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Aligning IP Diligence Findings with Deal Strategy (Part 1)

In this episode of Choate's Intellectual Property Insights podcast, Brian Reese, Michael Shinall, and Melissa Adams discuss how intellectual property due diligence findings can inform transaction strategy and deal structure, and why early coordination between IP and transactional counsel is essential to identifying and resolving issues before they affect negotiations.

Highlighting common diligence challenges – including ownership gaps, inventorship questions, exclusivity limitations, and third-party rights – the discussion explores how these issues can impact valuation, risk allocation, and the scope of rights that can ultimately be granted in licensing, acquisition, and other commercial agreements. The episode offers practical guidance on translating diligence findings into clear, effective deal terms, helping clients move efficiently from diligence to execution while reducing the risk of last-minute surprises.

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