

WHO'S WHO LEGAL

WWL

PATENTS 2014

ANALYSIS

ROUNDTABLE

ARTICLES

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PROFILES

DIRECTORY

LEGAL MARKETPLACE ANALYSIS

In this section we analyse the findings of our research in greater depth to recognise the firms and lawyers who stand out for their expertise on a global level. This year, we identify 670 practitioners from 356 firms and 57 countries who are considered leading lawyers in the field, following votes from clients, in-house counsel and fellow private practitioners

Most Highly Regarded Individuals

DONALD DUNNER
Finnegan Henderson Farabow Garrett & Dunner
Washington, DC

MORGAN CHU
Irell & Manella
Los Angeles

KENNETH ADAMO
Kirkland & Ellis
Chicago

RICHARD EBBINK
Brinkhof
Amsterdam

WILLIAM LEE
Wilmer Cutler Pickering Hale and Dorr
Boston

MORAG MACDONALD
Bird & Bird
London

ANDREAS VON FALCK
Hogan Lovells
Düsseldorf

PENNY GILBERT
Powell Gilbert
London

TREVOR COOK
Wilmer Cutler Pickering Hale and Dorr
New York

GRANT FISHER
Ashurst
Melbourne

BENOÎT STROWEL
Hoynig Monegier
Brussels

PIERRE VÉRON
Véron & Associés
Paris

MIQUEL MONTAÑA
Clifford Chance
Barcelona

NEIL JENKINS
Bird & Bird
London

FABRIZIO JACOBACCI
Studio Legale Jacobacci & Associati
Turin

Bird & Bird once again emerges as the leading firm in our research with an impressive 19 listings across nine offices throughout Europe and Asia. Four lawyers feature from the firm's London office, including the "exceptional" **Morag Macdonald**, who jointly heads the firm's international intellectual property group. She regularly litigates and coordinates cases in pan-European patent actions involving several jurisdictions, and is recognised as one of the most highly regarded individuals in our research. **Neil Jenkins** has a "greatly respected" practice focusing on the conduct of cross-border patent litigation, and is described as a "true expert" on brand management and anti-counterfeiting. **Jane Mutimear** is praised by contributors for her "international approach" and acts in complex electronics and chemical patent matters, while **Katharine Stephens** is renowned for her "impressive knowledge and efficiency".

Three lawyers represent the firm's Düsseldorf office. **Christian Harmsen** is co-head of the international intellectual property group and heads the German intellectual property group. He has a "stellar reputation" in the field and is singled out for his "technical knowledge" in high-profile patent litigation. The "first-rate" **Oliver Jüngst** is co-head of the international electronics sector group and specialises in the conduct and implementation of international patent infringement litigation, while **Felix Rödiger** is particularly active in the pharmaceutical and electronics sectors and has acted in numerous litigations throughout Europe and the US. In The Hague, **Wouter Pors** heads the office's IP group and is renowned for his "innovative advice" in relation to business method patents and biotech disputes. He is joined by **Marc van Wijngaarden**, a "superb litigator" with particular experience in the chemical, electronic and mechanical engineering sectors.

Bird & Bird maintains a strong presence in the Asian market, as shown by two listings apiece in its Hong Kong and Singapore offices. In Hong Kong, **Matthew Laight** heads the intellectual property group for China and has over 20 years' experience in representing multinational companies in the country. He is described as a "leading name" for major patent litigation throughout Asia and specialises in complex life sciences disputes. **Alban Kang** is managing partner of the Singapore office and has "extensive experience" of representing major software companies, computer manufacturers and pharmaceutical companies before the Singapore Court of Appeal.

