



## *Trials*

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WilmerHale's elite lineup of intensely smart, battle-tested litigators can face down any adversary in the courtroom—and win. We combine a mastery of proven trial techniques with the intellectual depth to tackle the most novel and complex legal challenges. A client may face an intractable issue that requires pushing the law into new territory. A verdict may turn on the ability to make the most arcane technology compelling to a judge or jury. An individual company officer may need a winning defense in a first-of-its-kind prosecution. In trial after landmark trial, our gift for strategy and our ability to draw cogent themes and narratives from even the most impenetrable facts and points of law have earned us countless victories. And the way we win has brought us the respect of judges, juries, clients and competitors across the United States and internationally.

### **OUR TEAM**

- We field a diverse roster of trial lawyers: a mix of homegrown talent, skilled US Department of Justice veterans—including many former US Attorneys and AUSAs—and lateral stars on both sides of the Atlantic recruited for their courtroom prowess.
- More than 60 of our lawyers have first-chair trial and/or arbitration experience, and six of our partners are members of the American College of Trial Lawyers.

### **OUR CAPABILITIES**

- We try cases, and we win them. Since 2010, we have handled more than 320 trials and arbitrations in the United States and internationally, many with multiple billions of dollars at stake.
- We have won high-stakes and bet-the-company trials in major forums across the world: in federal district courts and state courts throughout the United States, the Courts of England and Wales, courts in China and Japan, various European national courts, and the International Trade Commission, among many others—as well as in international arbitrations under all leading institutional rules and in every leading international seat.

### **OUR APPROACH**

- We bring clients' stories to life with classic trial techniques: meticulous preparation, a relentless focus on themes and narrative, crushing cross-examinations, clean and strong evidentiary records that will stand up on appeal, and a flair for creativity and drama.

### **BATTLE-TESTED**

# 320+

trials and arbitrations completed since 2010, many with multiple billions of dollars at stake

# 40+

different WilmerHale lawyers were responsible for first-chairing the more than 55 trials and arbitrations in the last three years alone

# 60+

of our lawyers have first-chair trial and/or arbitration experience

## ILLUSTRATIVE RECENT CASES

- Obtained a complete victory for Gilead Sciences against the US government in a landmark patent trial.
- Secured a clean sweep for Dropbox in its patent showdown with Motion Offense, the company's first-ever trial.
- Scored a significant win for defendant PNC Bank when a jury awarded USAA less than 1% of the half-billion-dollar royalty model it sought for our client's alleged use of patents relating to mobile banking technology.
- Obtained a complete victory for AGCO and Precision Planting when a federal jury returned a verdict of non-infringement of all patent claims asserted by Deere & Company in a case concerning seed-planting technology.
- Achieved a resounding win for Reckitt Benckiser in a 17-day jury trial. Plaintiff Absorption Pharmaceuticals had sought \$454 million for alleged fraud and misappropriation of trade secrets related to a premature ejaculation treatment spray.
- Secured the acquittal of DaVita and CEO Kent Thiry after a two-week jury trial. The unprecedented conspiracy case involved the first criminal charges for so-called "no poach" agreements in the 132-year history of the Sherman Anti-Trust Act.
- Secured an important win for T-Mobile after a five-day bench trial. The judge enjoined Cox Communications from violating the terms of a 2017 settlement agreement stating that Sprint would be its exclusive provider of retail wireless services.
- Prevailed at trial on behalf of Swatch Group in a counterfeiting case against a Canal Street landlord.
- Successfully defended a patent infringement action brought by Insulet against our client Roche Diabetes Care. After a three-day trial, the High Court of England & Wales held the patent at issue to be invalid and not infringed, denied Insulet leave to appeal, and awarded costs to Roche.
- Achieved a stunning victory in the SDNY for former London-based foreign exchange trader Rohan Ramchandani after a two-week jury trial over alleged price-fixing, and later secured the OCC's dismissal of related charges.
- Successfully defended Intel Corporation against a \$3 billion claim brought by hedge-fund-backed non-practicing entity VLSI in the Western District of Texas asserting infringement of two microprocessor patents.
- Protected billions of dollars in future revenues for Bristol-Myers Squibb and Pfizer after a nine-day trial in which our clients challenged a plan by 25 generic pharmaceutical companies to sell generic forms of Eliquis® prior to the expiration of the patents covering the drug.
- Obtained victory for T-Mobile and Deutsche Telekom in a landmark antitrust trial. Attorneys general from 13 states and the District of Columbia had sought to enjoin the merger of T-Mobile and Sprint.



### Named to the GAR 30 list of the world's top international arbitration practices

RECOGNIZED EACH YEAR SINCE THE INAUGURAL RANKING IN 2008

— *Global Arbitration Review*



### Litigation Department of the Year

CONSISTENTLY RECOGNIZED AS A TOP FIRM

— *The American Lawyer*



### Appellate Hot List 2023

NAMED TO THIS LIST 15 TIMES

— *The National Law Journal*

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