

PARTNER

MIEKE K. MALMBERG

UC Law SF, J.D. (2000)

UC San Diego, B.S., B.A. (1997)

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Mieke Malmberg guides life sciences, pharmaceutical and technology companies through bringing — and defending against — high-stakes intellectual property and patent disputes with experience, decisive advocacy, and business-first risk management. She is often retained as Federal Circuit appellate counsel to develop fresh, winning strategies following a loss at the trial court.

Mieke represents technology and life sciences companies of all sizes — from innovative startups to global enterprises — in their most business-critical patent and IP disputes, often involving significant damages claims and competitive implications. Her wins include a \$242 million jury verdict against Microsoft and the Federal Circuit invalidation of a multi-billion dollar Novartis patent that opened the generic drug market for hundreds of thousands of MS patients. She guides life sciences, pharmaceutical, and technology companies through high-stakes intellectual property disputes with experience, decisive advocacy, and a business-first approach to risk management. Clients rely on her for clear, candid guidance and disciplined strategy across the full litigation lifecycle: IP portfolio evaluation and strategic planning, pre-litigation considerations, trial, settlement, and appeal.



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Experienced patent litigator and IP strategist

Mieke's background in biochemistry and cell biology — including hands-on laboratory research in protein isolation — gives her the ability to communicate seamlessly with inventors, technical personnel, and expert witnesses, and to present complex scientific concepts persuasively to judges and juries. Life sciences disputes are a particular strength. Mieke has represented both branded and generic pharmaceutical companies in Hatch-Waxman litigation, including matters involving Paragraph IV notice and strategy, preliminary injunctions, trials, bond recovery proceedings, and related Federal Circuit and Supreme Court proceedings. She has also advised investment firms on the patent issues and litigation dynamics that affect pharmaceutical valuations and business strategy, and counseled companies on ANDA timing, Paragraph IV notices, and at-risk launch considerations. She understands that a patent dispute rarely exists in isolation — the client's real objective may implicate a product launch, a transaction, an investment, or the future of the business, and she structures her strategy accordingly.

In addition to pharmaceutical and life sciences matters, Mieke's practice spans the full spectrum of patent litigation — from single-patent, single-defendant disputes to multi-district and multi-defendant actions, multi-patent assertions, and standards-essential patent disputes. She has handled Section 337 investigations before the International Trade Commission and coordinated U.S. patent litigation with related proceedings abroad. Her technology experience spans the full gamut from pharmaceutical treatments and medical devices to online advertising and distribution, computer software, consumer electronics, wireless devices, LED technology, telecommunications, encryption, artificial intelligence, and display technology, among others.

Trusted appellate counsel

Mieke is an expert in practicing before the United States Court of Appeals for





the Federal Circuit, from briefing to oral argument, and has had particular success in winning Federal Circuit appeals on cases taken over post-trial.

She successfully invalidated Novartis's dosage-regimen patent covering its blockbuster multiple sclerosis drug Gilenya®, opening the door to nationwide generic competition, and was on the team team that went on to defeat Novartis's emergency stay application and petition for certiorari at the U.S. Supreme Court. Additionally, she secured complete Federal Circuit reversal of a \$20 million fiduciary-duty judgment on behalf of a client found liable for developing an angioplasty balloon catheter while serving as an outside director.

Trademark, trade secret and copyright experience

In addition to patent litigation matters, Mieke has also handled several trademark, trade secret and copyright matters, and she has counseled clients on due diligence reviews, sales, licensing and indemnity issues relating to intellectual property.

Mieke has been individually ranked in IAM Patent 1000 for multiple years and speaks regularly on issues relating to recent developments in patent litigation and damages calculations in intellectual property cases.

Before attending law school, Mieke earned a degree in biochemistry and cell biology from U.C. San Diego. After conducting laboratory research in the area of protein isolation, she went on to earn her J.D. from UC Law SF where she served as an associate articles editor on law review. Prior to joining Stris, Mieke practiced at a patent litigation boutique in Los Angeles, as well as the Los Angeles Offices of Quinn Emanuel, Akin Gump, and McKool Smith.

Associations

- California Lawyers Association – Executive Committee, Intellectual Property





Interest Group (Secretary/Treasurer)

- California Lawyers Association – Patent Interest Group (Vice-Chair) (Past)
- Federal Circuit Bar Association
- Los Angeles Intellectual Property Lawyers Association

Speaking Engagements

- “International Negotiation of FRAND Licensing and Enforcement of SEPs”
(Moderator, California Lawyers Association 49th Intellectual Property Institute, March 20, 2026)
- “Patent Year in Review” (Moderator, California Lawyers Association 49th Intellectual Property Institute, March 21, 2026)
- “Patent Litigation Venue Considerations” (Moderator, California Lawyers Association 48th Intellectual Property Institute, March 7, 2025)
- “The Law and Strategy Behind ‘the Ask’ – Developing Your Patent Damages Case on Both Sides of the ‘V’” (Moderator, State Bar of California Webinar, June 23, 2022)
- “Antibody Claiming Strategy in Europe and the U.S.” (Moderator, State Bar of California Webinar, January 20, 2022)
- “Trial by Pixels: Tips & Tricks for Conducting Patent Trials Remotely” (Moderator and Panel Chair, State Bar of California IP Institute, November 12, 2020)
- “Disgorgement of Profits for Design Patents: From the 19th Century to the 21st” (Moderator, State Bar of California, February 4, 2020)
- “How the July 2019 PTAB Trial Practice Guide Update Could Affect IPR Practice” (Moderator, State Bar of California, October 18, 2019)
- “Litigation Financing – Practical Considerations for the IP Litigator” (Panelist, Los Angeles Intellectual Property Law Association Spring Conference, May 6, 2018)





- “Two Roads Diverged: Ethics of Counseling Clients While Navigating IPRs Through the Lens of Litigation” (Featured Speaker, 54th Annual Conference on Intellectual Property Law, The Center for American and International Law, Plano, Texas, November 14, 2016)
- “Determining Damages for Multiple IP Assertions Covering One Product – A Venn Diagrams Exercise” (Featured Speaker, Abbott Laboratories, Quarterly Meeting of Intellectual Property Counsel, October 24, 2016)
- “Apportionment of Patent Damages: Daubert Proof Patent Damages Using the CAFC Valuation Methodology-Careful Apportionment Using Facts and Circumstances” (Speaker, State Bar of California, March 28, 2016)
- “Patent Disputes for Our Time: New Realities, New Approaches” (Speaker, State Bar of California, San Francisco, March 23, 2016)
- “Slaying the Dragon: Understanding and Effectively Managing the Use of the Model Order on E-Discovery in Patent Cases” (Speaker, State Bar of California, February 11, 2016)
- “Across the (IP) Universe: Developing a Diverse IP Portfolio Including Trademarks, Trade Secrets and Copyrights in Today’s Changing Protection Eligibility Landscape” (Moderator, AIPLA Mid-Winter Institute Conference, La Quinta, January 27, 2016)

Awards

- Individually listed in IAM Patent 1000 since 2021 (2021-2026)
- Recognized for obtaining one of the Top 50 Jury Verdicts in the United States in 2024 in *IPA Technologies Inc. v. Microsoft Corp.*
- Recognized in The Best Lawyers in America – Intellectual Property Litigation since 2024
- Recognized by Patexia in the 2024 CAFC Intelligence Report as one of the top 250 attorneys for Federal Circuit Court of Appeals matters.
- Selected by the Federal Circuit Bar Association as one of only 24 Global Fellows (2019-2020).



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