

Intellectual Property

AI presents both opportunities and challenges for organizations, particularly regarding intellectual property (IP) assets, which are often integral to a company's market value. Michael Best's 150+ IP lawyers and professionals navigate the complex intersection of AI and IP law to help clients protect their innovations, enhance their competitive advantage, and achieve their business goals.

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Patent Protection for AI Innovations: We assist clients in securing robust patent protection for their AI-related inventions, ranging from machine learning (ML) algorithms and neural networks to natural language processing systems and autonomous vehicles. Our attorneys—many of whom have advanced degrees and business experience in computer science, engineering, and related fields—leverage their technical knowledge to draft and prosecute patent applications that withstand rigorous examination and provide meaningful protection in the rapidly evolving AI landscape. Several of our attorneys previously served as examiners in the United States Patent and Trademark Office (USPTO), gaining insider knowledge on how the agency handles patent issues.

Technology Transactions and Licensing: We negotiate and draft a wide range of technology agreements, including software licensing agreements, data ownership and use agreements, technology transfer agreements, and joint development agreements involving AI technologies. Our attorneys ensure that these agreements effectively protect our clients' intellectual property rights while facilitating collaborations and maximizing commercial opportunities in the AI market.

Copyright Implications of Artificial Intelligence: With the rise of AI-generated content, the boundaries of copyright law are constantly being challenged. Our attorneys provide comprehensive legal counsel to clients seeking to protect their original works and navigate the intricacies of copyright law in the context of AI-generated content, including copyright registration and enforcement.

Trademark Protection for AI Technologies: Our attorneys are well versed in trademark law and offer tailored solutions to address the unique issues posed by AI technologies. We conduct comprehensive trademark searches to ensure the availability of trademarks related to AI technologies, monitor AI-generated content for potential trademark infringement, and take swift action to enforce our clients' trademark rights.

IP Due Diligence and Portfolio Management: Our firm conducts thorough IP due diligence to assess the strength and scope of clients' existing patent portfolios related to AI technologies. We provide strategic guidance on portfolio management, including portfolio optimization, licensing agreements, and enforcement strategies to maximize the value of intangible assets and mitigate potential risks.

IP Litigation and Dispute Resolution: In the event of intellectual property disputes related to AI technologies, our experienced litigators vigorously advocate for our clients' interests in federal and appellate courts and before agencies such as the USPTO and its appeal boards. Our litigators are supported by our deep bench of AI and related subject-matter experts. We have a proven track record of achieving favorable outcomes in complex IP litigation involving issues such as patent and copyright infringement, trade secret misappropriation, and licensing.