
WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

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Date of Birth: 1958
Nationality: German

LANGUAGES

German, English, French

PRESENT POSITION

Attorney in single practice Dr. Joachim Feldges, Icking, Germany, since May 1, 2022

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Attorney, von Falck & Tilmann law firm, Düsseldorf, Germany, October 1987 – September 1989;

Associate and Partner (since 1992) of Clifford Chance (formerly Axster & Partner law firm) Düsseldorf, Germany, September 1989 – April 2004;

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Founder of Feldges Rechtsanwälte May 2005 until December 2007;

Managing Partner Germany, Howrey, 2008 until February 2010;

Partner, Field Fisher Waterhouse, March 2010 until June 2013.

Partner, Allen & Overy, July 2013 until April 2022

AREAS OF SPECIALIZATION

National and international patent litigation, in particular in the fields of pharmaceuticals, biologics, medical and medicinal products;

Coordination of multijurisdictional patent litigation, of infringement and nullity as well as of opposition proceedings;

Drafting and negotiation of international technology transfer agreements in the fields of pharmaceuticals, biologics, medical and medicinal products;

Arbitration on patent infringement and distribution and co-promotion agreements;

Mediation in disputes on license agreements.

MEMBERSHIP IN PROFESSIONAL BODIES

Member of the WIPO Mediation and Arbitration Advisory Committee since its set up in June 2021;

Member, German Association of Intellectual Property Rights and Copyright (Deutsche Vereinigung für Gewerblichen Rechtsschutz und Urheberrecht e.V.);

Vice- Chair of Committee on Biotechnology and Member of Patent Committee of this Association;

Licensing Executive Society, Member of Life Sciences Committee;

AIPPI, EPLAW, INGRES.

EXPERIENCE IN INTELLECTUAL PROPERTY

37 years of experience since the admission to the Bar as Attorney (1987);

Numerous cases as First Chair at the Federal Supreme Court, Federal Patent Court, Higher Regional and Regional Courts, as well as at the Court of Justice of the European Union and at the European Patent Office;

Arbitration proceedings according to WIPO rules as Arbitrator and as Counsel;

Arbitration proceedings according to ICC and LCIA rules;

Mediator in disputes on license agreements

Litigation; negotiation and drafting of patent and/or know-how agreements.

MAJOR PUBLICATIONS

Recent publications:

- J. Feldges, Das Nagoya- Protokoll und seine Umsetzung- Eine Bestandsaufnahme, in Festschrift für Sabine Rojahn, Die internationale Durchsetzung von Schutzrechten, München 2021, p. 5- 23.
- J. Feldges, § 25 Schutz von Medizinprodukten durch technische Schutzrechte, in Erhard Anhalt, Peter Dieners, Handbuch des Medizinprodukterechts, 2nd Edition, 2017;
- J. Feldges, B. Kramer (2011), "Intellectual Property in the Life Sciences", Germany, pp. 193;
- J. Feldges (2011), „Anmerkung zum Urteil des EuGH vom 18.10.2011 C-34/10 – Brüstle/Greenpeace“, GRUR 2011, pp. 1045;
- J. Feldges, B. Kramer (2010), „Die Bestimmung des Schutzbereiches von ergänzenden Schutzzertifikaten für Arzneimittel“, Festschrift für Wolfgang von Meibom, pp. 57;
- J. Feldges (2009), „Kann die Dosierung eines Medikamentes Grundlage einer patentfähigen Erfindung sein?“ Festschrift für Thomas Reimann, pp. 91;
- J. Feldges, B. Kramer (2009), "Patent Law, in Business Laws of Germany", 2009 ed., p. 197-305;
- J. Feldges (2007), „Die Durchsetzung von Patenten in europäischen Streitigkeiten“, Festschrift für Tilman Schilling, pp. 111;
- J. Feldges, Kramer B. (2007), "Co-ownership of Patents under German Law, Journal of Intellectual Property Law & Practice", pp. 742;
- Kilger, Feldges, Jaenichen (2005), "The Erosion of Compound Protection In Germany", Journal of the Patent and Trademark Office Society Vol. 87, pp. 569;
- J. Feldges (2005), „Ende des absoluten Stoffschutzes? Zur Umsetzung der Biotechnologie-Richtlinie“, GRUR 2005, pp. 977.
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SEMINARS/PRESENTATIONS

