

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER LLP is ranked in Chambers USA 2009 as follows: NATIONAL

INTELLECTUAL PROPERTY

Intellectual Property

Leading Firms

Band 1

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

This full-service IP boutique is “a *bet-the-company firm* – if there’s a real risk, you go to *Finnegan*.” At its heart is the substantial Washington, DC group, and it also has sizeable presences in Atlanta, Reston, Palo Alto and Cambridge. With 375 attorneys nationally, the firm has the scope to handle the full range of matters across a wide variety of industries, particularly in the electronic, biotech and pharmaceutical sectors, where clients admire “*its stunning ability to separate the complexities of the science from the*

crucial IP issues.” Appellate work is an eye-catching part of the practice, and the group recently made the news by filing a petition for a writ of certiorari on behalf of the applicants in a federal appeals court decision in *re Bilski*. It also successfully acted for Abbott Laboratories in an arbitration against Medtronic. In addition to his great reputation in patent litigation, Donald Dunner is considered one of the top appellate lawyers in the country.

INTERNATIONAL TRADE: Intellectual Property (Section 337)

International Trade:

Intellectual Property (Section 337)

Leading Firms

Band 2

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

“*They’ve been around a while and they really know what they are doing*,” says one source about this group. As an IP giant, it is hardly surprising that the firm represents some of the biggest clients around, such as Syngenta and Toyota,

in high-value Section 337 matters. Smith Brittingham and Tom Jarvis are the firm’s best-known faces when it comes to representations before the ITC, and both have fine reputations in the sector.

LIFE SCIENCES

Life Sciences

Leading Firms

Band 3

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

One of the country’s leading IP players, Finnegan Henderson undertakes a range of life sciences litigation on behalf of an impressive client base. Virginia-based Charles Lipsey is the main partner associated with this area. He

focuses on patent infringement litigation and has handled cases covering mechanical, chemical and electrical technologies, with an emphasis on the biotech and pharmaceutical chemistry fields.

DISTRICT OF COLUMBIA

INTELLECTUAL PROPERTY

Intellectual Property

Leading Firms

Band 1

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

Uniquely positioned in the Washington, DC marketplace, this full-service IP boutique is “a bet the company firm – if there’s a real risk, you go to Finnegan.” Donald Dunner, “one of the top appellate lawyers in the country,” undertakes major IP disputes and has more than 50 years of experience in the field. Ford Farabow is another seasoned practitioner at the firm, with extensive experience of representing clients in patent, trade secret and licensing disputes in the chemical engineering, pharmaceutical and materials science fields. Patent litigator Charles Lipsey is respected for the high quality of his work, as is

Michael Jakes, who is admired for his balanced approach to patent litigation and skill in advocacy. He leads the firm’s appellate practice, and recently filed a petition for a writ of certiorari on behalf of the applicants in *re Bilski*. Other high-light work includes representing Syngenta Crop Protection in a declaratory judgment action brought by Monsanto seeking to invalidate one of Syngenta’s patents. The lawyers also assisted LG Electronics with obtaining affirmation by the Federal Circuit of a Michigan district court’s decision in favor of LG in a patent infringement suit brought by Whirlpool.

VIRGINIA

INTELLECTUAL PROPERTY: Northern Virginia

Intellectual Property: Northern Virginia

Leading Firms

Band 1

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

The Reston-based office of this top national boutique provides absolutely top-draw IP litigation services. Market sources consider the firm’s greatest strength to be in the area of patent enforcement. It has more than 50 highly regarded attorneys working out of Virginia, but three attract particular praise for their efforts in the sector. Christopher Foley is a hugely experienced

attorney who focuses on trademark and trade secrets litigation. Charles Lipsey joins the leading names in the area in recognition of his stellar work as a patent infringement expert. David Hill has a broad practice of excellent repute, and peers note his contribution to the development of the firm’s Japanese practice.

CALIFORNIA

INTELLECTUAL PROPERTY

Intellectual Property

Leading Firms

Band 3

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

This IP boutique's 38-strong Palo Alto group reflects the quality of the wider practice, which is a nationwide powerhouse. Clients appreciate the attorneys' sound technical knowledge, and their cost-effective billing practices have also proved highly popular. A significant portion of the group's work is for clients on the Pacific Rim, while the electronics, biotech, pharmaceutical and medical device areas have been most active for the group. Recent highlights include acting

for the plaintiffs – including TREN Technologies Holding – in a patent infringement action regarding a system for monitoring usage of certain websites. In conjunction with some of the firm's Washington, DC-based attorneys, the team also acts for Kinetic Concepts in patent-related counseling and litigation. The group has also appeared in a number of matters involving IP issues in antitrust cases. Jean Fordis is the managing partner of the Palo Alto office.

