

When it comes to intellectual property litigation, *Law360*, *Managing IP*, *Chambers USA*, *Legal 500*, and *Benchmark Litigation* all agree - McKool Smith delivers.

McKool Smith

IP Awards and Honors

United States “Intellectual Property Firm of the Year”

- *Benchmark Litigation*, 2016

“Plaintiffs’ Hotlist”

- *The National Law Journal*, 2016

Ranked as a leading intellectual property litigation firm

- *Managing IP*, 2016

Ranked nationally as a leading firm for intellectual property litigation

- *Chambers USA*, 2016

Ranked nationally as a leading firm for patent litigation

- *Legal 500*, 2016

Named among the “Most Feared Plaintiffs’ Firms”

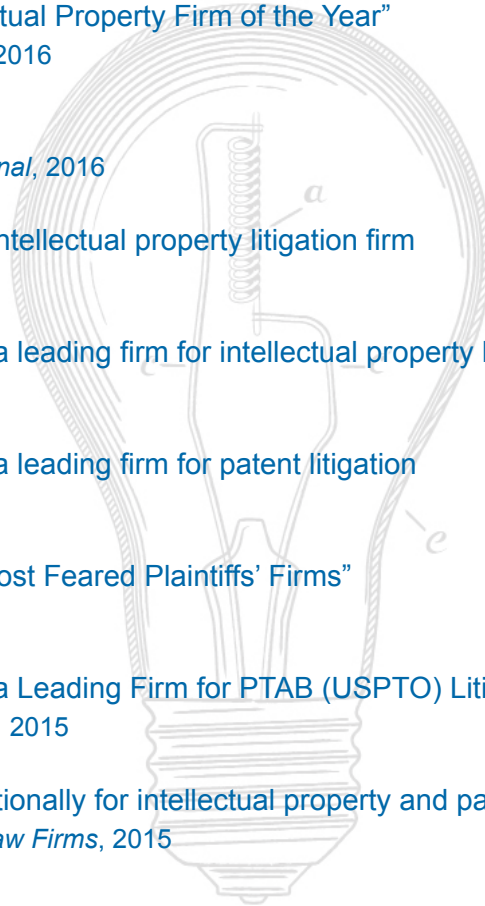
- *Law360*, 2015

Ranked nationally as a Leading Firm for PTAB (USPTO) Litigation

- *Managing IP - IP Stars*, 2015

Ranked “Tier One” nationally for intellectual property and patent litigation

- *U.S. News and Best Law Firms*, 2015



Intellectual Property Litigation

In intellectual property cases, McKool Smith's courtroom track record is unrivaled. Since 2006, the firm has secured eight nine-figure patent infringement verdicts—more than any other law firm in the country—and seven eight-figure patent-infringement verdicts.

As noted in Lex Machina's *Patent Litigation Damages Report*, since 2000, McKool Smith has won more patent litigation damages than any other law firm in the United States (\$2.04 Billion). In January 2016, the firm was awarded "IP Firm of the Year" for the second consecutive year by *Benchmark Litigation*. The firm has also been awarded "Plaintiff IP Firm of the Year" by *Managing IP* and "IP Group of the Year" by *Law360*. These are just some of the accolades that have helped McKool Smith become what *The Wall Street Journal* describes as "...one of the biggest law firm success stories of the past decade."

McKool Smith's trial lawyers convert highly complex technical issues into straightforward concepts to persuade judges and juries, and we pride ourselves in having technology specialists in every subject matter that we litigate. The firm represents clients across all areas of intellectual property litigation, including patent, copyright, trademark, false advertising, and trade secret disputes.

Our lawyers represent clients in district courts, International Trade Commission (ITC)/ Section 337 disputes and investigations, and appeals to the Patent Trial and Appeal Board (PTAB) at the U.S. Patent and Trademark Office (USPTO), and the U.S. Court of Appeals for the Federal Circuit. We have significant experience in U.S. patent litigation hot spots, including the Eastern District of Texas, the District of Delaware, and the Northern District of California. Our ranks include many former clerks from the Federal Circuit, U.S. Supreme Court, and regional circuits, and district court clerks from across the country.

Why McKool Smith?

