

2006 EDITION

# WHO'S WHO LEGAL



*The International Who's Who of Business Lawyers*



The Official Research Partner of  
the International Bar Association

## ANALYSIS

*Most Highly Regarded Individuals – Global***TREVOR COOK***Bird & Bird, London***DONALD DUNNER***Finnegan Henderson Farabow Garrett & Dunner  
LLP, Washington DC***KEVIN MOONEY***Simmons & Simmons, London***DON MARTENS***Knobbe Martens Olson & Bear LLP, Irvine***PIERRE VÉRON***Véron & Associés, Paris***ROBERT KRUPKA***Kirkland & Ellis LLP, Los Angeles***JOCHEN PAGENBERG***Bardhele Pagenberg Dost Altenberg Geissler,  
Munich***SALLY FIELD***Bristows, London***KENNETH ADAMO***Jones Day, Cleveland***MORAG MACDONALD***Bird & Bird, London***FORD FARABOW JR***Finnegan Henderson Farabow Garrett & Dunner  
LLP, Washington DC***DANIEL BERESKIN QC***Bereskin & Parr, Toronto***ROBERT BAECHTOLD***Fitzpatrick Cella Harper & Scinto, New York***MICHAEL DOWLING***Allens Arthur Robinson, Melbourne***RONALD DIMOCK***Dimock Stratton, Toronto***WILLEM HOYNG***Howrey LLP, Amsterdam***THE IMPORTANCE OF  
GLOBAL REACH**

North American and European firms with an international reach are well placed to advise clients. Howrey LLP is a case in point; its highly rated litigation and antitrust departments are complemented by a formidable IP practice – it fields 10 nominees from seven of its offices. “The grand old man of Dutch patent law”, Willem Hoyng, once again received the most nominations of any Howrey partner. He was praised for the “outstanding quality” of his patent litigation practice. His colleague in the Netherlands, Bart van den Broek, is similarly well regarded, especially for his international work. The growing strength of the firm’s European network is reflected in the inclusion of two new recruits, Carl de Meyer in Brussels and Marina Cousté in Paris. Cousté is recommended for her expertise in the life sciences and biotech arenas. Howrey’s expansion into France with the recent acquisition of Cabinet Cousté & Cousté caps an active four-year-period in which it has also added offices in London, Brussels

and Amsterdam. The firm’s European strategy appears to be paying dividends and this goes hand in hand with a strong showing in the US – six partners from four states make our final list. William West and “very fine” James Davis from DC are the most highly nominated of these. Glenn Rhodes and William Rooklidge feature in our selection for California. Edward O’Toole in Illinois and the “very fine litigator” John Lynch in Houston make up Howrey’s US contingent in this chapter.

Although it does not have the transatlantic reach of Howrey, Bird & Bird once again fares well in our research. “Excellent” Trevor Cook maintains his position as England’s leading individual. A “key figure” in the industry, he was noted for his patent infringement work on behalf of Aventis and Transkaryotic Therapies. Along with Cook, the “very thorough and analytical” Morag MacDonald makes our list of the practice area’s high fliers. The recent recruitment of “life sciences guru” Gerald Kamstra from Simmons & Simmons further bolsters the firm’s presence in London. Two Birds’ Neil Jenkins also represents the most highly-nominated firm in the England research.

Bird & Bird is also well placed to capitalise on the German patent market – Wolfgang von Meibom ranks as one of the leading lights in a country which received some 23,044 patent applications in 2004. Chairman of Bird & Bird’s offices in Germany, he has established a strong practice since joining from Andersen Legal in 2002. Bruno Vandermeulen maintains a similarly elevated position in Brussels; and Matthew Laight is recommended in Hong Kong. Bird & Bird fields some of the industry’s most notable figures in some of the practice area’s most important jurisdictions and continues to expand – it has just announced the opening of offices in Frankfurt and Rome.

Lovells continues the trend for firms with a strong European presence faring well in the research. Like Bird & Bird, Lovells fields nominees in England, Germany and the Netherlands. Robert Anderson, head of international intellectual property, was consistently recommended, and is renowned for his representation of DSM Anti-Infectives in its dispute with GSK. Anderson’s colleague in London, Nicholas Macfarlane, is also recognised for his vast experience. Winfried Tilmann is one of the German market’s most recognisable figures and Andreas von Falck is praised for his work with pharmaceutical patents. Bert Oosting and Klaas Bisschop are nominated in the Netherlands. Outside Europe, Lovells’ Henry Wheare topped the research in Hong Kong.

