



Trials

WilmerHale’s elite lineup of intensely smart, battle-tested litigators will face down any adversary in the courtroom—and win. We combine a mastery of classic trial techniques with the creativity and 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 resonant themes and narratives from even the densest 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.

PRACTICE AT A GLANCE

- 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 seven of our partners are members of the American College of Trial Lawyers.

OUR CAPABILITIES

- We win the highest-stakes cases in the most challenging circumstances. 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.
- Achieved a complete victory for **film and television director** M. Night Shyamalan, screenwriter Tony Basgallop, and others involved in the production of the Apple TV+ series *Servant*, when a seven-member jury in California returned a verdict of no copyright infringement.
- 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 nearly \$600 million for alleged fraud and misappropriation of trade secrets related to its over-the-counter wellness product.
- 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 Antitrust Act.
- Won a historic \$28 million verdict for **pro bono client** John Walker, Jr. against Erie County, New York—a unanimous federal jury awarded this for John's Monell claim after he spent 22 years in prison and 17 on parole for a crime he did not commit.
- 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.

For more information, please contact:

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

Recognized each year since the inaugural ranking in 2008

— *Global Investigations 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*