

**NICOLAS E. SECKEL**  
**Of Counsel**

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**Biography**

Mr. Seckel's diverse practice includes patent prosecution, opinion work, and litigation. His predominant fields of expertise are biology, biotechnology, pharmacy, and medical devices, but over the years, he has also developed an interest in optics, micro-mechanics, and hybrid propulsion technologies.



Mr. Seckel enjoys the opportunity to help clients develop effective and economical IP strategies, and also enjoys the detailed work involved in resolving legal issues. He often travels to Europe, where he is a regular lecturer on U.S. patent law for various institutes, professional organizations, and corporations.

Outside of the office, Mr. Seckel enjoys hiking, skiing, reading and spending quality time with his family.

**Related Services**

- › Patent Prosecution
- › Post-Grant Procedures
- › Legal Opinions and Counseling
- › Litigation

**Related Technologies**

- › Chemistry, Chemical Engineering and Materials Science
- › Life Sciences
- › Mechanical Engineering
- › Optics

**Education**

- › Graduate Degree in Engineering, Concentration in Biotechnology and Medical Devices, 1989, Ecole Centrale de Paris
- › LL.B., 1992, University of Grenoble
- › Diploma in International Intellectual Property Studies CEIPI, 1996, University of



WESTERMAN  
HATTORI  
DANIELS &  
ADRIAN, LLP

Strasbourg

- › LL.M., 1997, Georgetown University

## Languages

- › English
- › French
- › German

## Admissions

- › French Patent Office, Qualified, 1996
- › European Patent Office, Qualified, 1998
- › U.S. Patent and Trademark Office, 1998
- › New York Bar, 1998
- › District of Columbia Bar, 2005
- › California Bar, 2010

## Publications

- › Another “key” decision on joint/divided infringement, 1.16.2018
- › A diagnostic method that raises, not patent-eligibility, but written description issues., 7.24.2017
- › Of Closed Pods, Open Cartridges, Single-Brew Coffee Machines, and Descriptive Issues, 6.5.2017
- › Patent claims, previously definite pre-Nautilus, are now indefinite post-Nautilus, 9.17.2015
- › Claim term “at least one component of [a unit]” excludes the entire unit – expert testimony cannot override intrinsic evidence, 4.17.2015
- › "In 6-4 En Banc Decision, Federal Circuit Maintains No-Deference Review of District Courts' Claim Constructions", CAFC Alert, March 11, 2014, 3.11.2014
- › "Entirely Reasonable? 'Black Box' Claim Interpretation By Split Federal Circuit Panel Leaves Us In The Dark", CAFC Alert, February 13, 2013, 2.13.2013
- › "Federal Circuit Judges Spar Over Post-FDA-Approval Application of Hatch-Waxman Safe Harbor", CAFC Alert, September 4, 2012, 9.4.2012
- › "Prosecution Argument Bars Later Recapture through Broadening Reissue", CAFC Alert, August 29, 2012, 8.29.2012
- › "Computer-Implemented 'Control Means' Requires Description of Step-By-Step Algorithm Even if Not Key Feature of Claimed Invention", CAFC Alert, April 4, 2012, 4.4.2012
- › “The Doctrine of Equivalents in the United States,” Echanges ASPI, No. 61, 2000 (in French), 1.1.2000
- › “Challenges to Attorney-Client Privilege in Discovery Procedures in a Lawsuit in the



United States" Echanges ASPI, No. 56, 1999 (in French), 1.1.1999

## News

- > Melchior v Hilite judgment, 3/2/15