**US POWERHOUSE**

Of course it’s not just these firms which excelled in our research: a number of practices in the US come highly recommended. Finnegan Henderson Farabow Garrett & Dunner LLP’s expansion into Asia and Europe reflects the

firm’s commitment to these markets. However, it’s the firm’s reputation in the US which shines through in the research. Washington, DC is home to some of the country’s finest for patents. “First-class” Donald Dunner is said to be “sharp as a tack” and was recommended for his “great appellate reputation”. He was chairman of the advisory committee of the US Court of Appeals for the Federal Circuit for its first 10 years. Both he and partner Ford Farabow (“charming and brilliant”) are among the practice area’s cream of the crop. The firm’s representation is further bolstered by the inclusion of Brian Brunsvold and Thomas Jenkins – it totals more DC-nominees (four) than any other. David Hill in neighbouring Virginia is acclaimed for his international knowledge, particularly of Japan where he set up the Tokyo office in 1986 – colleague Charles Lipsey joins him in that state.

**NEW YORK’S FINEST**

Twenty-six individuals appear in the New York section of the guide. The January 2005 merger between Fish & Neave and Ropes & Gray provided the latter with one of NY’s premier IP boutiques, one that had worked with the likes of Thomas Edison, Alexander Graham Bell and the Wright brothers. The “experienced” Herbert Schwartz leads in terms of nominations and has worked for clients such as AstraZeneca, The Coca-Cola Company and Motorola. Jesse Jenner is recommended for this expertise in the electronics sector and is recognised for his work on behalf of Cognex and Symbol Technologies against the Lemelson Foundation. James Haley is recommended for biotech patents, Albert Fey and Robert Morgan are also nominated.

Fitzpatrick Cella Harper & Scinto is another New York firm with an enviable array of talent. Robert Baechtold is “highly recommended” and lauded for his pharmaceutical litigation for clients such as Bristol-Myers Squibb, Merck and Novartis. Founding partners Lawrence Scinto and Joseph Fitzpatrick are also recognised as leaders. IP litigation specialists Kenyon & Kenyon can field four of NY’s finest. Richard DeLucia, chair of the firm’s life sciences group, is an “excellent litigator” with a long list of successes, including his recent jury verdict over Mitsubishi Heavy Industries relating to printing-press technology. The “undeniably talented” Charles Brainard continues to impress peers with his knowledge and George Badenoch is recommended for his work on the IP aspects of automobile parts. Newly nominated James Galbraith ensures the firm maintains its esteemed position within the state.

**CANADA**

Looking at our list of high fliers, it’s evident that many of the biggest names practise out of IP boutiques, not full-service firms. This is evident in the US and the trend continues across the border into Canada where Ronald Dimock and Daniel Bereskin QC excel. The “top-notch” Bereskin has built an enviable reputation in the field and figures prominently in both patents

and trademark litigation. Dimock comes "highly recommended". He is recognised by his peers as "one of the finest litigators in Canada" and "a formidable opponent". Dimock acted as trial counsel on cases such as *Xerox v IBM* and *P&G v Beecham* and is one of the practice area's shining stars. Of the IP specialist firms, however, Smart & Biggar has the most nominees. "Multi-talented" David Morrow is recommended for his litigation skills and is one of two partners included from the firm's Ottawa office. James Kokonis QC (Toronto) and Michael Manson (Vancouver) are also recommended. Only Gowling Lafleur Henderson LLP can match Smart & Biggar based on the number of nominees – the full-service firm with a strong reputation for IP work also has four in the final book. "First class" Alexander Macklin QC, profiting from a background in civil engineering, was "highly recommended" by sources.

#### EUROPEAN EXCELLENCE

On the other side of the Atlantic, IP boutiques continue to flourish. This is particularly evident in France where Véron & Associés epitomises the strength of boutique firms. Founding partner Pierre Véron, one of only 16 lawyers appearing in our global list of the practice area's elite, was recognised internationally. Heavily involved with the International Association for the Protection of Intellectual Property, Véron is joined by partner Isabelle Romet, who is recommended for litigation in the area of pharmaceuticals.

