

**Best LGBT Lawyers Under 40: Class of 2013  
Nomination Form**

***Nominee Information***

Name: Mika Mayer Date of Birth: 7/21/76  
Title: Partner Firm/Organization: Morrison & Foerster  
Mailing Address: 755 Page Mill Road City, State Zip: Palo Alto, CA 94304  
Phone Number: (650) 813-4298 Email Address: MMayer@mofo.com

***Nominator Information***

Name: Amy Merriweather  
Title: PR Manager Firm/Organization: Morrison & Foerster  
Mailing Address: 425 Market City, State Zip: SF, CA 94105  
Phone Number: (415) 268-6021 Email Address: AMerriweather@mofo.com  
Relationship to Nominee: colleague

**Optional:** To your knowledge, does the nominee identify as any of the following?

☐ Racial or Ethnic Minority ☐ Female ☐ Transgender  
☐ Person with Disability ☐ Other: \_\_\_\_\_

The complete nomination package must be submitted via email to [nominations@LGBTbar.org](mailto:nominations@LGBTbar.org) **no later than 5:00 pm EDT on June 3, 2013**. Please submit the following information:

- Nomination Form
- Statement of Support of Nominee (not to exceed 2 pages). Please include:
  - Details on achievements within their legal field
  - Details on their commitment to LGBT equality
- Current Resume of the Nominee
- Letters of Support

**Mika Mayer**

Partner  
Palo Alto  
(650) 813-4298  
mmayer@mofo.com

When it comes to understanding the patent landscape in the medical device and drug delivery fields, there are very few patent lawyers more experienced than Mika Mayer. She has become one of the most sought-after patent lawyers in these fields, which include cardiovascular, spine, and obesity, because she has either prosecuted or studied all the fields' critical patents and can quickly assess a client's situation. In addition to preparing and prosecuting patent applications, she provides strategic patent portfolio analysis for her clients. She works extensively in performing both investor-side and company-side IP due diligence reviews. The potential investments she has overseen range in size from small seed investments to multi-billion-dollar acquisitions in the medical device, drug delivery, and pharmaceutical fields. Mika is often relied upon to assist with some of the firm's litigation matters involving technologies within her areas of expertise.

Mika develops IP strategies and prosecutes patents with a laser focus on protecting her clients' interests and maximizing the likelihood of their valuation and commercial success. Her prosecution and due diligence engagements for TranS1 and Hansen Medical helped both companies shore up their patent portfolios and raise capital to further develop their respective technologies. Both companies are now successful and publicly traded. She also led the IP due diligence for Volcano Corporation's successful IPO in 2006, which raised more than \$80 million for the company, and Mentor Corporation's \$1 billion sale to Johnson & Johnson. In all, Mika has participated in or led more than 400 IP due diligences for some of the most sophisticated health care companies and investors in the world.

Mika is consistently called upon by top decision makers in the medical device and drug delivery communities for her ability to translate IP risks into business risks, and provide strategic guidance and oversight in this regard. As these industries have gone global, so has her practice, with companies in countries such as Ireland and Israel now utilizing her expertise.

She is a current member of the Science Accelerator Committee of the American Heart Association, and also a board member for the Center of WorkLife Law.

## Education

University of Arizona (B.S., 1999)

Boston University School of Law (J.D., 2002)

## Rankings

- In 2010, the *Daily Journal* honored Ms. Mayer as one of the "Top 20 Under 40" attorneys in California.
- In 2010, she earned a place on the *Law360* list of the "Top 10 IP Attorneys Under 40 in the U.S."
- In 2011, *The American Lawyer* listed Ms. Mayer as one of their "45 Under 45," identifying the best of the best among young women lawyers in The Am Law 200. Ms. Mayer is the only patent prosecutor on all three lists.
- Ms. Mayer has been recommended by *Legal 500 US* since 2010.

- In 2009-2012, Ms. Mayer was named a "Rising Star" by *Super Lawyers*.
- Ms. Mayer has been recognized as a "Life Sciences Star" within the inaugural edition of *LMG Life Sciences* 2012.
- In 2013, she was recognized by the *Daily Journal* as one of the Top 25 IP Portfolio Managers in California.
- In 2013, she was named to the *Daily Journal's* list of California's top female lawyers.

