



# Erica A. Fishel

## Associate

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## Overview

Dr. Erica A. Fishel advises clients on a range of intellectual property matters, including licensing agreements, patent prosecution, developing intellectual property portfolio strategies, crafting patent claim strategies, and preparing patent applications. Her work frequently involves technologies related to viral delivery vectors, adenoviruses, immunotherapies, antibodies, drug targeting moieties, and protein purification methods.

Erica's experience includes working as a PCT Written Opinion and Search Report Contractor for the United States Patent and Trademark Office (USPTO). In this capacity, she performed patent and literature searches for Patent Cooperation Treaty applications, prepared written opinions analyzing patentability, and classified applications. She also contributed to the USPTO's Patents for Humanity award selection process, evaluating nominations in the Food & Nutrition and Clean Technology categories.

She has a strong background in technology transfer, having served as the Director of Technology Transfer at both the Boyce Thompson Institute at Cornell University and the Donald Danforth Plant Science Center. At the Boyce Thompson Institute, she assessed invention disclosures and developed intellectual property protection strategies. She also facilitated collaborations and licensing agreements for the Institute's intellectual property portfolio. At the Donald Danforth Plant Science Center, she acted as a liaison between researchers and corporate partners to secure sponsored research agreements and pursue licensing opportunities. She provided guidance to research teams on intellectual property and agreement strategies throughout the research and development lifecycle.

Erica's early career included experience as a biochemist at Sigma-Aldrich (now MilliporeSigma), where she worked in large-scale production, performing assays and supporting the production of chemical compounds for research and development use in academic and industrial settings.

## Experience

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Handled a litigation matter involving patent terms and licensing, analyzing contractual obligations and regulatory impacts on patent exclusivity

Drafted and prosecuted patent applications for diagnostic technologies, ensuring strong IP protection and compliance with patent office requirements

## Practices & Industries

Academic Institutions & Higher Education

Corporate & Business Law

Healthcare & Life Sciences

Intellectual Property & Technology

Intellectual Property Litigation

Life Sciences

Patent Prosecution & Counseling

Post Grant Proceedings

Drafted a trademark opposition brief, analyzing the likelihood of confusion and distinctiveness to support the client's enforcement strategy

## Education and Credentials

### Education

Seton Hall University, J.D., 2021, IP and Health Care Law Concentration

Washington University, Ph.D., 2013, Molecular Biology

University of Kansas, B.A., 2007

### Admissions

State of New Jersey

State of Missouri

U.S. Patent and Trademark Office

### Affiliations

American Chemical Society

American Intellectual Property Law Association

Boston Intellectual Property Law Association (BIPLA)

## Recognition and Community

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### Recognitions

Awarded Part-Time Faculty of the Year for Fontbonne University in St. Louis, Missouri for Introductory Statistics, 2015

Inducted into Phi Beta Kappa, Departmental and College Honors, 2007

### Community Involvement

Patent Pathways®, Mentor, 2022-Present

AIPLA Giles Rich Moot Court, Judge & Mentor, 2023-Present

## Insights

Patently Enabled April 2025 – Written Description in Life Sciences Patents: Avoiding Overreach

Day Pitney Patently Enabled Newsletter, April 4, 2025

## In The Media

"Women in IP Night" Hosted by the Student Intellectual Property Law Association (SIPLA) at UNH Franklin Pierce School of Law

March 21, 2024

Day Pitney Grows IP Practice With Life Sciences Patent Trio

Bloomberg Law Automation , March 5, 2024

Day Pitney Expands Boston Office with Key Hires in Life Sciences Patent Law Practice

Legal News Feed, March 3, 2025

Hub Hires: Freshfields, Day Pitney, Paul Hastings, Cozen

Law360, March 3, 2025

Withers Life Sciences IP Team Joins Day Pitney In Boston

Law360, February 24, 2025