Darin J. Gibby is a key partner and member of the firm since 1993. He was instrumental in launching the Denver office in 1995, and since that time has spearheaded its growth and emergence as one of the largest patent firm in Denver. He is licensed to practice in both California and Colorado. Mr. Gibby is recognized by Chambers USA as a one of Colorado’s top intellectual property lawyers and “a top choice for a range of matters including post-grant reviews, licensing matters and patent prosecution.” According to the 2017 edition of Chambers USA, Mr. Gibby is praised for his “in-depth legal analysis” and “creative approaches to problems.”

Mr. Gibby has over 25 years of experience and focuses his practice on intellectual property counseling, transactions, and licensing matters as well as patent prosecution. He has extensive experience handling the intellectual property aspects of mergers and acquisitions. He counsels start-ups and small businesses on intellectual property challenges to help maximize their portfolios to make them attractive acquisition targets. In
addition, he manages several large patent portfolios for Fortune 500 companies.

Mr. Gibby handles patent prosecution and licensing for clients in a wide range of industries, including software and financial transaction systems, medical devices, drug delivery systems, telecommunications, food products, sporting goods, automotive parts, biotechnology-related devices, and Internet-related technology. He has obtained significant patents on drug delivery systems, insulin formulations, atherectomy and imaging catheters, CPR methods, chemical synthesizing systems, computer peripherals, software, sporting goods, cheese making processes, disk drive heads, baby products, and electro-surgical medical devices. He is experienced in post-grant proceedings, and reexamination and interference procedures, including invalidating a significant patent covering dynamic currency conversion. Mr. Gibby also regularly provides freedom-to-operate opinions, as well as invalidity and noninfringement opinions.

As part of his practice, Mr. Gibby routinely visits the U.S. Patent Office in Alexandria, Virginia, having interviewed hundreds of cases. His strategy focuses on working with examiners, rather than resorting to the appellate process. As a result, he has a working relationship with numerous examiners across many art units.

Mr. Gibby has received many accolades and is regularly recognized by leading publications for his work in intellectual property law. He was ranked No. 1 in intellectual property by Chambers USA in 2020 and the nine years immediately preceding. Mr. Gibby was recognized in The Best Lawyers in America® in 2020 and the seven years immediately preceding, and he was named a 2014 “Denver Lawyer of the Year” in the area of patent law by The Best Lawyers in America®. Mr. Gibby was named an “IP Star” by Managing Intellectual Property magazine in 2020 and the seven years immediately preceding. He was recognized as a top patent practitioner in 2020 and the seven years immediately preceding by IAM Patent 1000. Mr. Gibby was named by Legal Media Group to its 2013 Guide to the World’s Leading Patent Practitioners. He was named a Colorado “Super Lawyer” by 5280 Magazine and Super Lawyers magazine in 2006, again in 2020 and the eight years immediately preceding, and was also recognized as a Colorado “Top 100 Super Lawyer” in 2014. He was one of eight Denver attorneys to be selected as a 2011 BTI Client Service All-Star. Mr. Gibby was selected as a “Life Science Star” in the 2017 and four immediately preceding editions of LMG Life Sciences. Law Week Colorado named Mr. Gibby as Barrister’s Best Patent Lawyer in 2010, Colorado’s Best Patent Attorney in 2009, and 2008 Lawyer of the Year for expanding the law office by 40 percent. Mr. Gibby was also selected as Barrister’s Best in 2013 in the category for Colorado’s Best Intellectual Property Law (non-litigator) by Law Week Colorado. He was recommended by Legal 500 US in 2016 for Patent Prosecution.

Experience

Kilpatrick Townsend filed an infringement lawsuit on behalf of Hunter Douglas Inc., manufacturer of window coverings and architectural products, and Andrew J. Toti Testamentary Trust against Norman International for infringement of window covering patents. Norman responded by filing eight IPRs on four patents in the lawsuit.

Successfully defended ex parte reexamination of patent for international equipment company.

Handling inter partes reexamination for large cheese manufacturer.