## Representative Matters

### Public IP Due Diligence

- **Mentor Corporation.** Represented client in a \$1 billion acquisition by Johnson & Johnson.
- **Astellas Pharma, Inc.** Represented client in collaboration agreement with Maxygen.
- **Astellas Pharma, Inc.** Represented client in a \$4 billion hostile takeover of OSI Pharmaceuticals.
- **NeurogesX.** Represented client in commercialization agreement with Astellas.
- IP Due Diligence in Connection with Royalty and Revenue Agreements
- **Paul Capital Healthcare.** Represented client in royalty financing agreement with Vernalis.
- **Paul Capital Healthcare.** Represented client in revenue interest agreement with SpePharm.
- **NeurogesX.** Represented client in royalty agreement with Cowen Healthcare Royalty Partners.

### Venture IP Due Diligence

- **De Novo Ventures.** Represented client in financing of Articulinx, MyoScience, Simpirica Spine, Synergeyes, and TearScience.
- **InterWest Partners.** Represented client in financing of Integrated Diagnostics and Restoration Robotics.
- **Kleiner Perkins Caufield & Byers.** Represented client in financing of GreatPoint Energy, Inspire, Invuity, and OtisMed.
- **Venrock.** Represented client in financing of Zeltiq Aesthetics and Intuity Medical.
- **NEA.** Represented client in financing of Cardioxyl Pharmaceuticals.
- **New Leaf Venture Partners.** Represented client in financing of Glumetrics.

## Speaking Engagements

- MoFo Summit for Women In-House Counsel, "Maximizing the Value of Your Patent Portfolio," 3/8/2012, Sausalito, California
- United States Patent and Trademark Office, "Understanding the Business Impact of Patents and the IP Due Diligence Process," 7/27/2011, Alexandria, Virginia
- Technology Innovation in Plastic Surgery (TIPS) "Intellectual Property: Protecting your Inventions," 5/23/2010, San Francisco, California
- 21<sup>st</sup> Annual All Hands Meeting, "Making the Most of Life Sciences Patents," 12/3/09, Santa Clara, California
- The Annual Morrison & Foerster IP Seminar: "From Investments to Exits – Creating an IP Strategy that Matches your Business Goals," 4/1/2008, Tel-Aviv, Israel
- "IP Strategy," Stanford's Biodesign Innovation Class, on-going, Stanford, California

## LGBT Bar – Best LGBT Lawyers Under 40

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### MIKA MAYER

DOB: 7/21/76

Firm: Morrison & Foerster LLP

Title: Partner (Patent Counseling + Prosecution, IP Due Diligence, Venture Intellectual Property)

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Mika Mayer's career at Morrison & Foerster has been one of trailblazing accomplishment; She is the youngest person in firm history to make partner and in the shortest amount of time. She has participated in or led hundreds of IP due diligence reviews for some of the most sophisticated life sciences and medical device companies and investors in the world. She co-founded MoFo's Venture Intellectual Property (VIP) practice group while still an associate. It is the first practice in the country devoted to performing investor-side IP due diligence. She also leads the firm's medical device group and provides strategic litigation support in various life sciences patent disputes.

#### Ms. Mayer's recent representative work includes:

- **Gilead Sciences (2013):** On behalf of Gilead Sciences, one of the world's largest biopharmaceutical companies, Ms. Mayer led the IP due diligence of YM BioSciences, a Canada-based cancer therapeutics company, for Gilead's \$510 million February 3 acquisition of the company. The deal strengthens Gilead's oncology drug pipeline. Ms. Mayer also provides patent portfolio and prosecution counsel to Gilead, particularly for their small molecule patents, helping the company protect first-in-class treatments for cancer and inflammatory diseases. Gilead Sciences has fourteen commercially available products, including the world's top-selling HIV medications.
- **IntersectENT (ongoing):** Ms. Mayer provides patent portfolio and prosecution counsel to IntersectENT, which makes FDA-approved and commercially available drug delivery devices for the treatment of chronic sinusitis. Though a small startup just getting its first product to market, the *Silicon Valley Business Journal* ranked IntersectENT 18th for the number of life sciences patents awarded in Silicon Valley from April 2011 to April 2012. Other companies on the list include life sciences titans Abbott, Gilead, Pacific Biosciences and Amgen.
- **SentreHEART (ongoing):** Ms. Mayer provides patent portfolio and prosecution counsel to SentreHEART, which makes FDA-approved devices for minimally invasive heart surgery to reduce the risk of stroke.
- **Astellas Pharma, Inc. (2010):** Ms. Mayer led the IP due diligence on behalf of Astellas for its 2010 \$4 billion acquisition of OSI Pharmaceuticals, the first-ever takeover of a U.S. company by a Japanese firm. Intellectual property was a critical issue in the transaction and complex IP matters had to be carefully negotiated for the deal to go through. Due diligence in such cases includes evaluating infringement risks; ownership and/or inventorship issues; and portfolio value, strengths and weaknesses.