Geoffroy Gaultier of the highly-rated boutique Cabinet Gaultier Lakits Szeleper remains one of French patent law's most respected figures. His partner Dariusz Szeleper is well known for his litigation regarding counterfeiting. The work of sole practitioner Marc-Roger Hirsch is also worthy of mention. Away from the IP boutiques, Pierre Lenoir of Allen & Overy is consistently recommended, and is said to be particularly strong for contentious work in the IT and pharmaceutical sectors.

The importance of the German market in this area of the law has already been referred to. It is further emphasised by the high regard in which Germany's 19 nominees on our list are held. "First class" Jochen Pagenberg of

Bardehle Pagenberg Dost Altenburg Geissler is the country's leading practitioner, appearing on our list of practice area's elite. Based in Munich, home of the EPO, he specialises in litigation and licensing. Pagenberg is joined by Reinhardt Schuster and Bernhard Geissler, thus cementing the firm's position as Germany's No. 1 patents practice. Düsseldorf-based Krieger Gentz Mes Graf von der Groeben is another IP specialist-firm able to claim three of the country's leading practitioners. Thomas Reimann of Reimann Osterrieth Köhler & Haft is also recognised as an expert on multinational patent litigation.

The strong performance of European IP boutiques does not detract from the impact of the larger full-service firms in this area, and the good showing of Lovells' European nominees gives an indication of their strength in this field. Linklaters also maintains a respected IP department. Ian Karet in London was singled out for his healthcare litigation. Nigel Jones joins him in the English section of our guide; Denis Monégier du Sorbier and Krystyna Szczepanowska-Kozłowska appear in France and Poland respectively. Simmons & Simmons is similarly well respected in the UK market – Kevin Mooney is seen as "one of the best" and possesses a "great mind", according to at least one respondent.

The inclusion of 24 individuals in England ensures it is the best-represented country outside of the US. As previously mentioned, Bird & Bird leads in this area. However, rival firm Bristows offers a strong challenge where Sally Field stands out. Her partner Edward Nodder is similarly well thought of for his work on behalf of 3M, among others. David Brown ("extremely good") and Tim Powell (recommended for biotech and pharmaceutical patent litigation) are also highly nominated. Mark Hodgson, Chairman of the Intellectual Property Lawyers Association, leads a strong contingent of three Taylor Wessing experts in the guide. Head of the firm's healthcare group, he acted for Lilly ICOS in a patent revocation action against Pfizer. Gary Moss and Richard Price are also recommended and make up the Taylor Wessing contingent on our list.

#### NOTABLE ACHIEVERS

The protection and enforcement of IP rights is an international undertaking. In Australia, three firms dominate: Allens Arthur Robinson, Blake Dawson Waldron and Davies Collison Cave Solicitors. Notable individuals include Allens' Michael Dowling, who "offers excellent analysis and advice", and Desmond Ryan of Davies Collison Cave, "everybody's all-star – the best", according to one respondent. AJ Park in New Zealand dominates the market there – the top-three nominated individuals all practise at the firm.

Seiji Ohno of Ohno & Partners in Tokyo, heads the Japanese research. Ohno received numerous recommendations from respondents in several countries and was praised for his work in biotech and pharmaceuticals.

Kim & Chang has the most nominees in Korea and partner Young Kim is the country's most highly nominated patent lawyer. The patent practice of Yoon Bae Kim at Kim & Lees was also repeatedly endorsed. Daisy Wang of Lee & Li is the leading Taiwanese lawyer in the research. Prominent in the computer and hi-tech sectors, Wang is accompanied in the book by C V Chen making the firm the country's leader for patents legal advice.

A number of Latin American firms and individuals are notable for their performance in the research. Two of the three Brazilian nominees hail from the Rio offices of Dannemann Siemsen Bigler & Ipanema Moreira – Peter Siemsen remains the country's most highly nominated individual. Oscar Becerril of Becerril Coca & Becerril SC tops our Mexican list and Marino Porzio, formerly deputy director-general of the World Intellectual Property Organization, was thought of as the leading Chilean practitioner. Finally, Jorge Otamendi of G Breuer emerges from the research as the pre-eminent Argentine patent lawyer.

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