

Gertjan Kuipers

Partner

Amsterdam

Biography

Gertjan Kuipers is a trial lawyer in the patent and technology field with over 25 years of experience. He has a background in physics and loves technology. Clients in Chambers note: "Gertjan Kuipers is very business-minded and understands business demands on legal arguments and approaches", "He can grasp technical details quickly."

His practice spans from telecom and life sciences to mechanical and chemical fields. Gertjan litigates before national and supra-national courts, the EPO as well as in arbitration. He has extensive experience in conducting and coordinating multi-jurisdictional litigation. Gertjan for example, was the lead lawyer assisting the world's leading coffee company with breaking the Nestlé's monopoly on Nespresso(r) compatible coffee capsules in all major markets. Gertjan also assisted a specialty pharmaceutical company reclaiming entitlement to an invention (and the worldwide patent portfolio protecting it) misappropriated by a former employee and its companies. Also in the SEP area Gertjan has been quite active, including on the competition law aspects.

Gertjan is a real teamplayer and easy to work with. "Gertjan Kuipers is a stellar litigator and analyst who has a very sharp eye for developing the right strategy for each situation. While in litigation, you want to have Gertjan in the driver's seat!" a client commented to Legal 500.

Besides litigation, Gertjan also advises on contractual



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Languages

Dutch
English

Practices

Intellectual Property
Patents
IP Litigation, Arbitration, and
Alternative Dispute Resolution

Industries

Technology and Telecoms
Life Sciences and Health Care
Energy and Natural Resources
Consumer

matters including joint R&D and licensing. As a client noted in Legal 500: "Gertjan Kuipers is a highly intelligent, business savvy lawyer and one of the best negotiations I have ever worked with."

Gertjan regularly publishes on IP matters such as in the Kluwer Handbook on Patent protection for Second Medical Uses. He chairs AIPPI's Special Committee on Standards and Patents and is involved in training programs for lawyers, patent attorneys and judges. Gertjan is the founder and chair of the yearly Patent Law Congress in the Netherlands.

Representative experience

Arguing for several high tech companies and patent pools in SEP / FRAND disputes both on technology and FRAND / competition aspects.

Acting as lead lawyer assisting the world's leading coffee company breaking Nestlé's monopoly on Nespresso(r) compatible coffee capsules with litigation, FTO, EPO and competition work. *

Acting for a specialty pharmaceutical company reclaiming entitlement to an invention (and the worldwide patent portfolio protecting it) patented by a former employee and its companies.*

Defending multi-room audio products company against patent infringement claims in relation to sale of their products in multiple European countries and supporting teams in other countries.*

Acting for a medical device company in relation to its key product including coordination with parallel proceedings in US, EPO and other European countries. Extensive arguments on equivalence.

Acting for a world leading pharmaceutical company regarding its blockbuster cancer immunotherapy product.*

Acting for a world leading pharmaceutical company regarding its patents on its blockbuster erectile dysfunction product.*

Areas of focus

Pharmaceuticals and Biotechnology
Retail and Consumer Goods
Telecommunications and Wireline
Medical Devices

Education and admissions

Education

Master's Degree in Law, University of Utrecht, 1995

Master of Intellectual Property Law, Patent Law, UNH Franklin Pierce School of Law, 1994

Master of Science, Theoretical and Mathematical Physics, University of Utrecht, 1993

Memberships

AIPPI

EPLAW

LES

AIPPI Chair of Special Committee on Standards & Patents

Bar admissions and qualifications

Amsterdam

Accolades

Admired for his technical expertise and considered a 'fierce opponent in court.'

Acting for a biotechnology company against several pharmaceutical companies in relation to its adalimumab biosimilar.*

Acting for national telecoms provider in all aspects of defending against patent infringement claims by a non-practicing entity. Groundbreaking; case went to Supreme Court three times already.

Acting for world leading luxury product company in entitlement claim relating to technology developed under an R&D cooperation and assisting in related proceedings abroad.

Acting for designer and manufacturer of heavy construction equipment for the oil and gas industry in patent litigation with a competitor.

Assisting a specialty pharmaceutical company in maintaining patent protection for one of its key products at the EPO involving a discussion on the requirement of depositing cell lines.

Acting for Japanese diagnostics company in licensing dispute over patented technology and know how.*

*Matter handled prior to joining Hogan Lovells.

Awards and rankings

- Intellectual Property: Patent (Band 1), *Chambers Europe, 2023*
- Intellectual Property: Patents (Leading individual), *Legal 500, 2023*
- Patent litigation: Gold individual, *IAM 1000, 2022*
- Patent transactions: Recommended individual, *IAM 1000, 2022*
- Patent star, *Managing IP, 2023*

Latest thinking and events

- Press releases
 - Hogan Lovells acting in three of the five most influential Unified Patent Court cases named by JUVÉ Patent
- News

A star in his field and nothing short of a brilliant legal mind. His strategic thinking is impenetrable and results in success time and time again.

IAM1000

A 'top player in the field' highlighted for his strategic thinking.

Chambers

Gertjan Kuipers is a highly intelligent, business savvy lawyer and one of the best negotiators I have ever worked with.

Legal500

Gertjan Kuipers is a stellar litigator and analyst who has a very sharp eye for developing the right strategy for each situation. While in litigation, you want to have Gertjan in the driver's seat!

Legal 500

Gertjan Kuipers is very business-minded and understands business demands on legal arguments and approaches.

Chambers

He's not just a lawyer but also a technician. He understands technology quickly, is thorough and detailed, and very easy to work with.

- Grand Chamber of the CJEU hears a cross-border patent dispute
- Hogan Lovells Events
 - Select IP with Hogan Lovells | Webinar no. 23 (Part 2)
- News
 - CJEU: Foreign patent invalidity defence in cross-border case
- News
 - Dutch Supreme Court: Patentee not liable against health insurer for patent enforcement against generic
- Webinar
 - UPC Invitation - Injunctions

Keeps a cool head under extreme pressure, has an impressive command of all the facts at play, and cuts to the chase on complicated issues.