



Masayuki Yamanouchi

Partner

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Masayuki holds a master's degree in science, and has been engaged in a number of patent infringement lawsuits and other IP related matters since he became a lawyer. His main focus is on the pharmaceutical industry, in patent infringement actions as well as licensing negotiations, joint development projects, and technology transfer projects. He also has expertise and experience in other forms of intellectual property, including trademarks, copyrights, and trade secrets. In addition, with his experience in the U.S. (both in law school and at a law firm focusing on patent matters), he also provides advice to clients involved in patent lawsuits in the U.S.

Practice Areas

Intellectual Property/Life Sciences/TMT

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| IP Disputes | IP Licensing and Transactions | Patent Prosecution |
| Trademark/Design Prosecution | Copyright and Entertainment | |
| Health Care, Pharmaceutical and Life Science | IT and Telecommunications law and Regulation | |

Topics

Books
Nov 2021

Introduction to Japanese Business Law & Practice Fifth Edition

Articles
Sep 2021

[US] The U.S. Supreme Court's Decision in Google LLC v. Oracle America, Inc. : Fair Use under the U.S. Copyright Act

Articles
Jun 2021

Chambers Global Practice Guide : Digital Healthcare 2021 Q&A - Japan

Practice Groups

Intellectual Property Law Group

Life Sciences and Health Care Practice Group

Background

Mar 2002 Keio University (Bachelor of Science)
Mar 2004 Keio University (Master of Science)
Mar 2007 The University of Tokyo School of Law (J.D.)
2007 - 2008 The Legal Training and Research Institute of the Supreme Court of Japan
Jun 2013 graduate study, Stanford Law School (LL.M.)
Sep 2013 - Jun 2014 Associated with Finnegan, Henderson, Farabow, Garrett & Dunner (Palo Alto Office)

Publications

Introduction to Japanese Business Law & Practice Fifth Edition Anderson Mori & Tomotsune Nov 2021

[US] The U.S. Supreme Court's Decision in Google LLC v. Oracle America, Inc. : Fair Use under the U.S. Copyright Act Chizai Kanri Sep 2021
Vol. 71 No. 9 2021

Chambers Global Practice Guide : Digital Healthcare 2021 Q&A - Japan Digital Healthcare 2021 Jun 2021

Legal Matters regarding Life Sciences and Health Care - Navigation regarding Regulations, Intellectual Properties and Corporate Matters (Second Edition) Shojihomu Co., Ltd. Oct 2020

Q&As on IP issues (34th) Calculation of damages in the patent infringement cases Chizai Prism Vol. 18 No.211 2020 Apr 2020

The Effective Scope of Protection of Extended Patent Rights. Chizai Kanri Vol. 70 No. 3 2020 Mar 2020

Introduction to Japanese Business Law & Practice Fourth Edition Anderson Mori & Tomotsune Sep 2019

Check Point of Patent License Agreement - Assuming M&A of a manufacturer company Business Law Journal, No. 137 Jun 2019

Contract templates (Script Agreement and LLP Agreement) Producer Hub website Jun 2019

Guidebook of English Language Contracts around the World Shojihomu Co., Ltd. Apr 2019

International Comparative Legal Guide to: Copyright 2019 (Japan Chapter) International Comparative Legal Guide to: Copyright 2019 Oct 2018

Legal Matters regarding Life Sciences and Health Care - Navigation regarding Regulations, Intellectual Properties and Corporate Matters Shojihomu Co., Ltd. Sep 2018

Copyright and Other Legal Protection for Business Involving Artificial Intelligence and Big Data NBL No.1129 Sep 2018

U.S. Contracts: Basic Principles and Practice DAI-ICHI HOKI CO.,LTD. Jun 2018

Essential Points of Japan M&A Practice (Second Edition) Shoji Homu Co., Ltd. Jun 2018

Representations and Warranties in License Agreements Business Law Journal, No. 124 May 2018

English Contracts around the World – Around-the-world trip starting from America - License Agreements in Six Major Countries in ASEAN The Association of Corporate Legal Departments, No.538 May 2018