- » Home to many of the country's most respected patent trial lawyers.
- » Reputation for securing large verdicts, driving successful settlements, and providing a vigorous defense in litigation.
- » 115+ patent litigators firm-wide.
- » Eight former Supreme Court and Federal Circuit clerks, 17 former regional Circuit Court clerks, and 28 former District Court clerks from across the U.S.
- » 60+ attorneys with science and technical degrees:
 - » 20+ with advanced degrees
 - » 20+ with Electrical Engineering degrees
- » 30+ attorneys admitted to practice before the USPTO.
- » IPR practice synchronized with trial teams.
- » In-house expertise:
 - » Shadow Jury Team
 - » Jury Study Team
 - » Trial Logistics Team
 - » Financial Experts

Leaders in Litigation

Ericsson: McKool Smith represented Ericsson in a high-profile patent infringement suit against Apple concerning alleged infringement of 41 of Ericsson's standard essential and implementation patents. The dispute spanned eight federal court lawsuits filed against Apple, one federal court lawsuit filed against Ericsson, and two matters filed against Apple before the ITC. The companies reached a confidential settlement in December 2015. Soon after, Ericsson announced that its 2015 "overall revenue from IP rights would hit 13 to 14 billion crowns," up from 9.9 billion in 2014.

Versata: McKool Smith secured two nine-figure patent infringement verdicts for Versata against SAP in a dispute relating to enterprise pricing software. After a 2009 verdict of \$138 million was set aside, the firm secured a second jury award of \$345 million in 2011. The Federal Circuit upheld the final judgment totaling **\$391 million**. Both verdicts were named "Top 100 Verdicts" for their respective years.

Medtronic: McKool Smith secured a **\$250 million** verdict on behalf of Medtronic against Boston Scientific in a patent infringement dispute involving the design of balloon angioplasty catheters. The verdict was named one of the "Top 100 Verdicts" in 2008.

VirnetX: McKool Smith secured two nine-figure patent infringement verdicts for VirnetX in patent disputes involving communications technology. In 2010, the firm won a **\$106 million** verdict against Microsoft. Later, in 2012, the firm secured a **\$368 million** verdict against Apple. Both verdicts were named "Top 100 Verdicts" for their respective years.

Results Matter Most

i4i: McKool Smith secured a \$200 million verdict for i4i against Microsoft in a patent infringement dispute concerning markup language software. The court entered a permanent injunction against Microsoft, and awarded an additional \$90 million in enhanced damages to i4i. The **\$290 million** judgment was unanimously affirmed by the U.S. Supreme Court.

Pioneer Corp: McKool Smith won a **\$59 million** verdict for Pioneer Corp against Samsung in a patent infringement dispute involving plasma display technology. The verdict was named one of the “Top 100 Verdicts” in 2008.

Droplets, Inc: McKool Smith secured a **\$15 million** jury verdict on behalf of Droplets against Overstock.com and Sears Holding Corp. in a patent infringement dispute concerning technology that allows access to graphic user interfaces over the internet and private/client networks. The verdict ordered Sears to pay \$11 million and Overstock.com to pay \$4 million in damages.

Summit 6 LLC: McKool Smith secured a \$15 million jury verdict on behalf of Summit 6 against Samsung in a patent infringement dispute concerning media updating technology. The final judgment ordered an additional \$1.9 million in prejudgment interest for a total award of approximately **\$17 million**. The verdict was affirmed by the Federal Circuit in September 2015.

TiVo: McKool Smith secured a \$74 million verdict of behalf of TiVo against EchoStar Technologies following a two-week patent infringement trial concerning DVR technology.

About McKool Smith

With more than 180 trial lawyers across offices in Austin, Dallas, Houston, Los Angeles, Marshall, New York, Silicon Valley, and Washington, D.C., McKool Smith has established a reputation as one of America's leading trial firms. Since 2006, the firm has secured nine nine-figure jury verdicts, and ten eight-figure jury verdicts. The firm has also won more *VerdictSearch* and *The National Law Journal* "Top 100 Verdicts" over the last ten years than any other law firm in the country.

Courtroom successes like these have earned McKool Smith critical acclaim and helped the firm become what *The Wall Street Journal* describes as "one of the biggest law firm success stories of the past decade." McKool Smith represents clients in complex commercial litigation, intellectual property, bankruptcy, and white collar defense matters.

McKool Smith

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