



Anthony D. Raucci

Special Counsel

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Anthony focuses his practice on district court patent litigation.

He has been involved in complex IP cases as both lead and Delaware counsel covering various technology areas, including pharmaceuticals, medical devices, radio-frequency identification (RFID) systems, exhaust gas treatment systems, oil wells, and computer networks. He has also been involved in trademark and contract litigation in district court, as well as trade secret and contract litigation before the Delaware Court of Chancery.

Anthony's experience spans many phases of litigation, from initial pleadings through final judgment, including taking and defending depositions and taking an active role on trial teams.

In his pro bono activities, Anthony has served as a volunteer advocate, under the guidance of Delaware Volunteer Legal Services (DVLS), in a "protection from abuse" matter in family court. He has also participated in the DVLS "Wills for Seniors" event. In his support of the ABA Death Penalty Representation Project, he worked on post-conviction proceedings that overturned an inmate's death sentence.

While an undergraduate studying nuclear engineering, Anthony worked for two power utility companies with nuclear power generation facilities in Florida, gaining industry experience relating to radiation monitoring and regulatory compliance practices.

Anthony has been included in *Best Lawyers: Ones to Watch* for his work in intellectual property litigation, patent litigation, and intellectual property law.

PRACTICE AREAS

Intellectual Property Litigation

CLERKSHIPS

Extern to The Honorable Joseph R. Goodwin, US District Court for the Southern District of West Virginia, 2013

EDUCATION

Washington and Lee University School of Law, JD, magna cum laude, order of the coif, 2013
Washington and Lee Law Review, staff writer and senior articles editor, 2011-2013

University of Florida, BS, Nuclear Engineering, cum laude, Alpha Nu Sigma Society, 2010

ADMISSIONS

Delaware, 2013

US District Court for the District of Delaware, 2014

US Court of Appeals for the Federal Circuit, 2021

US Patent and Trademark Office, 2010

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EXPERIENCE

Member of lead counsel team for defendant in patent litigation relating to CPAPs. *NYU v. ResMed, Inc.*, C.A. No. 21-813-JPM (D. Del.).

Represented defendant as member of lead counsel team in an earnout dispute. *Bailey v. Tektronix, Inc.*, C.A. No. 21-1268-GBW (D. Del.).

Delaware counsel for plaintiffs in patent and copyright litigation relating to femtosecond-laser-assisted cataract surgery devices. *AMO Development, LLC et al. v. Alcon Vision LLC, et al.*, C.A. 20-842-CFC-JLH (D. Del.).

Delaware counsel for plaintiff in Hatch-Waxman litigation relating to cancer treatment medication cabozantinib. *Exelixis, Inc. v. MSN Labs. Private Ltd., et al.*, C.A. No. 19-2017-RGA (D. Del.).

Delaware counsel for defendant and counterclaim plaintiff in patent and antitrust litigation relating to systems used to control automotive gasoline vapor emissions. *Ingevity Corp. v. BASF Corp.*, C.A. No. 18-1391-RGA (D. Del.).

Member of lead counsel team for defendants in commercial litigation involving alleged breach of contract and business torts relating to window tinting film. *OC Tint Shop, Inc. v. CPFilms, Inc. et al.*, C.A. No. 17-1677-RGA (D. Del.).

Represented plaintiff biotechnology company as lead and Delaware counsel in commercial litigation relating to technology for the production of proteins in plants. *iBio, Inc. v. Fraunhofer USA, Inc.*, C.A. No. 10256-VCMR (Del. Ch.).

Represented declaratory judgment plaintiff as member of lead counsel team in trademark infringement and unfair competition litigation relating to golf tees. *Pride Mfg. Co., LLC v. Evolve Golf, Inc.*, C.A. No. 15-1034-SRF (D. Del.).

Member of lead counsel team representing defendant in patent litigation relating to packaging for transdermal patch. *Actavis Labs. UT, Inc. v. UCB, Inc.*, C.A. No. 15-1001 (E.D. Tex.).

Represented defendant as member of lead counsel team in patent infringement litigation relating to RFID systems. *Proximity Monitoring Innovations LLC v. AssetWorks LLC*, C.A. No. 14-575-GMS-SRF (D. Del.).

Member of a team that served as co-lead counsel for plaintiffs in Hatch-Waxman litigation relating to Vimpat®, a pharmaceutical for the treatment of epilepsy. *UCB, Inc. et al. v. Accord Healthcare, Inc. et al.*, C.A. No. 13-1206-LPS (D. Del.).

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Represented defendant as member of lead counsel team in patent infringement litigation relating to computer networks. *Online News Link LLC v. Netflix Inc.*, C.A. No. 13-1438-RGA (D. Del.).

Represented defendant as member of lead counsel team in patent infringement litigation relating to nucleic acid microarrays. *Enzo Life Sciences Inc. v. Agilent Techs. Inc.*, C.A. No 12-434-LPS (D. Del.).

NEWS & INSIGHTS

Morris Nichols Promotes Zach Haupt and Anthony Raucci to Special Counsel
Firm News, 01.04.2023

35 Morris Nichols Attorneys Recognized in *The Best Lawyers in America 2023*
Media Mention, *The Best Lawyers in America*, 08.18.2022

32 Morris Nichols Attorneys Recognized in *The Best Lawyers in America 2022*
Media Mention, *The Best Lawyers in America*, 08.19.2021

A Case Against the Entire Market Value Rule
Article, 10.01.2012

PROFESSIONAL & CIVIC

American Bar Association

Delaware State Bar Association (Intellectual Property Section)

Federal Bar Association (Delaware Chapter, Planning Committee for the 2018 District of Delaware Bench & Bar Conference)

