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VIRGINIA'S LARGEST VERDICTS OF 2007

PATENT INFRINGEMENT

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\$23,037,945

LifeNet Inc. v. Musculoskeletal Transplant Foundation Inc.

Type of Case: Patent infringement

Court: U.S. District Court, Richmond

Attorneys: Attorneys: Kell M. Damsgaard, Anthony Roth and Robert Busby - Morgan, Lewis & Bockius LLP, Philadelphia and Washington, D.C.

Summary: The jury found that Musculoskeletal Transplant Foundation violated three patents held by LifeNet Inc. One patent described a process for cleaning bone grafts with an ultrasonic cleaning device so that the grafts are free from bone marrow and from bacterial, fungal and viral contamination. The other two patents involved a process for demineralizing bone so that it is in an optimal range of residual calcium.

The jury award reflected the payment of royalties it determined were due. The panel found that the infringement of one of the patents was willful, which means that \$4.6 million of the award could be trebled. Post-trial motions are pending.



DAMSGAARD



ROTH



BUSBY

Morgan Lewis