Hogan Lovells performs impressively once again in our research with 15 nominations, increasing its representation by two on last year. Four lawyers are listed from the firm's "highly reputable" Düsseldorf office including **Andreas von Falck**, who heads the firm's international intellectual property, media and technology group and is listed as one of the most highly regarded individuals in our research. Described as "one of Europe's foremost patent advocates", he regularly acts in high-tech cases before the German courts and in the European Patent Office. The firm's strength in the European market is demonstrated by the inclusion of two individuals from each of the London and Amsterdam offices. In London, **Stephen Bennett** has a "greatly respected" practice focusing on the biotech and telecoms sectors. He regularly represents innovator companies in pharmaceutical life sciences litigation with generic companies and is commended for his "astute legal mind". Amsterdam-based **Bert Oosting** is "vastly experienced" in patent litigation pertaining to pharmaceuticals and biotech, and is described as a "go-to guy" for advice on patent strategy and enforcement. In Paris, **Dominique Ménard** is a "leading

figure” who specialises in complex multi-jurisdictional cases in the pharmaceutical and chemical sectors, while Milan-based **Giovanni Ghirardi** is described as “tremendously talented”.

The firm consolidates its position as a leading firm in the Asian market with nominations from its Tokyo, Hong Kong and Shanghai offices. Hong Kong-based **Henry Wheare** is a “major player” in the Asian market and also regularly works from the firm’s Hanoi and Ho Chi Minh offices. He is “highly sought after” for his advice on Asian and global brand management and has over 30 years’ experience in patent law. In Tokyo, **Eiichiro Kubota** is a “real expert” on matters relating to infringement and invalidity, and recently defended a major Japanese mobile phone carrier in patent troll litigation. Beijing-based **William Fisher** focuses on all aspects of US and Chinese patent law and is “in high demand” from multinational companies looking to manage and minimise risks to their patent assets in China.

Finnegan Henderson Farabow Garrett & Dunner consolidates its position as the leading IP boutique in our research with 11 listings. Eight nominees are based at the firm’s “prestigious” Washington, DC office including the “pre-eminent” **Donald Dunner**, who once again emerges as the most highly regarded lawyer in our research. Acknowledged as a “dean” of the US patent bar, Dunner has argued over 160 appeals before the Federal Circuit and is commended for his “superior technical acumen” in the chemical engineering, chemistry and biotechnology sectors. He is joined by **Michael Jakes**, an “exceptional” litigator who has argued over 25 high-profile patent cases before the US Court of Appeals for the Federal Circuit, and **Thomas Irving**, a “distinguished” lawyer with over 40 years of experience in the field. In Palo Alto, **Michael Elmer** is a “key figure” who has managed, negotiated and arbitrated numerous complex international patent disputes and currently heads the firm’s global IP litigation project. In Reston, **Charles Lipsey** is a patent infringement “specialist” with a particular focus on biotechnology and pharmaceutical chemistry.

Hoynig Monegier’s status as a leading European IP boutique is reflected by 10 listings in this edition, including the “sensational” **Benoît Strowel** who advises several major bio-pharmaceutical companies on patent-related issues in the industry. Based in Brussels, he achieves recognition as one of the most highly nominated practitioners in our research. He is joined by **Carl De Meyer**, who is managing partner of the Brussels office and represents a number of high-profile clients including Gillette, Procter & Gamble, Lundbeck and Philips. **Denis Monégier du Sorbier** is managing partner of the Paris office and has earned a reputation as “one of Europe’s finest practitioners”. A “true authority” on patent matters in the electronics and medical equipment sectors, he recently represented a leading telephone operator in two major litigations relating to the infringement of a mobile phone technology patent. In Amsterdam, the firm’s managing partner **Willem Hoynig** has a “formidable reputation” and receives solid praise from peers for his “exceptional handling” of European patent cases. Deemed a “fantastic” advocate, he regularly represents both Dutch and foreign multinationals before the European Court of Justice and the European Patent Office. **Bart van den Broek** is managing partner of the Amsterdam office and a “first-rate” litigator for electronics and telecommunications cases.

Kirkland & Ellis fields eight lawyers from its Chicago and New York offices. The “phenomenal” **Kenneth Adamo** divides his time between both offices and is widely acknowledged as a “frontrunner” of US patent litigation. He regularly appears as lead counsel before state and federal courts and before the International Trade Commission, and recently acted in high-profile infringement cases for clients including IBM, Samsung and Nokia. In Chicago, **William Streff Jr** is a practice group leader of the intellectual property department and is “revered” by clients for his “diligence and professionalism”. New York-based **Leora Ben-Ami** has a “dynamic” practice focusing on biotechnology, medical devices, pharmaceuticals and electronics,

and clients describe her as “very well-informed on technological development and the legal ramifications”. Joining her is **Gregory Arovas**, “one of New York’s best litigators” who has conducted many high-profile patent cases for high-technology clients such as Intel, IBM, Samsung, Xerox and Siemens.

