

# Adam D. Harber

## Partner

Adam Harber litigates complex civil and criminal cases.

Adam's civil practice focuses on representing major technology, pharmaceutical, and medical device companies in patent litigation and technology-related disputes. Adam has argued successfully before the Federal Circuit and tried numerous cases in federal and state courts throughout the country. Adam has been recognized as a "Legal Lion" by *Law360*, a "Rising Star" in the 2016-2020 issues of *Washington, D.C. Super Lawyers Magazine*, and clients described him in *The Legal 500's* 2020 Guide as "an excellent oral advocate" who is "incredibly hard-working, super sharp, and can absorb and hold very tricky, nuanced, technical information without getting lost in the weeds." Adam's clients have included Google, Dropbox, Intel, Samsung, Discord, Pfizer, AstraZeneca, Medtronic, and C.R. Bard.

Adam also continues Williams & Connolly's tradition of representing individuals and corporations facing challenging, high-profile investigations and litigation against the Department of Justice, Securities and Exchange Commission, and other government agencies. He has successfully represented Fortune 500 companies and CEOs, and represented former Jefferies bond trader Jesse Litvak in the closely-watched appeal and retrial of securities fraud charges, which led to his acquittal by the jury on, or dismissal by the government of, all charges.

Adam received his B.S., *with honors*, from Carnegie Mellon University in 2003 and his J.D., *cum laude*, from Harvard Law School in 2006, where he was an editor of the *Harvard Law Review* and argued for the winning team in the 94th Annual Ames Moot Court Competition. Before joining Williams & Connolly in 2007, he served as a law clerk to The Honorable D. Michael Fisher of the United States Court of Appeals for the Third Circuit.

## Representative Experience

Though all cases vary and none is predictive, Adam's experience includes:

### Patent Litigation and Related Disputes

- Obtaining summary judgment for Dropbox in an action brought by Synchronoss Technologies, Inc. alleging that Dropbox's products used by hundreds of millions of customers worldwide infringed three synchronization-related patents. Adam successfully argued before the Federal Circuit, which affirmed the district court's ruling providing



[aharber@wc.com](mailto:aharber@wc.com)

D 202-434-5820

## Education

Harvard Law School, J.D., *cum laude*,  
2006: Editor, Harvard Law Review;  
Oralist, Winning Team, Ames Moot  
Court Competition  
Carnegie Mellon University, B.S., *with  
honors*, 2003

## Practice Focus

Civil Litigation and Trial Practice  
Commercial Litigation  
Criminal Defense and Government  
Investigations  
Patent Litigation  
Securities Enforcement

## Recognitions

"Legal Lion," *Law360*, May 2020

"Rising Star," *Washington, D.C. Super  
Lawyers Magazine*, 2016-2020

## Admissions

New York  
District of Columbia  
United States Court of Appeals for the  
Third and Federal Circuits  
United States District Courts for the

complete victory for Dropbox.

Southern District of New York and  
District of Columbia

- Serving as trial counsel to Teva's Branded Division in a patent infringement action in the District of Delaware relating to Teva's Bendeka®, a drug with over \$2 billion in cumulative sales. Teva prevailed on all claims in a victory that earned Adam and his team recognition as "Legal Lions" by *Law360*.
- Representing Google in multiple patent infringement actions in the Western District of Texas related to Gmail and YouTube technology.
- Representing HP, Acer, and ASUS in patent infringement actions in the Eastern District of Texas related to embedded system technology.
- Serving as trial counsel to Pfizer in a number of patent infringement actions in the District of Delaware concerning the antibiotic Tygacil®, and representing Pfizer's subsidiary Wyeth in related *inter partes* review proceedings. In one of the first pharmaceutical *inter partes* review cases to proceed to trial and appeal, Wyeth prevailed on all claims and had the finding affirmed by the Federal Circuit.
- Serving as trial counsel to Pfizer in litigation in the District of Delaware concerning Pfizer's platform-technology patent for abuse-resistant opioid drugs, embodied by its Embeda® product.
- Representing Google in patent litigation in the District of Delaware and related *inter partes* review proceedings related to facial recognition technology.
- Representing Samsung in patent litigation in the Eastern District of Texas related to Internet of Things technology.
- Defending a medical device company in patent litigation in the Northern District of California, which resulted in a successful jury verdict on all claims. The Federal Circuit reversed the District Court's ruling on a claim construction issue, and the case subsequently settled.
- Advising Intel regarding several technology and IP-related disputes.
- Advising multiple clients regarding patent disputes involving virtual reality technology.
- Serving as lead counsel to Discord in a technology-related dispute.

## **Criminal Defense and Government Investigations**

- Representing former Jefferies bond trader Jesse Litvak in high-profile appeal and retrial of securities fraud charges, which ultimately led to acquittal by the jury on, or dismissal by the government of, all

charges.

- Representing an individual client in DOJ and related investigations concerning LIBOR, which closed without settlement, charges, or an enforcement action.
- Representing a Fortune 500 telecommunications company in an SEC investigation, which closed without settlement, charges, or an enforcement action.
- Representing the CEO of a Fortune 500 technology company in an indicted securities fraud matter which concluded with the government voluntarily dismissing all charges.
- Representing individual clients in FINRA investigation, which closed without settlement, charges, or an enforcement action.
- Serving as lead defense counsel in a pro bono felony trial, in which the jury returned a verdict of not guilty on all but a lesser included charge for which the client was sentenced to time served.