

Local litigation firms

Highly recommended

Bingham McCutchen

Dwyer & Collora

Foley & Lardner

Goodwin Procter

McDermott Will & Emery

Mintz Levin Cohn Ferris Glovsky & Popeo

Nutter McClennen & Fish

Ropes & Gray

WilmerHale

Recommended

Adler Pollock & Sheehan

Brown Rudnick

Choate Hall & Stewart

Duane Morris

Edwards Angell Palmer & Dodge

Foley Hoag

Goulston & Storrs

Hanify & King

LeClairRyan

Prince Lobel Glovsky & Tye

Proskauer Rose

Sherin & Lodgen

Sugarman Rogers Barshak & Cohen

Todd & Weld

Massachusetts

Home to some of the nation's most prestigious law schools, Massachusetts also includes some of the country's most well-known litigators. Intellectual property remains among the most important issues moving through the state's courtrooms with some of the largest pharmaceutical and biological research companies calling the state home. Boston, one of the nation's leading financial centers, is a pivotal meeting place for some of America's brightest young litigators as well.

Highly recommended firms

Bingham McCutchen has nationally recognized breadth and depth, combined with local expertise in Massachusetts courtrooms. The firm's 485 litigators in 15 global offices make it one of the largest American-based law firms. The litigation team has expertise in antitrust, appellate, environmental, intellectual property and employment law. Litigation clients include Bank of America, Deloitte & Touché, General Motors and Merrill Lynch. The Boston office includes more than 30 general litigation partners, including **Joseph Kociubes** who was recognized by peers as "brilliant." Kociubes recently obtained a defense verdict in a three-week employment discrimination jury trial for a leading mutual fund management company.

Neil McGaraghan, and his dynamic practice is recommended by peers as part of the firm's younger talent pool. Called "a certain future power," McGaraghan obtained summary judgment in a \$20 million trademark claim, obtained a favorable insurance settlement on behalf of an owner of a major transportation infrastructure construction project and currently represents several detainees at the US Naval Station at Guantanamo Bay in Cuba.

Peers describe **Dwyer & Collora** as "a great white-collar firm," but the practice expands to securities, healthcare and employment law. For 20 years the 24-lawyer team has been fighting complex business litigation in Massachusetts courts. In that time the firm won a \$10 million award on first impression concerning the law governing wire transfers of funds and a \$7.2 million victory for a Fortune 100 company involving misrepresentations in a letter to the company.

Peers describe **William Kettlewell**, who works on criminal and complex civil litigation, as "impressive" and "one of the best in his field." The former assistant US attorney served as chief of the President's

Organized Crime and Drug Task Force for New England, later to be named chief of the criminal division. **Maria Durant** is praised by peers for her recent growth in the white-collar arena. In the past three years she has represented clients in two separate Grand Jury investigations as well as a subsidiary of international water company in multi-count civil fraud case in US District Court of Massachusetts.

Based out of Wisconsin, **Foley & Lardner's** general commercial litigation group has seven partners in its Boston office. More than four years ago the firm acquired Epstein Becker & Greene to bolster its life science and healthcare practice. Since that time the group has experienced steady growth with the addition of healthcare partner Lawrence Litwak.

Peers say litigation chair **Michael Tuteur** is "very good" and "an extremely capable Massachusetts litigator." Tuteur won summary judgment in a \$100 million False Claims Act case that alleged fraudulent billing to the US Department of Housing and Urban Development. Tuteur may be best known for representing former Massachusetts Governors William Weld and Paul Cellucci in four constitutional cases involving the scope and effect of the governor's veto power.

With 181 partners in its Boston office, **Goodwin Procter** stands as "the most significant litigation practice in Massachusetts" according to one competitor. The firm's litigation practice handles financial services, intellectual property, products liability and mass torts, white-collar defense, securities, commercial, Employment Retirement Income Security Act, antitrust, labor and employment matters.

Peers describe litigation chairman **Paul Ware** as an "important litigator" at the firm and "a real talent." With 25 years at the firm, Ware's client list includes General Electric, Eli Lilly, Pyramid Corporation and Harvard

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-Dwyer & Collora

Local litigation stars

Leo Boyle Meehan Boyle Black & Bogdanow
James Campbell Campbell Trial Lawyers
Sarah Chapin Columbia McDermott Will & Emery
Paul Galvani Ropes & Gray
Michael Keating Foley Hoag
William Kettlewell Dwyer & Collora
Joseph Kociubes Bingham McCutchen
William Lee WilmerHale
Edward Leibensperger McDermott Will & Emery
Joan Lukey Ropes & Gray
Joan McPhee Ropes & Gray
John Montgomery Ropes & Gray
Mark Pearlstein McDermott Will & Emery
Robert Popeo Mintz Levin Cohn Ferris Glovsky & Popeo
Richard Renehan Goulston & Storrs
Peter Resnick McDermott Will & Emery
Jeffrey Rudman WilmerHale
Nicholas Theodorou Foley Hoag
J Owen Todd Todd & Weld
Roscoe Trimmier Ropes & Gray
Michael Tuteur Foley & Lardner
Robert Ullmann Nutter McClennen & Fish
Cynthia Vreeland WilmerHale
Paul Ware Goodwin Procter
Harvey Wolkoff Ropes & Gray

