

David Postolski, Esq.

Partner

David Postolski, a partner at Gearhart Law, is a registered patent attorney and Intellectual Property attorney. With over 15 years' experience, David specializes in assisting inventors, creators, artists, start-ups, entrepreneurs, early stage companies and emerging companies with their U.S and International intellectual property strategy, protection, enforcement and monetization. David remains very involved in the creation of New York State's first federally approved patent pro bono program in conjunction with Volunteer Lawyers for the Arts. David is a frequent speaker and author on intellectual property issues surrounding raising capital, business formation, licensing, and reward and equity based crowd funding. David is also a Professor at Parsons School of Design where he teaches master level students about IP, ethics and other regulatory considerations in starting business ventures and products around design. David is the current chair of the Professional Issues Division of the ABA Section of Intellectual Property law as well as a member of the CLE Board, Sponsorship Board, and founder of the International Action Group.

Experience:

David's practice includes prosecuting patent and trademark applications both domestically and internationally. His patent practice encompasses various technological and scientific areas, including software and app development, financial transactions, gaming, life sciences and medical, mechanical and electrical devices, and business methods, as well as patents related to chemistry. He has experience managing patent and trademark portfolios and advising clients on prosecution strategies, as well as drafting replies to office actions and appeals briefs, and conducting interviews with examiners. In addition, David prepares instructions to foreign associates regarding prosecution in various countries and evaluates IP portfolios for potential licensing value, technical merit and patentability/validity. David also has experience in copyright, trade secret protection and corporate transactional matters including the drafting and negotiating of end user licenses, master service and terms of services agreements, security agreements, coexistence agreements, and non-disclosure agreements.

David's life sciences industry experience includes counseling, drafting and prosecuting U.S. and Foreign patent applications in the fields of chemistry, biochemistry, physics and chemical engineering. He has prosecuted applications with subject matter including but not limited to thermodynamics, thermometry, paramagnetism, hyperpolarization, carbon dioxide emissions and effects, medical devices, a variety of healthcare products and pharmaceuticals. His experience also extends to the corresponding branding, trademark, business and corporate side of intellectual property, including drafting and negotiating licenses, product development, manufacturing and launch, FDA processes, ANDA procedures and consumer product safety commission processes.