Kilpatrick Townsend & Stockton achieves seven listings in this edition, including the “very highly rated” **William Boice**, who is based at the firm’s Atlanta office and represents corporate clients in complex patent and trade secret litigation. Joining him is **James Ewing**, an “excellent strategist” with “valuable experience” in patent portfolio prosecution and management. In North Carolina, **Steven Moore** “exhibits quality in abundance” and is renowned for his work defending companies accused of patent infringement.

London firm Bristows also performs strongly with seven nominations. **Edward Nodder** is head of patent litigation at the firm and enjoys a “wonderful reputation” for his coordination of cross-border cases in the life sciences and electronics sectors. **Sally Field** is “hugely admired” by peers and has over 30 years’ experience in patent dispute resolution, having coordinated complex cases for multinational companies throughout Europe and in the US. **Brian Cordery** has “extensive knowledge” of pharmaceutical-related patent law and is currently involved in a multi-jurisdictional life-cycle management project for one of the world’s most best-selling pharmaceutical products.

Fitzpatrick Cella Harper & Scinto fields seven lawyers in our research, all of whom are based at the New York office. **Robert Baechtold** is one of the firm’s founding partners and is an “influential figure” in patent litigation, having negotiated, argued and tried numerous cases in the biotechnology, pharmaceuticals and chemistry fields over the past 40 years. **Bruce Haas** is renowned for his “technical brilliance” and has long-standing experience in disputes pertaining to medical and electrochemical devices, while **Lawrence Scinto** is a “dean” of the US patent bar with “wide-ranging” expertise in a

number of areas including explosives, electronics and pharmaceuticals.

Quinn Emanuel Urquhart & Sullivan features seven individuals from six offices in this edition. In New York, **Dominic Cerrito** is known for his “reasoned and practical approach” to pharmaceutical patent litigation and patent prosecution strategy. In San Francisco, **Charles Verhoeven** heads the Northern California offices and is a “respected authority” on smart phone litigation, while Mannheim-based **Marcus Grosch** is widely acknowledged as “one of Germany’s foremost patent specialists” and is a “go-to guy” for advice on the interaction between patents and European antitrust law.

Leading IP boutique Powell Gilbert demonstrates its strength in the field with six nominations in this edition. **Penny Gilbert** is an “esteemed” lawyer known for her “unrivalled expertise” in the bio pharmaceutical sector, where she draws on her strong scientific background. Also renowned for her abilities as a patent litigation strategist, she is a “real favourite” among clients. Fellow founding partner **Tim Powell** is an advocate “of the highest standing” and regularly coordinates litigation taking place across Europe and North America, while **Zoë Butler** has experience of European Patent Office proceedings and is commended for her “innovation and technical brilliance”.

Bardhele Pagenberg is “one of Europe’s premier patent boutiques”. **Jochen Pagenberg** is hugely respected across the industry and was described as “the number one lawyer at the number one firm”. In the Munich office, **Tilman Müller-Stoy** scores very highly and **Johannes Heselberger** is in much demand from clients in the medical devices, telecommunications and automotive industries. **Christof Karl**’s IT related expertise is also widely recognised. **Giovanni Francesco Casucci** is one of

the leading experts in Italy and **Julien Fréneaux** is similarly well regarded in France.

Brinkhof is a “patents powerhouse” in the Netherlands and sees four of its lawyers listed in this year’s edition including the “magnificent” **Richard Ebbink**, who regularly represents international companies before the courts of The Hague and manages parallel national proceedings with “absolute precision”. The “highly proficient” **Ruprecht Hermans** is a “first-rate” litigator with a focus on telecommunications and electronics.

