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## **IPISC:** The most trusted name in the intellectual property (IP) insurance market

We offer the longest-standing, established insurance products to help fund patent litigation. Being in the business of IP insurance for 24 years, you can trust the solid experience of IPISC's <u>team</u> to help ensure successful outcomes for our insureds. Today, more than ever, it is important that companies recognize that there is an affordable, and essential, insurance solution available to help fund and manage the high cost of patent litigation. Read more <u>here</u>...

## **In the News:** Patent coverage under a CGL policy continues to be difficult

For defendants involved in IP litigation, finding advertising injury coverage under a CGL policy continues to be difficult, making <a href="IP-specific insurance">IP-specific insurance</a> coverage that much more important to ensure that coverage is in place for IP-related litigation. In recent news, the lower courts' denials of coverage were affirmed on appeal in two cases:

The California Court of Appeal affirmed in <u>Hartford Casualty Ins. Co. v. Swift Distr. Inc.</u>, that there was no advertising injury coverage where the insured was sued for trademark, patent and damage to reputation for selling its "Ulti-Cart." The plaintiff in the underlying case previously produced a similar "Multi-Cart" product. The insured argued that the CGL covered "disparagement," but the court found no disparagement to support coverage.

Another coverage case, <u>Street Surfing, LLC v. Great American E&S Ins. Co.</u>, also losing at the Ninth Circuit, held that the insured's use of the accused trademark before coverage was in place excluded CGL advertising injury coverage under a prior publication exclusion.

## **IP Product Spotlight:** Defense insurance for Patent Infringement charges

Competitors and Patent Trolls target less-funded companies every day and sue them for patent infringement, regardless of merit. Your clients must be prepared to protect their products from these, many times, predatory business practices. Read more about Defense insurance here...

## **The Problem with Patent Trolls:** IPISC has the solution

Intellectual Property insurance can be the strongest protection available to mitigate this mounting risk posed by patent trolls. <u>Troll Defense</u> coverage is available to any company for threats and/or charges of infringement brought against the Named Insured for Non-Core activities. The policy not only acts as a deterrent to unwarranted IP lawsuits, but it also helps ensure that the funds are available to get through the case on the merits. Read more <u>here</u>...

**IP Insurance Webinar:** June 25th

Join us Wednesday, June 25<sup>th</sup>, 2:00 – 3:00 EDT for a free IP insurance webinar. Register here.

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