

E-BUSINESS

AT A GLANCE

McDermott Will & Emery's e-Business Group is led by a core team of full-time lawyers in the Firm's corporate, intellectual property, health, regulatory and tax practices. Given the international scope and broad range of legal issues involved in technology transactions and online trade, the depth and breadth of our team ensures clients have the most current information on conducting e-business. Our clients benefit from the seamless service of our interdisciplinary, cross-border e-Business Group.

Experience

E-business developments and trends affect companies in every industry. Whether e-commerce is the entire operation or only a complementary part, our lawyers have the skills to ensure our client's operations are efficient and compliant. We advise clients on various types of agreements and transactions:

- Distance selling rules
- Distribution and reseller agreements
- Electronic data interchange agreements (HIPAA, privacy policies, terms of use, content licensing, advertising and co-branding arrangements)
- Internet service provider (ISP) and active server page (ASP) agreements
- Multinational information technology (IT) and business process outsourcing (BPO)
- Technology procurement, integration and implementation
- Software licensing, computer systems, software development, system integration and implementation
- Strategic alliances
- Website and intranet audit

The rapid growth of the internet and e-business has magnified issues of privacy and identity theft. Organizations are responsible for databases full of personal information, but technology does not always protect them. Our e-Business Group counsels on how to avoid the economic loss, bad publicity and possible litigation companies risk in their daily operations.

Our team also provides practical advice to management through all phases of corporate development. From inception and business planning through financing, partnering, and mergers and acquisitions, we advise on appropriate distribution techniques and other arrangements. In conjunction with our tax lawyers, we develop appropriate and profitable business structures, guide clients on tax collection as a remote seller, and advise on national and international tax laws. Our e-business lawyers also anticipate, plan and prepare for internet-based business models. We develop e-commerce agreements among various parties to the transaction. These agreements often expose intellectual property to new risks, and our lawyers have substantial knowledge of domain name acquisition and related issues, copyrights, trademarks, patents and trade secrets, and related litigation.

E-commerce legislation is shaped every day around the world. We coordinate with our Government Strategies Group to lobby with various government bodies and agencies to catalyze legislative or administrative change. We monitor e-business developments for clients and inform them of new policies or laws that may affect their business.

Health care industry clients are both vendors and users of information technology. We advise on the many regulatory challenges associated with engaging health information technology, such as patient confidentiality requirements and arrangements with outside providers.

Scope of Services

- Antitrust
- Compensation and benefits
- Corporate
- Distribution
- Government relations
- Health information systems
- Information technology
- Intellectual property, media and technology
- Outsourcing
- Privacy and identity theft
- Tax
- Telecommunications

Our Team

90+ lawyers

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International Reach

McDermott's practice easily serves clients with cross-border needs. We provide intellectual property services on an international scale. Services include trademark and domain name registration, patent protection, international copyright law advice, and privacy, identity theft and data security counsel. Our government strategists also reach from the United States to Europe. From Washington, D.C. to Brussels, Belgium we offer integrated lobbying and issues management services. We structure e-business agreements across borders; whether on one continent or more, we provide seamless service to fit clients' unique business needs.

Hot Topics

We are prepared to handle matters relating to the most current issues in business and law.

- Internet fraud and cybersquatting
- Compliance with anti-spam laws
- Consumer privacy and identity theft
- Legal issues and electronic data in the workplace
- Open source code

Our Firm

McDermott Will & Emery is a leading international law firm with a diversified business practice. We represent a wide range of commercial, industrial and financial enterprises, both publicly and privately held. Our clientele include some of the world's largest corporations, small and medium-sized businesses, and individuals.

Currently numbering 1,100 lawyers, we have offices in Boston, Brussels, Chicago, Düsseldorf, London, Los Angeles, Miami, Munich, New York, Orange County, Rome, San Diego, Silicon Valley and Washington, D.C. McDermott Will & Emery has a strategic alliance with MWE China Law Offices (Shanghai).