

R&D BUSINESS SYSTEMS, ET AL V. XEROX CORPORATION

McKool Smith filed suit against Xerox Corp., on behalf of thousands of competing companies, for allegedly maintaining a monopoly in the servicing of high-volume copiers by refusing to sell replacement parts to independent service providers.

Through a meticulous and comprehensive review of class action laws, McKool Smith secured class status for the plaintiffs, a significant hurdle that provided significant leverage in court.

After the class certification withstood an appeal before the U.S. Court of Appeals for the 5th Circuit, Xerox decided to settle for \$225 million. In addition to the financial settlement, Xerox agreed to sell its parts to independent service organizations and to provide other benefits, such as access to license and volume discounts. As a result, the marketplace became more competitive and consumers prices were reduced.