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LMG

2015

Life Sciences

THE DEFINITIVE GUIDE TO THE LEADING LIFE SCIENCES
FIRMS AND ATTORNEYS IN EUROPE AND NORTH AMERICA



Non-IP Litigation and Enforcement



Product Liability

Highly recommended

Bartlit Beck Herman Palenchar & Scott

Butler Snow

Kaye Scholer

Kirkland & Ellis

Pepper Hamilton

Reed Smith

Sedgwick

Shook Hardy & Bacon

Sidley Austin

Wheeler Trigg O'Donnell

WILLIAMS & CONNOLLY

Recommended

Arnold & Porter

Bradley Arant Boult Cummings

Covington & Burling

Dechert

Faegre Baker Daniels

Goldman Ismail Tomaselli Brennan & Baum

Goodell Devries Leech & Dann

Greenberg Traurig

Hogan Lovells

Irwin Fritchie Urquhart & Moore

King & Spalding

Mayer Brown

McDermott Will & Emery

Nelson Mullins Riley & Scarborough

Nixon Peabody

Skadden Arps Slate Meagher & Flom

Thompson Hine

Williams & Connolly

As a purely litigation-based shop, Washington DC's **Williams & Connolly** is revered as a "crown jewel" of the dispute resolution world, with many of its practitioners regularly called upon to actually go to trial. One peer bluntly quips, "Their trial lawyers get on a case and just start kicking the s___ out of everybody else." While the firm's individual and collective trial prowess extends well beyond the life sciences industry, Williams & Connolly has seen some particularly noteworthy successes in this arena. The celebrated trial acumen of **Dane Butswinkas** was on full display when he, as lead trial counsel for AstraZeneca, scored a landmark antitrust win in a class action case alleging that the client, along with certain generic pharmaceutical companies, violated federal and state antitrust laws when they settled Hatch-Waxman patent cases that AstraZeneca had brought to enforce its patents for Nexium, a proton-pump inhibitor with annual sales in the billions of dollars. The case was tried before a Massachusetts federal jury starting in October 2014 and in December the jury returned a verdict in favor of the client.

In the product liability capacity, another widely championed trial lawyer, **Heidi Hubbard**, scored an August 2014 jury trial victory for Pfizer involving the drug Pondimin (part of the fen/phen combination, sold under Wyeth before it became a Pfizer entity), which was alleged to cause primary pulmonary hypertension injury. The jury sided with Pfizer/Wyeth that the warning accompanying the drug was adequate in alerting consumers of its potential side effect risks.

Life science stars



Chart information represents survey responses by listed attorneys. Checkmarks were assigned by weighting respondents' breakdown by their overall life sciences practice.

NAME	FIRM	LOCATION	SEE BIO	Products Liability	Government Enforcement / Investigation	Antitrust
Dane Butswinkas	Williams & Connolly	Washington DC		✓✓✓✓		✓✓✓✓
Lane Heard	Williams & Connolly	Washington DC		✓✓✓		
Combination Products, Implants and Prosthetics, Vaccines						
Heidi Hubbard	Williams & Connolly	Washington DC		✓✓✓	✓	✓
CNS and anti-allergy Drugs, Combination Products, General Hospital Devices and Supplies, Imaging Devices, Implants and Prosthetics, Lipids, New Chemical Entities, Oncology Drugs, Spinal Implants, Surgery and Life Support Devices						
Douglas Marvin	Williams & Connolly	Washington DC		✓✓✓	✓	
Stephen Urbanczyk	Williams & Connolly	Washington DC				

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Almost entirely comprised of litigators, many with first-chair trial experience, Williams & Connolly enjoys a long-standing reputation as one of the nation's premier litigation-focused firms. Its 275 partners and associates include a significant cohort devoted to disputes in the life sciences arena whose work accounts for the firm's recognition in the field, including recent selections by *The National Law Journal* for its 2015 "IP Hot List" and *LMG Life Sciences* as its 2014 Product Liability Firm of the Year.

While Williams & Connolly litigators handle complex, "bet-the-company" disputes for clients in virtually every industry and area of the law, **patent litigation and licensing disputes** form one of the firm's leading practices. The patent group marries the experience of seasoned first-chair trial lawyers with that of a team of scientifically trained lawyers, including ten former Federal Circuit clerks and thirteen members of the patent bar. Their collective strength, like that of their products liability and antitrust colleagues, is mastering the technical and scientific issues raised by patent disputes, providing a nuanced understanding of the relevant legal issues, and describing them in ways that both judges and juries easily can understand.

The firm has represented both patentees and alleged infringers in litigation and post-grant review proceedings spanning a wide range of technologies, including pharmaceuticals, medical devices, biotechnology, electronics, and software. Williams & Connolly's patent lawyers are outside counsel of choice for many leading corporations in the life sciences arena in matters ranging from:

- Hatch-Waxman-related pharmaceutical litigation against generic companies;
- to wide-ranging patent, patent licensing, and trade secret litigation for biotechnology companies;
- to patent and licensing disputes on behalf of medical device manufacturers;
- to representing clients in inter partes review proceedings;
- to representing major law firms in professional responsibility claims of malpractice arising from their patent litigation or prosecution work.

Williams & Connolly, also a recognized force in the **products liability** arena, is home to some of the most successful products trial lawyers in the country who offer extensive experience as lead, trial, coordinating, resolution, and appellate counsel for a wide range of companies. Often chosen because of the firm's reputation for working seamlessly with in-house teams and other counsel, more than 20 lawyers in the firm have had in-court roles at trial in product liability cases for pharmaceutical and other life sciences entities alone.

Recent highlights of that practice include:

- representation in the last five years alone of Bayer, Genentech, Pfizer, Merck, Wyeth, AstraZeneca, and Endo Pharmaceuticals/American Medical Systems in mass tort products litigation;
- several recent products liability victories, including an unprecedented decision on behalf of a client in Fen/Phen litigation;
- a string of recent appellate victories on the issue of "innovator liability;"
- multiple defeats of class certification; and
- serving as lead, coordinating, or trial counsel in diabetes products, surgical mesh, medical battery, and asbestos litigation.

Life sciences clients, including those in the pharmaceutical, other healthcare and food and beverage sectors, also look to Williams & Connolly in the face of significant and complex **antitrust**, **white collar** and **government investigation** matters. Recent high-profile representations include:

- successfully representing the nation's largest dairy cooperative in a series of class action antitrust cases in multiple federal and state courts;
- successfully defending AstraZeneca in landmark antitrust litigation seeking \$60 billion in alleged damages; and
- serving as lead counsel on behalf of a food manufacturer in a prosecution alleging criminal violations of workplace safety rules in connection with a plant accident.

For more information about our experience, please go to www.wc.com, or contact our patent, products, antitrust and white collar/government investigations group co-chairs:

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