

INTELLECTUAL PROPERTY

AT A GLANCE

With lawyers in 16 cities around the world, McDermott Will & Emery's intellectual property practice is truly international. Extending our reach to Asia, we have a strategic alliance with MWE China Law Offices in Shanghai, bringing a seasoned and integrated professional team that is licensed to practice in the People's Republic of China. We understand technological innovation and name recognition are fundamentals to succeed in the competitive global marketplace, and we have taken the lead in offering comprehensive, cross-border intellectual property services to our clients. Our experience is broad because our clients are diverse, ranging from *Fortune* 500, FTSE and DAX 100 companies to nonprofits, start-ups, academic institutions and trade associations.

Experience

Our team advises on all aspects of intellectual property, media and technology law. We are particularly strong in life sciences, medical devices, pharmaceuticals, chemicals, energy, alternative energy, media and telecommunications, internet-based communications, processor design and fabrication, computer hardware, software, networks and telecommunications.

Patents: When an organization's livelihood is its technology, an active and informed patent program that procures and enforces intellectual property rights is essential. We work on all aspects of the patent process, from obtaining patent rights to evaluating those of competitors to prosecuting infringers both in the United States and worldwide.

Licensing: Members of our team routinely negotiate licensing transactions with the strategic management of the client's intellectual property needs in mind. We also advise on development agreements, joint ventures, co-branding and marketing arrangements, and consulting and employee agreements. When antitrust, tax or other corporate matters arise, we work with our lawyers in these areas to provide timely and seamless advice.

Litigation—trial and appellate: We are well recognized for our litigation experience. We practice before the U.S. District Courts, state courts, the U.S. International Trade Commission (ITC), international tribunals, the European Court of Justice (ECJ) and Court of First Instance (CFI), in the United Kingdom, and in district courts in Germany. In the appellate arena, we are especially skilled in representing clients before the U.S. Court of Appeals for the Federal Circuit. We also have extensive experience before the Supreme Court of the United States, U.S. circuit courts, the House of Lords in the United Kingdom and Courts of Appeal in Germany.

Trademarks: Our team offers full-service trademark portfolio management. Based on the client's individual needs, we advise on internet-related issues, protection and enforcement of trademarks and domain names, internet surveillance, copyright protection for databases, and privacy and identity theft concerns. We practice before the Office of Harmonization for the Internal Market (OHIM) in oppositions under the European Community Trademark System and in the CFI and ECJ on appeal.

Trade secrets and unfair competition: Our group evaluates and develops strategies to protect trade secrets. This includes conducting audits, preparing confidentiality agreements and preparing employee agreements for departing employees. We also have skilled litigators to counsel start-ups in the beginning stages of formation on the trade-secret status of the intellectual property of former employers.

Scope of Services

- Advertising, promotions & entertainment
- Antitrust
- Appellate
- Copyrights
- E-business
- Emerging technologies
- International Trade Commission
- Licensing
- Life sciences & medical devices
- Patent litigation & trial
- Patent portfolio management, procurement & counseling
- Technology transactions
- Telecommunications, media & technology
- Trademark/brand protection & enforcement
- Trade secrets

Our Team

185+ lawyers & patent agents
125+ with technical/scientific degrees
90+ registered before USPTO

Contacts

Sarah Chapin Columbia
+1 617 535 4074
scolumbia@mwe.com

Mark J. Itri
+1 949 757 7104
mitri@mwe.com

Telecommunications, media and technology: Our lawyers provide worldwide assistance to companies and financial institutions involved in various areas of the communications and technology sector, including mobile- and fixed-line telephony, cable TV, satellite, internet, television, entertainment, film, software and hardware. We also provide services in media licensing and corporate transactions, and in IT outsourcing and services contracts. Our team advises on commercial transactions, regulatory issues, litigation, mergers and acquisitions, and financing issues.

International Reach

Our intellectual property lawyers are acknowledged for their ability to coordinate pan-European litigation, including advising on oppositions in the European Patent Office and the Community Trademark Office. We also counsel on trademark, license and sale agreements, media transactions, IT contracts, copyrights and patents. With offices in Europe and a strategic alliance with MWE China Law Offices in Shanghai, we provide integrated client service and access to leading lawyers around the world.

Hot Topics

We are prepared to handle matters relating to the most current issues in intellectual property law.

- Patent enforcement, claim construction and injunctive relief
- Content distribution over the internet and related privacy laws
- Strategic patent portfolio management in response to the global economic crisis

Awards & Recognition

- *Chambers USA 2009* recognized McDermott as a leading intellectual property firm in the United States.
- *Chambers Global 2009* recognized McDermott as a first-tier intellectual property firm.
- *Legal 500 United States 2009* acknowledged McDermott for its excellence in IP, including patent litigation, International Trade Commission, patent prosecution, trademark litigation and trade secrets litigation.
- *IP Law & Business* ranked McDermott as one of the most active firms before the International Trade Commission and since 2002 has ranked McDermott as one of the busiest IP litigation firms in the United States.
- *IP Today* ranked McDermott as one of the most active trademark and patent prosecution firms.
- *Law 360's Litigation Almanac* ranked McDermott among the top 10 U.S. general practice firms for trademark litigation and among the top three firms with the largest growth in number of trademark cases handled.
- *PLC Which Lawyer?* recognized McDermott's IP practice as leading in the United Kingdom and the United States.

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 1,000 lawyers, we have offices in Boston, Brussels, Chicago, Düsseldorf, Houston, London, Los Angeles, Miami, Milan, 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).