S. Patent Office, and the International Chamber of Commerce. Earlier in his career, Sudip prepared and prosecuted patent and trademark applications, providing him with a further insight that he leverages to achieve successful outcomes for his clients in patent matters.

To date, Sudip has successfully handled 19 ITC investigations, 23 IPR proceedings, and dozens of district court cases. These cases involved a broad range of technologies including biotechnology relating to cell therapies and drug delivery devices; consumer electronics relating to mobile phones, laptops, and tablets; software relating to speech recognition; and power electronics relating to wind turbines and lighting products.

The outstanding results Sudip has achieved for his clients in complex and factually challenging cases include securing dismissal of all claims in a patent infringement suit on behalf of a founder of a biotech startup in a case involving induced pluripotent stem cells; and successfully persuading a jury that a competitor's patent—which the client stipulated its product covered—was not willfully infringed and had only nominal value.

In addition to his litigation practice, Sudip also serves as an advisor to startup companies, including biotech startups on a host of corporate and intellectual property issues including patent and trademark procurement strategies, operating agreements, supply and licensing agreements, and due diligence in connection with mergers & acquisitions. Sudip has also broadened his skillset as an advisor with his certification by the NFL Players Association, allowing him

to represent current and prospective players in contract negotiations with NFL clubs.

When not practicing law Sudip enjoys fostering the interests of his two young children and playing the saxophone.

Experience

- Defending founder of a biotech against breach of contract, fraud, and tortious interference allegations in California Superior Court.
- Defending parent company of a global consumer electronics manufacturer in three investigations before the International Trade Commission involving technology related to laptops, mobile phones, and tablets.

Credentials

Education

- St. Louis University School of Law, J.D.
- University of Illinois at Urbana-Champaign, B.S., Electrical Engineering

Prior Affiliations

- Weil Gotshal & Manges LLP, 2008-2010, 2018-2022
- Kundu PLLC, 2010-2018
- McDermott, Will & Emery, 2006-2008

Admissions

- Admitted in New York, Washington, D.C., and U.S. Patent and Trademark Office

Federal Courts

- U.S. Court of Appeals for the Federal Circuit
- U.S. Court of Appeals for the District of Columbia Circuit
- U.S. District Court for the Eastern and Southern Districts of New York
- U.S. District Court for the District of Colorado

Professional Affiliations

- Ad Idem Network, *Member*
- International Trade Commission Trial Lawyers Association, *Member*