

## **PATENTING CRYSTALLINE FORMS OF PHARMACEUTICALS – USING SOLID STATE SCIENCE TO CLAIM FORM & SUBSTANCE**

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Designing and implementing effective patent strategies for the crystalline forms of pharmaceuticals must take into account the unique properties that arise from the particular crystalline form. Polymorphs and co-crystals present opportunities for, not only achieving desirable pharmaceutical properties, but also obtaining new patent protection for the pharmaceutical. However, the typical methods for patenting pharmaceutical compounds do not necessarily fit for crystalline forms. The presentation will discuss strategies for patenting crystalline forms and recent US court decisions impacting the patentability of crystalline forms.