Artificial Intelligence Litigation Risks for the Medical Technology Industry
Presenters: Jenny Colgate & Jennifer Maisel | Rothwell Figg

In this on-demand webinar recorded live on August 29, 2023, presenters Jenny Colgate and Jen Maisel, Partners with Rothwell Figg, explained the intersection of artificial intelligence and the medical technology industry, highlighting key considerations for the deployment, use, and training of AI systems. They discussed the various applications of AI in drug development, medical devices, surgical assistance, manufacturing, and more. The presenters then discussed the complex regulatory landscape surrounding AI systems and the potential legal pitfalls of AI. Lastly, they discussed examples of FTC enforcement actions against companies for unauthorized sharing of customer data for advertising and recommended companies stay informed about the latest AI regulatory developments and updates.

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Jenny Colgate is an experienced litigator, a creative strategist, a trusted advisor, a thought leader, and an extremely hard worker. Her practice is largely focused on litigation and extends into all facets of intellectual property and technology-related matters, including patent, trade secret, data protection, unfair competition, trademark, copyright, breach of contract, and fraud claims. In addition to litigation, Jenny regularly handles a wide range of other legal matters for clients. She's skilled at pre-litigation risk evaluation and strategy, and counsels clients on IP protection and enforcement as well as privacy law compliance and best practices. Jenny also advises clients in contract and licensing matters, such as negotiation, drafting, IP and privacy issues, and dispute resolution. Finally, she's a recognized thought leader, authoring expert analyses, and speaking on panels and webinars on topics as diverse as developing IP issues, litigation strategy, damages and remedies, and privacy. Jenny has a B.A. from the University of Pennsylvania (summa cum laude, with honors), an L.L.M. in intellectual property from University of New Hampshire Franklin Pierce Law center (magna cum laude), and a J.D. from University of New Hampshire Franklin Pierce Law Center (magna cum laude).

Jennifer (Jen) Maisel is a highly skilled strategist and thought leader. She focuses her practice in an exceptionally challenging area of intellectual property law and litigation concerning rapidly-evolving digital technologies with a focus on artificial intelligence (AI). Jen has technical experience developing language models for natural language processing applications and has been helping clients navigate through their IP, data protection, and privacy concerns in the AI space. For large corporations and emerging companies, Jen also routinely represents clients with breakthrough innovations in virtual reality, big data, the Internet of Things, privacy, cybersecurity, quantum, and blockchain technologies. Jen has represented dozens of clients in intellectual property litigations in district courts throughout the country and at the appellate level before the U.S. Court of Appeals for the Federal Circuit and the U.S. Supreme Court. Jen counsels clients in a wide variety of industries on identifying, procuring, and licensing valuable intellectual property rights, including patents, trade secrets, copyrights, trademarks, data rights, and open source/open data. Jen is registered to practice before the U.S. Patent and Trademark Office (USPTO) and counsels clients as to the scope, validity, and enforceability of rights of existing patents. She has a B.S. in Information Science, Systems, and Technology with a specialization in Operations Research and Information Engineering from Cornell University's College of Engineering (cum laude) and a J.D. from The George Washington University Law School (with honors).