- POLIMI, European Patent Litigation Certificate 2025/2026, *Arbitration and the New York Convention*, 25th November 2025
- University of Bremen, Transnational master Course IP, *Alternative Dispute Resolution*, 13th December 2024
- POLIMI, European Patent Litigation Certificate 2025, *Arbitration and the New York Convention*, 10th December 2024
- WIPO on Mediation and Arbitration of Intellectual Property (IP) and Technology Disputes for Judges together with Ministry of Justice of Egypt, *Session 5- Intellectual Property and Technology Arbitration*, 15th February 2023
- Politecnico Milano, *Arbitration and the New York Convention* in: Industrial Property Course- Patents edition 2023, 13th February 2023
- FORUM- Seminar *SPC- aktuelle Entscheidungen und Konsequenzen für den Wettbewerb* in: - Generika- Entwicklung & generischer Wettbewerb- Unterlagenschutz, SPC und Aut- Idem, 26th January

2023

WIPO/Université de Genève, Summer Course 30th June 2021, Strategic considerations in the multinational enforcement or patent defense across Europe;

Jean Monnet Module, WIPO, Milan, 5th May 2021, Arbitrating Cross- Border IP- Disputes in Europe;

Politecnico Milano, Industrial Property Course- Patents, now European Patent Litigation Course,, 23rd March 2021, 14th February 2022, 13th February 2023 17th October 2023, 10th December 2024, Arbitration and the New York Convention;

Panelist, Opportunities for Alternative Dispute Resolution (ADR), WIPO-IPDR- CIPCO Workshop: Connected Mobility, 29/11/2018;

Speaker, Strategic Considerations in the multinational enforcement of patents or patent defence across Europe, WIPO-Unige Summer School, 27/06/2018;

Speaker, Nagoya Protokoll, LES Life Science Deutschland Herbsttreffen 17/11/2017;

Speaker, Drafting Effective Mediation and Arbitration Clauses and Submission Agreements for IP Disputes, WIPO ADR, 09/11/2017;

Speaker, Injunctions on innovative important drugs: How do jurisdictions in Europe resolve this issue?, ERA, 26-27/10/2017;

Speaker, Alternative Streitbeilegung für SEP/FRAND Streitigkeiten nach den WIPO Regeln, Petersberger Schiedstage, 17-18/02/2017;

Speaker, Alternative Dispute Resolution for IP and Technology Disputes – Recent Developments/Submission of IP Disputes to Mediation and Arbitration, WIPO Singapore, 08/02/2017;

Speaker, Dispute Resolution in Life Sciences, University of Bonn/WIPO, 10/11/2016;

Speaker, SEP/FRAND Mediation and Arbitration, School of International Arbitration (SIA) WIPO Arbitration and Mediation Center, 30/06/2016;

Speaker, IP-Litigation in Life Sciences – Costs, Duration and Enforceability in Germany, WIPO, 22/05/2015;

Speaker, Unified Patent Court and Unitary Patent – The Latest Position Opportunities and Risks for Korean Based Companies, IHCF – Fall Academy, 09/11/2013.

EXPERIENCE IN COURT LITIGATION

Has acted as Lead Counsel in several hundreds of court cases as attorney on multijurisdictional patent litigation in particular on pharmaceuticals and biologics. In Germany, represented parties at the civil courts including the Federal Patent Court and the Federal Supreme Court. He acted in front of the European Court of Justice and also represented or (more often) advised parties in opposition proceedings at the European Patent Office. Has coordinated international patent litigation, mainly in the fields of pharmaceuticals, biotech and medical products including parallel litigation in the United States, Japan, Australia, South Africa and multiple countries in the European Union, EMEA, Switzerland, Turkey.

Has acted as expert in patent litigation in Canada.

EXPERIENCE IN ARBITRATION AND MEDIATION

Acted as a sole arbitrator in an ad hoc arbitration on a patent infringement dispute;

Acted as counsel in arbitration on a contractual dispute under the International Arbitration Rules of the Zurich Chamber of Commerce;

Acted as Counsel in an arbitration on a patent dispute according to WIPO rules;

Acted as mediator in a dispute on a patent license agreement in the field of biologics involving a German licensor and a US based global pharmaceutical company;

Acted as Counsel in arbitration on a license agreement on patents and know how according to ICC rules (the case was in particular related to China);

Acting as arbitrator according to WIPO rules in a dispute on a license agreement;

Acted as arbitrator in a dispute on a license agreement governed by German law according to ICC rules.

Acted as arbitrator in a dispute on a license agreement governed by German law according to LCIA rules.

Contributing to setting up the WIPO ADR for FRAND Disputes

Member of the WIPO Mediation and Arbitration Advisory Committee since its set up in June 2021.

EXPERIENCE ON LICENSE AGREEMENTS

Apart from the experience as arbitrator and mediator on license agreements;
Negotiation and drafting of numerous license agreements on patents and know- how in many countries including apart from European countries the United States, Japan, Belarus, Uzbekistan;
Contributions to workshops organized by WIPO and UNECE on the negotiation and drafting of technology transfer agreements in Brazil, Jordan, Kasachstan, Kirgistan.
