



Michael Berkowitz

Senior Counsel

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Services and Industries

- Intellectual Property
- Intellectual Property Litigation
- Trademark Monitoring Program

Education

Widener University School of Law, J.D.

Lehigh University, B.S.

Admissions

Pennsylvania

U.S. Supreme Court

U.S. Court of Appeals

U.S. District Court for the Eastern District of Pennsylvania

Supreme Court of Pennsylvania

U.S. Patent and Trademark Office

Michael Berkowitz is senior counsel in the Saxton & Stump [Intellectual Property](#) and [Intellectual Property Litigation](#) groups, based in the firm's Lehigh Valley office. With more than 30 years of experience advising innovators and business leaders, Michael is trusted for his ability to translate complex intellectual property issues into clear, actionable strategies that protect innovation, manage risk, and drive long-term enterprise value.

He joined Saxton & Stump following his work at Design IP, a Lehigh Valley intellectual property firm with a worldwide reputation in design patent law that has since been integrated into Saxton & Stump. Michael advises domestic and international clients across the full IP lifecycle, offering strategic guidance in areas such as:

- Preparing and prosecuting U.S. and foreign patents, trademarks, and copyrights
- Global intellectual property portfolio management
- Freedom-to-operate analysis, including non-infringement and invalidity assessments
- Patent enforcement strategy and dispute counseling

A seasoned advocate and strategic problem solver, Michael represents clients in intellectual property matters before federal courts and administrative agencies. He is equally adept at resolving disputes through thoughtful negotiation and mediation, often achieving efficient, cost-effective outcomes that preserve business relationships while protecting clients' interests. His experience on both the litigation and counseling sides of IP matters enables him to anticipate challenges, assess exposure, and deliver practical solutions that balance legal strength with commercial realities.

Michael's patent practice is grounded in deep technical knowledge, with a focus on mechanical and electromechanical technologies. He works extensively with medical device companies on innovations such as wearable injectors and pumps, cardiac navigation and ablation systems, catheters, stents, syringes, orthopedic braces, and orthodontic and dental devices. His experience also spans a broad range of technically sophisticated industries, including robotics, automotive systems, consumer products, image processing and photography, food service equipment, piezo-driven systems, semiconductors, hand tools, and juvenile products.

A Lehigh Valley native, Michael earned his law degree from Widener University School of Law and his industrial engineering degree from Lehigh University. Before entering private practice, Michael spent five years working as an industrial and producibility engineer for General Electric Space Systems Division in Valley Forge, Pa., an experience that continues to shape his practical, business-minded approach to intellectual property law.

Representative Matters

Patent Matters

- Conducted patent infringement proceedings involving devices for transporting precast concrete structures used in commercial construction.
- Served as trial and motion counsel in patent infringement matters involving consumer products, medical devices, industrial equipment, and mechanical technologies.
- Pursued and defended patent infringement disputes involving electrical junction box extenders, laminated identification card products, ski sharpening guides, and food-packaging valves.
- Prosecuted patent infringement actions involving medical fluid aspiration devices and motorized consumer dispensing products.

- Advised on and prosecuted multiple Hatch-Waxman patent matters involving branded and generic pharmaceutical products for osteoporosis, dermatological conditions, and other therapeutic uses.

Trademark and Trade Dress Matters

- Handled a Lanham Act matter involving allegations of false advertising and false country-of-origin marking of caulking guns and related accessories.
- Managed trademark infringement, trademark counterfeiting, cybersquatting, and trademark dilution matters.
- Handled trademark infringement and unfair competition disputes involving consumer goods.
- Addressed trade dress infringement, trade dress dilution, and unfair competition disputes involving pharmaceutical product configurations.

Trade Secret Matters

- Handled a trade secret misappropriation matter involving a web-based electronic medical records platform.

Copyright Matters

Managed and prosecuted copyright infringement matters and disputes involving jewelry designs, software products, enterprise software, and professional medical publications.

Recognitions

- Best Lawyers in America®, Patent Law, (2016-2021)
- Pennsylvania Super Lawyers list, Intellectual Property (2006-2007, 2011-2020)

Publications

- “Intellectual Property Rights Primer,” American Association of Orthodontists, 2010 Annual Session
- “Basic Patent Law for the Inventive Orthodontist,” *Orthodontics Magazine* (October 2008)
- “CAFC Construes Consent Judgment Narrowly: Successor In Interest Cannot Sue,” Association of Patent Law Firms Newsletter (February 2005)
- “Your client has a license to a patent – but can it bring suit against an infringer? – The Federal Circuit affirms that patent licensees cannot sue for infringement without joining patent owner,” *The Legal Intelligencer* (November 2000)

Speaking Engagements

- “Practical Consequences and Effects of Local Patent Rules: Insights from the Bench,” Pennsylvania Bar Institute (2010)
- Adopting Local Patent Rules in the Eastern District of Pennsylvania: Advantages and Disadvantages, Philadelphia Bar Association (2008)
- Copyright Law Boot Camp, National Business Institute, (February 2002)

Professional Affiliations

- Philadelphia Bar Association Board of Governors (2007-2009)
- Philadelphia Bar Association Charity Race, event co-director
- Philadelphia Bar Association Intellectual Property Law Committee, co-chair (2007-2012)
- Louis D. Brandeis Law Society, chancellor (2006-2007)
- Philadelphia Intellectual Property Law Association
- Temple University Kornberg School of Dentistry, former adjunct professor