Pharmaceutical IP and competition law in Japan: overview Practical Law Global Guides Mar 2018

Pharmaceutical IP and competition law in Japan: overview Practical Law Dec 2017

Intellectual Property License Agreement Review Guide - Points of Contract Clause Review Business Lawyers'website Oct 2017

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| The International Comparative Legal Guide to: Copyright 2018 (Japan Chapter) | The International Comparative Legal Guide to: Copyright 2018 | Oct 2017 |
| Introduction to Japanese Business Law & Practice Third Edition | Anderson Mori & Tomotsune | Sep 2017 |
| "Trademark-Use" in Trademark Infringement Actions– Law Amendment Enacted on April 1, 2015 and Court Decisions thereafter | A.I.P.P.I. Vol.62 No.6 (2017) | Jun 2017 |
| U.S. Contracts: Basic Principles and Practice | LexisNexis Japan Co., Ltd. | Oct 2016 |
| Preparation of ASEAN CTD Application: Pharmaceutical Regulations and Requirements in each ASEAN Country | Science & Technology | Dec 2015 |
| Heightened Scrutiny of Reasonable Royalty and F/RAND in the U.S. and Comparison with Japan | AIPPI | Sep 2014 |
| Increased Damages for Patent Infringement in Japan | Corporate Counsel | Feb 2014 |
| Patent Term Extension | Jurist No. 1439 | Apr 2012 |
| Amendment to the Code of Civil Procedure Concerning International Jurisdiction over Intellectual Property Litigation | Intellectual Property Management, Vol. 62, No. 3 | Mar 2012 |
| New rules on international jurisdiction - impact on IP disputes | International Law Office | Jun 2011 |
| Legal Counseling for IP Licensing Agreement (Revised Edition) | Seirin Shoin | Jun 2011 |
| Recent changes concerning regulatory protections for pharmaceutical companies in Japan | The PLC Cross-border Life Sciences Handbook 2010/11 | Feb 2011 |

Lectures

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| Damage Calculation in IP Infringement Actions | Anderson Mori & Tomotsune Nagoya Office | Nov 6, 2019 |
| Damage Amount Calculation under Article 114 of the Copyright Act - The Tokyo District Court's Judgment Dated June 19, 2018 - | Copyright Law Collegium of the University of Tokyo | Jul 25, 2019 |
| Standard Essential Patent Licenses for the Connected Vehicle Marketplace | Anderson Mori & Tomotsune, Knobbe Martens LLP | Jun 5, 6, 2019 |
| Legal affairs in business using AI and big data -Consideration from the viewpoint of protection of intellectual property and point of care on contract- | Japan Research Institute for New Systems of Society | Feb 8, 2018 |
| Legal issues concerning AI · Big data utilization business -Intellectual Property Protection and Contractual Points- | FN Communications | Jan 16, 2018 |
| Legal Practice of Alliance and M&A in AI Business | Anderson Mori & Tomotsune, Westlaw Japan | Nov 10, 20, 2017 |
| Intellectual Property Protection for Business Involving Artificial Intelligence and Big Data | Anderson Mori & Tomotsune | May 2017 |
| Copyright and Other Legal Protection for Business Involving Artificial Intelligence and Big Data | Copyright Law Collegium of the University of Tokyo | Mar 2017 |
| So-called "Trademark-Use" in Trademark Infringement Actions - Law Amendment Enacted on April 1, 2015 and Court Decisions thereafter | AIPPI Japan | Oct 2016 |

Achievements

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|--------------|--------------------------------|
| Apr 15, 2021 | Best Lawyers 2022 |
| Jun,11 2020 | IAM Patent 1000 - 2020 Edition |
| Apr 9, 2020 | Best Lawyers 2021 |
| Apr 4, 2019 | Best Lawyers 2020 |

Professional Admissions

Japan (2008)
New York (2014)

Professional and Academic Associations

Languages

Japanese (first
language)

English