At Wilmer Cutler Pickering Hale and Dorr, Boston-based **William Lee** is “revered” as “one of the most in-demand patent litigators in the US”, having argued more than 75 cases to the Court of Appeals of the Federal Circuit and other appellate courts. In New York, **Trevor Cook** is “internationally renowned” for his transnational work and has a particular focus on pharmaceutical and biotechnology patent infringement. He recently moved to the firm from Bird & Bird in London, where he co-headed the international life sciences sector group. A former winner of our Patent Lawyer of the Year Award, Cook brings to bear over 35 years’ experience in patent litigation and is described as a “clear leader” in the field.

Irell & Manella’s **Morgan Chu** is one of the most highly nominated lawyers in our research and is routinely described as a “supremely talented” litigator who has “vast experience” in electronics and telecommunications patent prosecution.

In Melbourne, Ashurst’s **Grant Fisher** is a “formidable” litigator who regularly appears in infringement and revocation proceedings before the Federal Court of Australia. He has a particular focus on the biotechnology and pharmaceutical sectors and is fêted for his “specialist knowledge” in each field. He joined by a further

three nominees in Australia including the “highly knowledgeable and responsive” **Mary Padbury**, who is vice-chairman of the firm and regularly represents Australian and multinational corporations in high-profile patent litigation.

At Studio Legale Jacobacci & Associati, senior founding partner **Fabrizio Jacobacci** is a “highly distinguished” lawyer with experience of representing both Italian and foreign companies in complex transnational patent disputes.

Clifford Chance’s **Miquel Montañá** has a “greatly respected” and regularly advises innovative pharmaceutical companies on patent protection strategy; he receives widespread praise for his “international perspective”.

Pierre Véron at Véron & Associés is frequently described as “one of the world’s best” patent litigators and receives recognition for his “impressive versatility” across a number of sectors including chemistry, biotechnology and cosmetics.

At Goodmans in Toronto, **Harry Radomski** heads the intellectual property litigation group and has an “immaculate reputation” in the field, having appeared before the Supreme Court of Canada in a number of high-profile cases.

In Munich, Simmons & Simmons’ **Rowan Freeland** is “extensively experienced” in multi-jurisdictional patent litigation, and specialises in the representation of research-based pharmaceutical companies. He coordinates parallel litigation against defendants in various European countries and is described as a “truly outstanding strategist” by peers. The firm receives a further four listings in England and the Netherlands including London-based **Marc Döring**, who regularly manages pan-European litigation and is described as a “trusted adviser” on matters pertaining to patent validity and infringement.

CZECH REPUBLIC



PETR KUSÝ

Čermák a spol
Elisky Peskove 15
Prague 5, 150 00
Tel: +420 296 167 111
Fax: +420 224 946 724
info@apk.cz
www.apk.cz

Petr Kusý LLB (Hons) joined the leading and award-winning Czech and Slovak IP law firm Čermák a spol in 2007. Since then he has become responsible for handling patent litigation matters at the firm, with his primary focus being complex patent litigation. He has significant experience with both, organising international cross-border litigation, as well as handling the local part of multi-jurisdiction patent litigation.

He has been involved in numerous patent disputes involving local and international clients, who are often the leading entities in their field of business, which sought to defend their IP rights in the Czech Republic. His client-based approach and ability to operate with both common law and continental law concepts provide him with a clear advantage. While the majority of litigation he was involved in relied on pharmaceutical or chemistry patent or utility model rights, he has been involved in a number of disputes involving telecommunications and mechanical patents as well.

With other colleagues at Čermák a spol, he has been involved in building up case law in the area of patents and IP in both the Czech Republic and in Slovakia. It was only in around 2008 that both countries had created specialised IP courts; Čermák a spol has been fortunate enough to be involved with these courts from their beginning.

While he primarily concentrates on the practical side of law, he also occasionally publishes on topics that relate to IP and speaks on current topics affecting IP in the Czech Republic and Slovakia.

