



Intellectual Property Litigation

Clients ranging from startups to Fortune 500 companies rely on WilmerHale's globally recognized Intellectual Property Litigation Practice to protect their most important IP in high-stakes disputes. Our US and European team provides high-quality legal solutions to complex issues in all areas of IP law, including patent, trade secret, copyright, trademark, trade dress litigation and appeals. We have tried both jury and non-jury patent cases involving a wide range of technologies—from lifesaving cancer treatments to semiconductor chips. We are also uniquely positioned to help clients navigate complex multidisciplinary legal and business issues, including challenges that arise at the intersection of antitrust and IP law.

OUR PRACTICE BY THE NUMBERS

200+
IP, IP litigation and appellate lawyers

24
IP litigators with first-chair trial experience

125+
lawyers and specialists with technical and scientific degrees



36
trial victories in the past decade



580+
IPRs handled by WilmerHale attorneys



95+
Federal Circuit victories in the past decade



20+
ITC cases successfully litigated in the past decade



10
patent cases argued at the US Supreme Court in the past decade



US Patent Disputes Firm of the Year

2023



IP Litigation Department of the Year

2023



Hatch-Waxman Litigation Firm of the Year

2022

EXPERIENCE

Bristol-Myers Squibb Company et al v. Aurobindo Pharma, USA Inc.:

Obtained a complete victory for BMS and Pfizer when the U.S. Court of Appeals for the Federal Circuit affirmed a district court decision holding that the patents that cover the drug Eliquis® are valid and infringed by all generics challenging them.

Apple v. Samsung: In the “patent trial of the century,” we persuaded a jury to reject every one of Samsung’s patent claims against Apple. The jury ruled in favor of Apple on various patent and other claims, and awarded over \$1 billion in damages.

NexStep, Inc. v. Comcast Cable Communications, LLC: Earned a victory for Comcast in a patent infringement case brought by NexStep. NexStep sued Comcast for allegedly infringing nine patents relating to a variety of technologies, including remote controls, home automation, and customer service technology and sought over a half billion dollars in damages.

Becton Dickinson and Company v. B. Braun Melsungen AG: Achieved a significant victory for BD ending an eight-year dispute between the parties in district court, the Federal Circuit, the PTAB and numerous jurisdictions across the globe. Eleven patents were asserted against BD in the US, and more than 60 patents in over half a dozen countries were asserted outside the US.

Matt Furie v. Infowars, LLC: Obtained a significant copyright victory for artist Matt Furie when Alex Jones’s Infowars media outlet agreed to disgorge all its profits (and additional damages) from the unauthorized sale of a poster that featured Mr. Furie’s iconic “Pepe the Frog” character.

United States v. Gilead Sciences, Inc. and Gilead Sciences Ireland UC: Won a significant victory for Gilead Sciences when the Court of Federal Claims found that the US government breached three material transfer agreements relating to studies of Gilead’s ground-breaking HIV prevention drug Truvada.*

Montres Breguet SA v. Samsung: Achieved a major victory for Swatch Group in United Kingdom litigation against Samsung. In a milestone judgement, the court held that an online app store was responsible for trademark infringement arising from apps uploaded by third party developers, and that “mere hosting” under the E-Commerce Directive did not provide a defense.

Omega SA v. 375 Canal: Won a major victory for The Swatch Group and Omega SA after a jury verdict found 375 Canal LLC liable for contributory trademark infringement of trademarks owned by luxury watch brand Omega and awarded our client \$1.1 million based on the sale of a single \$80 counterfeit Omega watch.

Battery Park Media, dba Merry Bright Music Enterprises, and Elizabeth Chan v. Lotion: Earned complete victory for songwriter and recording artist Elizabeth Chan when the Trademark Trial and Appeal Board permanently rejected an attempt by Mariah Carey’s company to register “Queen of Christmas” as a trademark.

For more information, please contact:

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RECOGNITION

- **Chambers USA:** Band 1, National IP since 2011
- **Law 360:** Technology Group of the Year from 2016-2018
Top five “go-to” firm for PTAB litigation from 2012-2019
- **The Legal 500 United States:** Top Tier for IP since 2011
- **LMG Life Sciences:** 2020 Impact Case of the Year Award, *Enzo Life Sciences v. Roche Molecular Systems*
- **Managing IP:** 2023 Impact Case of the Year Awards for *Centripetal Networks v. Cisco Systems* and *Open Sky Industries v. VLSI* and Patent Disputes Firm of the Year eight times since 2013
- **U.S. News & World Report:** Tier 1 IP Litigation ranking for 10 years running; Patent Law Firm of the Year, 2022 & 2021

Clients note that we are “one of the top IP litigation practices in the country” and that we “are trial ready and able to handle a ‘bet the company’ IP case.”

— Chambers USA and U.S. News & World Report