GEORGIA

INTELLECTUAL PROPERTY

Intellectual Property

Leading Firms

Band 2

Finnegan, Henderson, Farabow, Garrett & Dunner

Finnegan, Henderson, Farabow, Garrett & Dunner LLP

Best known for its national practice, this firm continues to expand its Atlanta profile. It represents major clients such as FedEx, Coca-Cola and Mitsubishi Heavy Industries, and is renowned for its *“skilled preparation, handling and follow-through in complicated IP litigation and prosecution.”* Roger Taylor is renowned as *“a highly incisive and effective patent litigator with first-rate knowledge.”* He recently acted for PNY Technologies in a patent infringement

case; clients appreciate his ability to explain complex issues in layman's terms. Virginia Carron is adjudged *“a quick, bright and able attorney,”* and has taken lead roles in representing Fuente Cigar and Fuente Marketing. Patent litigation specialist William Dyer is esteemed as a fine IP litigator, while Bruce Bower enters the rankings with a rising profile as a *“formidable opponent,”* according to peers.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP

THE FIRM

Managing Partner: Richard B Racine

Chairman: Thomas H Jenkins

Number of partners in US offices: 135

Number of other lawyers: 255

FIRM OVERVIEW: Finnegan, Henderson, Farabow, Garrett & Dunner, LLP is one of the largest law firms in the world focusing solely on intellectual property law. With 375 lawyers and offices in the US, Europe, and Asia, Finnegan practices all aspects of patent, trademark, copyright, and trade secret law.

Surveys conducted by legal and business publications consistently rank Finnegan as one of the leading intellectual property law practices in the world. In *Managing Intellectual Property's* 2002-2008 World IP surveys of 4,000 global practitioners, the firm was consistently ranked as the #1 US law firm for patent litigation and non-contentious patent work. During the same time period, the publication also ranked Finnegan as the first or second-place US firm for trademark litigation.

In 2008, Chambers USA ranked Finnegan as the top intellectual property law firm. In 2008 *The Vault Guide to the Top 100 Law Firms* listed Finnegan as #1 Best in Practice for Intellectual Property. The publications cited the firm's winning record, technical expertise, and deep bench of talent in all aspects of IP litigation, including trials, appeals, interferences at the PTO, and ITC proceedings.

MAIN AREAS OF PRACTICE: Finnegan practices all aspects of patent, trademark, copyright, and trade secret law, including counseling, prosecution, licensing, and litigation. It also represents clients on IP issues related to international trade, portfolio management, the internet, e-commerce, government contracts, antitrust, and unfair competition.

The firm's reputation for resolving some of the most complicated IP issues lies with its ability to match the needs of each unique case with the right combination of legal and technical capabilities. More than 100 of the firm's legal professionals hold PhDs or other advanced degrees in cutting-edge scientific disciplines. They bring a wealth of intellectual property law experience to the firm from their past positions as law clerks for federal judges (including many from the US Court of Appeals for the Federal Circuit, the US Court of Federal Claims, and various US District Courts); as lawyers for the International Trade Commission and the Justice Department; as corporate patent, trademark, and copyright counsel; and as patent examiners or trademark lawyers for the US Patent and Trademark Office.

The firm represents its clients' litigation interests in courts throughout the US, including US district courts, a variety of state courts, and the US Supreme Court. Over the years, it has developed a particular expertise arguing before the US Court of Appeals for the Federal Circuit and has argued more patent cases before it than any other law firm. The firm represents clients in actions against the US Government in the US Court of Federal Claims, in actions before the International Trade Commission, and in actions before the US Customs Service. Finnegan Henderson lawyers also co-ordinate with firms in other countries regarding international litigation matters.

Finnegan's services extend beyond litigation. Much of the firm's work centers on efforts to avoid litigation. Its lawyers serve as both advocates and arbitrators in domestic and international arbitration, and frequently provide advice and opinions on the infringement and validity of all forms of intellectual property. Other work includes assisting clients in achieving the greatest value from their intellectual property law assets. The firm conducts intellectual property audits and due diligence analysis, provides patent and trademark watch services, formulates strategies for using intellectual property assets, formulates and carries out IP licensing programs, and negotiates and drafts domestic and international licens-

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INTERNATIONAL OFFICES

Brussels, Shanghai, Taipei, and Tokyo.

ing agreements. It obtains appropriate licenses under the US export control laws and negotiates as well as litigates US government contract disputes, especially in the area of data rights issues.

In addition, Finnegan has an extensive patent prosecution practice. More than 300 of the firm's professionals are registered to practice before the US Patent and Trademark Office. Annually the firm's patent prosecution team, which includes lawyers, technical assistants, legal assistants, and other support personnel, handle more than 3,000 patent applications, and render legal opinions for numerous national and international clients. Complementing the firm's patent practice the trademark practice is currently responsible for more than 25,000 trademark applications and registrations (U.S. and foreign), and regularly manages large trademark portfolios, including portfolios totaling more than 10,000 registrations/applications covering over 180 countries. In the firm's Washington, DC office, an entire department is dedicated to coordinating, filing, and managing applications for patents and trademarks in the US, Europe, Asia, and other parts of the world.

CLIENTS

Finnegan represents clients in virtually every business sector, including biotechnology, pharmaceuticals, chemicals, electronics, computers, telecommunications, consumer products, financial services, the internet, manufacturing, and publishing. The firm's clients range from Fortune 500 and Global 100 companies to emerging companies involved in a wide range of cutting-edge technologies, such as gene therapy, multimedia content delivery systems, cardiocare products, and Internet operating systems. Nearly half of the firm's clients are international companies, many of which are based in Europe and Asia.

FINNEGAN