University. His cases carry over state borders into California, Michigan, New York, New Jersey, Delaware, Florida, Illinois and Pennsylvania courtrooms.

McDermott Will & Emery's Boston office opened in 1981, and since that time has grown to 85 lawyers. In October 2007 the firm's intellectual property group received a huge boost with the acquisition of Sarah Chapin Columbia from Choate Hall & Stewart. She represented clients in front of the International Chamber of Commerce, Swiss Chamber of Commerce, World Intellectual Property Organization and American Arbitration Association.

Competitors call Edward Leibensperger "talented" and "very smart in a courtroom." A fellow of the American College of Trial Lawyers since 1995, Leibensperger practices in the class action and SEC litigation and trial

Ullmann served 10 years with the Department of Justice before coming to the firm, including a 1994 appointment by Janet Reno as senior litigation counsel. Ullmann often represents clients in defense of criminal and civil healthcare, tax, securities, environmental, grants and contracts, customs, arms export, and insurance fraud brought by state and local governments around New England.

Ian Roffman's practice also focuses on white-collar crime. Peers call Roffman "the next big thing in white-collar." Roffman, a former senior trial counsel for the Enforcement Division of the SEC, practices primarily with securities and government investigations on state and federal levels in private practice.

"Ropes & Gray is different because of its depth," one client says about the growing

"Massachusetts is home to the founding office of nationally ranked WilmerHale. 'One of the most powerful litigation groups across the country,' according to one source, the firm remains one of the most recommended firms in Boston."

groups. Mark Pearlstein's practice focuses on white-collar criminal defense including health care, securities and tax fraud matters. Sources call Pearlstein's abilities "flawless" and acknowledge his breadth of knowledge about the SEC.

More than 75 years since its founding, Mintz Levin Chohn Ferris Glovsky & Popeo is still a "national-powerhouse litigation firm," according to one source. The firm has 43 litigation partners in its Boston office, which team with litigators in the District of Columbia, London, New York, Palo Alto, San Diego, Stamford and Los Angeles.

Peers call Robert Popeo "a power" in Massachusetts and "very talented." The chairman and president of the firm, sources say Popeo prides himself on his commitment and preparation of cases. He practices in the anti-money laundering, class action, construction, securities and white-collar defense groups. Adam Sisitsky is recognized by peers as a "lawyer to watch for." Sisitsky represents corporations, officers, directors, accountants and other individuals in SEC investigations and enforcement proceedings as well as in civil litigation, and served as a special assistant district attorney until 2001.

Nutter McClennen & Fish has an unmatched historic background in the state of Massachusetts. Founded by former Supreme Court Justice Louis Brandeis in 1879, Nutter prides itself on client interaction and personal service on all business litigation matters.

Robert Ullmann represents the firm well with his "dynamic presence in the white-collar area," according to one source.

Boston-based firm. "They are thorough, responsive and practical with the advice they deliver," says another. With premier clients such as Astrazeneca, Blue Cross Blue Shield and Schering-Plough, the litigation group remains highly ranked.

Now more than three years removed from the firm's historic merger with the Fish & Neave intellectual property group, the firm's prowess in the scientific community of Massachusetts is growing. Peers and clients agree that the firm's intellectual property group "immerses themselves in a patent case the same way an engineer does." One source noted how well the firm works across its nationwide offices of Boston, Chicago, the District of Columbia, New York and Palo Alto.

Peers singled out Roscoe Trimmier and Harvey Wolkoff as "leaders of litigation." Wolkoff currently represents TJX Companies in connection with the largest computer data theft case in history. The firm not only conducted an independent investigation of the intrusion, but negotiated settlements on behalf of TJX, obtained dismissal of almost all claims brought by financial institutions' litigation and moved to dismiss an action brought in the Delaware Court of Chancery.

Peers describe Joan Lukey, formerly of WilmerHale, as "extremely talented" and "a big and important addition to the firm." Lukey has more than 70 federal and state cases to her name and approximately 40 appellate cases.