Successfully defended two reexaminations of the same patent during litigation for food service company.

Successfully defended six exparte reexams for international money transfer company.

Education
Brigham Young University - J. Reuben Clark Law School, J.D. (1993) magna cum laude, Order of the Coif
Brigham Young University, M.B.A. (1993)
Brigham Young University, B.S., Mechanical Engineering (1990) cum laude

Admissions
Colorado (1996)
California (1993)

Court Admissions

Professional & Community Activities
International Federation of Intellectual Property Attorneys, Member
International Association for the Protection of Intellectual Property, Member

Insights
News Releases
Kilpatrick Townsend Attorneys Named 2020 Managing Intellectual Property IP Stars
June 1, 2020
In The News
Record-Breaking Recognition for Kilpatrick Townsend in The Best Lawyers in America® 2019
August 20, 2018

News Releases
Kilpatrick Townsend Recognized in 2018 IAM Patent 1000
July 2, 2018

News Releases
Kilpatrick Townsend Attorneys Named 2018 Managing Intellectual Property IP Stars
June 19, 2018

News Releases
Kilpatrick Townsend Achieves Recognition From Chambers USA 2018
May 11, 2018

News Releases
Seven Kilpatrick Townsend Attorneys Named 2018 Colorado Super Lawyers
March 27, 2018

News Releases
Record-Breaking Recognition for Kilpatrick Townsend in The Best Lawyers in America® 2018
August 15, 2017

News Releases
Kilpatrick Townsend Attorneys Named 2017 Managing Intellectual Property IP Stars
June 27, 2017

News Releases
Kilpatrick Townsend Receives High Rankings in 2017 IAM Patent 1000
June 8, 2017

News Releases
Kilpatrick Townsend Achieves Recognition From Chambers USA 2017
May 30, 2017
Alerts
The Abstract Swing: Major League Problems In Patent Law
May 16, 2017

In The News
April 7, 2017

News Releases
Five Kilpatrick Townsend Attorneys Named 2017 Colorado Super Lawyers
March 22, 2017

Publications
The Abstract Swing: Major League Problems In Patent Law
February 8, 2017

News Releases
Kilpatrick Townsend Earns Record-Breaking Recognition in Annual Best Lawyers in America 2017
August 16, 2016

In The News
Kilpatrick Townsend's Media Report July 1-14, 2016
July 15, 2016

News Releases
Kilpatrick Townsend Recognized by Prestigious 2016 Legal 500 US
June 20, 2016

News Releases
Kilpatrick Townsend Attorneys Named to 2016 IAM Patent 1000
June 2, 2016

News Releases
Kilpatrick Townsend Once Again Achieves Recognition From Chambers USA 2016
May 31, 2016
News Releases
Thirty-Two Kilpatrick Townsend Attorneys Named 2016 Managing Intellectual Property IP Stars
May 26, 2016

In The News
Kilpatrick Townsend's Media Report March 24 - April 14, 2016
April 15, 2016

News Releases
Three Kilpatrick Townsend Attorneys Named 2016 Colorado Super Lawyers
March 15, 2016

In The News
Kilpatrick Townsend's Media Report December 3-10, 2015
December 11, 2015

Publications
Alice is Lost in Wonderland
November 30, 2015

News Releases
Kilpatrick Townsend Earns Record-Breaking Recognition in Annual Best Lawyers in America 2016
August 19, 2015

In The News
July 31, 2015

In The News
July 10, 2015

In The News
June 26, 2015
News Releases
Twenty-Two Kilpatrick Townsend Attorneys Named to 2015 IAM Patent 1000
June 18, 2015

News Releases
Kilpatrick Townsend Once Again Achieves Recognition From Chambers USA 2015
May 22, 2015

News Releases
May 6, 2015

In The News
Kilpatrick Townsend's Media Report April 17-23, 2015
April 24, 2015

News Releases
Six Kilpatrick Townsend Attorneys Named 2015 Colorado Super Lawyers
March 18, 2015