- **Mentor Corporation:** Ms. Mayer defended aesthetic company Mentor during IP due diligence on behalf of Johnson & Johnson. Ms. Mayer worked to make sure the company's portfolio was fairly valued and Johnson & Johnson ended up acquiring Mentor for more than \$1 billion in 2008.
- **Cowen Healthcare Royalty Partners:** Ms. Mayer represented Cowen Healthcare Royalty Partners, an investment firm with \$1 billion in new capital commitments, in a number of IP due diligence reviews, including Stereotaxis, AcuFocus and Zogenix.
- **Kleiner Perkins Caufield & Byers:** Ms. Mayer represented the venture capital firm in a number of IP due diligence reviews, including that of OtisMed, developer of a technology for customizing knee implants, which has since been sold to Stryker Corporation.
- **W.L. Gore & Associates, Inc. (2012):** Ms. Mayer was the lead patent strategist for W.L. Gore, well-known maker of waterproof Gore-Tex fabrics, in litigation related to gastrointestinal sleeves for treating morbid obesity. MoFo represented W.L. Gore in a long-running battle over inventorship and ownership of patents filed by its customer, GI Dynamics. Gore filed suit first, claiming co-inventorship and joint ownership of patents related to an intestinal sleeve device used for weight loss and type II diabetes in obese patients. Gore supplies GI Dynamics with the sleeve material used in a device sold by GI Dynamics abroad and under FDA consideration in the United States. GI Dynamics countersued Gore for trade secret misappropriation. One week before trial in the U.S. District Court in the District of Arizona, the parties settled with mutual releases, and Gore obtained a non-exclusive license to GI Dynamics' patents in the vasculature field.
- **Terumo Corp. (2013, ongoing):** Ms. Mayer represents Japanese medical device company Terumo Corp. in enforcing Terumo's hemostatic device patent in an action against Lepu Medical Technology of Beijing and its U.S. distributor Vascular Solutions Inc. Terumo argues that Lepu's medical device, dubbed the R-Band, infringes Terumo's patent and trademark related to its TR Band, a device used to stop bleeding after catheterization through blood vessels in a patient's wrist. The case was filed in New Jersey federal court in February.

### Awards/Community Involvement

The industry continues to honor and recognize Ms. Mayer's contributions. The Daily Journal named her among California's Top Women Lawyers and Top IP lawyers in 2013, and one of the top attorneys in the state of California under 40 in 2010. She has also been named an IP Rising Star by *Law360*; one of the top female attorneys in the nation under 45 by *The American Lawyer*; a "Top Lawyer" by *Marie Claire* and a Life Sciences Star by *LMG*.

Ms. Mayer has taken the lead in organizing the firm's efforts supporting initiatives of the National Center for Lesbian Rights (NCLR) and has contributed generously to the organization.

In addition, Ms. Mayer was one of the first lawyers to join the 'It Gets Better' campaign, a national project in response to a rash of bullying and suicides reported in 2010 involving LGBT teenagers. She spearheaded the production of a YouTube video highlighting the "It Gets Better" message, encouraging LGBT youth to stay in school and promoting the Trevor Project, the leading national organization providing crisis intervention and suicide prevention services to LGBT youth. When she appeared in the video with former MoFo Chair Keith Wetmore and partner Stuart Plunkett, other law firms followed suit and create their own videos showcasing the successes of gay and lesbian lawyers that live open lives. The video can be found here: <http://www.youtube.com/watch?v=jDh37iBerOk>

She is a guest lecturer for, and active participant in, Stanford University's BioDesign and Emerging Entrepreneurs programs; a board member of the Center for WorkLife Law, a non-profit advocacy group focusing on preventing gender discrimination in the work-place; and a committee member of the American Heart Association's Science and Technology Accelerator Program, an initiative created to bring innovators and investors together to help get new Life Sciences technology to the market quickly. She is also a member of the firm's Women's Initiative Committee, playing an integral role in helping advance women and women's programs within the firm.