FRANCE



SABINE AGÉ

Véron & Associés
1, rue Volney
Paris, 75002
Tel: +33 1 47 03 62 62
Fax: +33 1 47 03 62 69
sabine.age@veron.com
www.veron.com

Admitted to the Paris Bar in 1994, Sabine Agé gained experience in the various intellectual property fields (patents, trademarks, designs), before dedicating herself exclusively to patent litigation when she became a partner of Véron & Associés at the creation of the firm in 2001.

Véron & Associés is a law firm of 14 lawyers, assisted by two scientific consultants, an economic litigation consultant, a graphic designer and translators, dealing exclusively with patent litigation for French and international clients.

Sabine handles standard related cases in the multimedia systems and telecommunications fields and has acted on behalf of an international telecommunications manufacturer for the French part of a worldwide cross-border patent litigation. She is also active in cases relating to pharmaceuticals, chemicals and medical instruments, for international and domestic industry-based clients as well as research organisations. She deals with legal issues extending from contractual disputes, patent ownership (and co-ownership) to validity and infringement.

Sabine lectures on patent litigation at the International Centre of Intellectual Property Studies (CEIPI) in Strasbourg and at the universities of Lyon and Montpellier, in addition to her speaking engagements for conferences.

Sabine Agé is an active member of the International Association for the Protection of Intellectual Property (AIPPI) and secretary to the European Patent Lawyers Association (EPLAW). She is also a member of IPO and AIPLA through Véron & Associés.

Véron & Associés maintains close relationship with top-tier independent law firms in other jurisdictions, which can handle parallel proceedings in multi-jurisdictional cases.

She is co-author of *Saisie-contrefaçon*, published by the leading French publisher Dalloz and edited by Pierre Véron (third edition, 2012).



THOMAS BOUVET

Véron & Associés
1, rue Volney
Paris, 75002
Tel: +33 1 47 03 62 62
Fax: +33 1 47 03 62 69
thomas.bouvet@veron.com
www.veron.com

Thomas Bouvet specialises in patent litigation. He obtained an LLM in the USA and is a doctor-at-law. Admitted to the Bar in 1996, he immediately joined Pierre Véron to practise patent litigation and has been a partner of Véron & Associés since the creation of the firm in 2001.

Thomas' activity mainly relates to patent validity and infringement litigation in the fields of electronics, telecommunications, mechanics, chemistry, pharmaceuticals, media and biotechnologies. He has extensive experience in patent entitlement cases and in matters relating to the violation of trade secrets. He defends employers in actions of compensation for employees' inventions and advises companies setting up appropriate policies in this respect. Following his doctorate thesis, Thomas handled a large proportion of cases brought before the French courts for infringement of plant breeder's rights. He has arranged several customs actions.

Thomas lectures on patent litigation notably at the EM Lyon School of Management and Centre Paul Roubier. He is a member of AIPPI (co-chair of special committee Q114 on biotechnology, including plant breeders' rights), GRAPI (currently president), EPLAW, CIOPORA, and an administrator of Centre Paul Roubier. The firm is a member of IPO and AIPLA.

Thomas is the author of a doctoral thesis on "The Legal Protection of Vegetal Innovation" and co-author of *Saisie-Contrefaçon*, published by leading French publisher Dalloz (third edition, 2012), and *Droit et Pratique des Voies d'Exécution* published in the Dalloz Action series 2013-2014. He contributed to *Global Patent Litigation: How and Where to Win*, published by Bloomberg BNA (2014).



JULIEN FRÉNEAUX

Bardehle Pagenberg
10 boulevard Haussmann
Paris, 75009
Tel: +33 | 53 05 15 09
Fax: +33 | 53 05 15 05
freneaux@bardehle.fr
www.bardehle.com

The practice of Julien Fréneaux, Dipl CEIPI Brevets, DESS, Sciences-Po, comprises advice and litigation in all matters of intellectual property, in particular patent infringement and validity litigation before the French courts, as well as trademark, design and unfair competition matters, licensing, technology transfer agreements and IP-related contracts.

The cases that Julien Fréneaux handles regularly involve coordination with teams of lawyers from other jurisdictions as well as with parallel litigation proceedings in different countries in a complex international litigation framework. He represents international as well as French corporate clients in patent infringement and nullity cases before the various French courts.

