

## Megan T. O'Gara

Partner

Rochester

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D 585.270.2110



Megan has significant experience in both prosecution and post-issuance practice.

### OVERVIEW

Megan counsels clients in a wide range of technologies, with particular focus on biotechnology, therapeutics, and medical devices. She has prepared and prosecuted applications relating to protein and peptide therapeutics, stem cells and related therapeutic technologies, immunotherapeutics, transgenic organisms, new use applications, diagnostic assays, medical devices, and design.

Megan has broad experience in assisting both patent owners and patent challengers in post-issuance patent proceedings, providing strategic counseling relating to post-issuance proceedings in connection with, for example, copending patent litigation as well as biosimilar development and launch. Megan assists clients in all phases of *ex parte* reexamination, interference proceedings, *inter partes* review proceedings, and patent litigation. Megan also has more than a decade of experience in preparing and prosecuting reissue patent applications. Megan is actively involved in due diligence activities along with opinion drafting on patentability, freedom-to-operate, validity, and infringement.

### AWARDS

- *Best Lawyers in America®*: Biotechnology and Life Sciences Practice (2025-2026)
- Selected for inclusion on the *Upstate New York Rising Stars* list for Intellectual Property (2015-2019)
- Selected for membership, Justinian Society

### TOP AREAS OF FOCUS

- Health Care + Life Sciences
- Health Care + Life Sciences Intellectual Property
- Intellectual Property

### PROFESSIONAL/COMMUNITY INVOLVEMENT

- Member, Rochester Intellectual Property Law Association
- Member, American Intellectual Property Law Association

## EDUCATION AND CERTIFICATIONS

### EDUCATION

- Albany Law School, J.D., *magna cum laude*, 2008
- McGill University, B.S., 2003, Faculty Program Microbiology and Immunology

### BAR ADMISSIONS

- New York
- U.S. Patent and Trademark Office

### PUBLICATIONS

- Podcast, “[New Developments in Obviousness-Type Double Patenting and Original Patent Requirements](#),” *Patents: Post-Grant Podcast*, August 12, 2024.
- Podcast, “[Reexamination in IPR and PGR Practice](#),” *Patents: Post-Grant Podcast*, June 5, 2023
- Podcast, “[Reissue in IPR and PGR Practice](#),” *Patents: Post-Grant Podcast*, April 4, 2023
- Podcast, “[Reissue vs. Reexamination in IPR and PGR Practice](#),” *Patents: Post-Grant Podcast*, March 1, 2023.
- Podcast, “[Never Surrender? Recapturing Subject Matter in Reissue Proceedings](#),” *Patents: Post-Grant Podcast*, August 26, 2021.
- Podcast, “[Supplemental Examination: A Tool Worth Further Consideration](#),” *Patents: Post-Grant Podcast*, July 1, 2021.