Julien Fréneaux has managed many multinational patent conflicts concerning technologies such as medical devices, sports equipments and mechanical engineering. He also handles a number of fashion design infringement cases.

Julien Fréneaux has published a number of articles on various IP topics.

He is admitted to the Paris Bar and heads the Paris office of Bardehle Pagenberg.

Recommendations include *Leaders League*, 2011, and *The International Who's Who of Patents Lawyers*, 2011, where he was described as "top-drawer".



ISABELLE ROMET

Véron & Associés
1, rue Volney
Paris, 75002
Tel: +33 | 47 03 62 62
Fax: +33 | 47 03 62 69
isabelle.romet@veron.com
www.veron.com

Isabelle Romet is entirely dedicated to patent litigation, as are the 13 other lawyers of the firm. Admitted to the Bar in 1988, she began working with Pierre Véron immediately afterwards. She is a co-founder of the firm Véron & Associés in 2001, with Pierre Véron, Thomas Bouvet and Sabine Agé.

Her practice focuses on patent validity and infringement in most technical areas, especially in complex technological fields and in an international context. A team player, she points out the importance of the firm's scientific consultants who assist the lawyers to build a strong technical reasoning and design the best visual aids with the in-house graphic designer. The economic litigation consultant allows the clients to assess the financial stakes of the case at all stages.

She has handled landmark cases relating to cosmetics, pharmaceuticals, ophthalmology, nanotechnology, diagnosis, genetically modified plants and veterinary products. Her expertise in pharmaceutical patents goes with a focus on supplementary protection certificates. Green technologies are a growing activity. She remains active in mechanics, electricity and electronics.

Convinced by the interest of alternative dispute resolution, she participated in a mediation that led to a major settlement indemnity and favours negotiations.

She lectures on patent litigation at Sciences Po, Paris, various intellectual property centres (such as Centre Paul Roubier), international conferences and private seminars. An active member of AIPPI, she is also a member of EPLAW, AAPI, LES and, through Véron & Associés, IPO and AIPLA. She is a co-author of the book *Saisie-Contrefaçon*, published by leading French publisher Dalloz and edited by Pierre Véron (third edition, 2012).



PIERRE VÉRON

Véron & Associés
1, rue Volney
Paris, 75002
Tel: +33 | 47 03 62 62
Fax: +33 | 47 03 62 69
pierre.veron@veron.com
www.veron.com

Pierre Véron is a member of the Paris Bar.

His 14-lawyer firm, with offices in Paris and Lyon, deals solely in patent litigation, with a special emphasis on international cases. It obtained the 2006, 2007, 2008, 2009, 2010 and 2011 Managing Intellectual Property Award for the French Law Firm of the Year and the 2003, 2007 and 2009 Décideurs Award for the Best Intellectual Property Law Practice in France.

Pierre Véron is the honorary president of the European Patent Lawyers Association (EPLAW), which he founded in 2001 and of the French association of patent litigators. He has taught European patent litigation at the International Centre of Industrial Property Studies (CEIPI) in Strasbourg. Between 2007 and 2012 he served as an expert with the European Commission for the creation of the Unified Patent Court in Europe. He is a member of the drafting committee of the Rules of Procedure of this court. Pierre Véron is the editor of *Saisie-Contrefaçon*, published by leading French publisher Dalloz (third edition, 2012), and of *Concise International and European Intellectual Property Law*, published by Kluwer Law International (second edition, 2011). He is also the author of more than 50 other publications on patent litigation.

He has presented numerous reports on behalf of the AIPPI French group and has also acted as officer of various international AIPPI committees.

A former president of the arbitration centre of Lyon and a former associate of the Chartered Institute of Arbitrators, he has been involved in several arbitration proceedings, either as counsel, arbitrator or chairman of the arbitration panel.

Véron & Associés maintains a statistical study on patent litigation in France. The latest report concerns the decade 2000-2009, which is a follow-up to a previous study spanning 1990-1999. Both can be found on the firm's website.