Robert Skinner's practice encompasses a variety of litigation areas including securities and regulatory investigations. Skinner

Future stars

Neil McGaraghan
Bingham McCutchen

Maria Durant
Dwyer & Collora

Ian Roffman
Nutter McClennen & Fish

Joshua Levy
Ropes & Gray

Robert Skinner
Ropes & Gray

Kevin Kenneally
LeClair Ryan

Adam Sisitsky
Mintz Levin Cohn Ferris Glovsky & Popeo

represented Lloyd's insurance syndicates in the highly publicized 12-week trial over insurance coverage for the destruction of the World Trade Center during the Sept. 11 terrorist attacks.

Joan McPhee again leads the field of white-collar crime and internal investigations in Massachusetts this year. Representing a number of hospitals, among other clients, McPhee fights to avoid both fines and criminal charges in health care cases to avoid Medicare and Medicaid eligibility issues. **Joshua Levy's** white-collar practice includes representation of pharmaceutical companies and health care providers. Levy is called a true "up-and-comer" and "very talented" by peers.

Massachusetts is home to the founding office of nationally ranked **WilmerHale**. "One of the most powerful litigation groups across the country," according to one source, the firm remains one of the most recommended firms in Boston.

Competitors call Tier 1 intellectual property group vice chair **Cynthia Vreeland** "unbelievable." Peers recognize her work representing Broadcom as one of the most important intellectual property battles of the past year. One peer calls **William Lee** "the best IP litigator in the country," while a competitor says he's a "tier above everyone else."

Peers also describe securities co-chair **Jeffrey Rudman** as a leading star in the national marketplace. His client list includes Boston Technology, John Hancock Financial Services, Massachusetts Financial Services, National Life of Vermont and The Savings Bank Life Insurance Company of Massachusetts, among others.

Recommended firms

Well-known in Rhode Island, **Adler Pollack & Sheehan's** recent growth into Massachusetts has taken competitors by surprise. "They have really made an effort to develop their practice here," one competitor says.

Of the 21 litigators in the Boston office, peers note **Ken DeMoura** as an "important lawyer in the community." He provides legal advice and services on business formation, acquisitions, joint ventures, intellectual property, banking and contract drafting and negotiation. DeMoura mainly represents real estate clients but also counsels employers and management.

The international litigation group of **Brown Rudnick** attracts clients from start-up and emerging growth businesses, to nationally and internationally prominent institutions. The firm prides itself on a practice in a range of industries including aviation, housing, life sciences and venture capital litigation. Chair of the 57-person litigation section, Frederick Pritzer has successfully defended complex securities' fraud claims against a foreign public company with potential liability of

approximately \$150 million and has worked on a variety of under-writer claims.

Choate Hall & Stewart is a firm that "deserves to be recognized for their litigation group," says one competitor. The firm's six litigation groups include antitrust, government enforcement, insurance, intellectual property, employment and major commercial litigation.

Competitors praise the intellectual property group as a "powerful local team" with "real experts in the field." Led by Eric Marandett, the group's recent clients include Akami Technologies, British Telecommunications, Easton Sports, General Electric Water and Wyeth. Peers single Marandett out of the 30-person litigation team as "very important and skilled."

The Boston office of **Duane Morris** was touted as a firm that "belongs on the list" of litigation groups, by one local peer. The firm offers a range of services including securities, commercial disputes, professional liability, intellectual property, products liability and real estate controversies. The litigators boast a group of local people with a national aspect to their clientele. In a recent intellectual property case, a group of Boston litigators won a patent infringement case for client Amgen against generic-drug company Hoffman-LaRoche concerning Epogen, a flagship drug that has generated billions for the pharmaceutical company. Competitors call team leader **Michael Gottfried** "one impressive business litigator."

Edwards Angell Palmer & Dodge has four offices in New England and boasts a litigation team that reaches deep into the local and national courtrooms. The firm focuses in all areas of business litigation with special expertise in asset tracing and recovery, the Foreign Corrupt Practices Act, credit market crisis and probate and fiduciary litigation.

The litigation department of the firm is by far its largest with more than 120 members who take a modern, more constructive approach to litigation that some firms lack. Methods of electronic discovery and trial preparation create models of efficiency for clients who boast about "long-standing relationships" with the firms' lawyers.

The trial lawyers of **Foley Hoag** call themselves a client-first law firm with specific methods dedicated to resolving a client's problems that include preventative counseling, pre-litigation investigating, prosecution of claims at the trial level and representation at appellate hearings. Recently the firm achieved summary judgment of an appeal for a major bank in defense of a hedge fund's fraud and negligent misrepresentation claims in *In re Imprimis v KPMG*.

Michael Keating and **Nicholas Theodorou** are singled out for the second consecutive year as "leaders of the Boston marketplace." Keating, the chairman of the litigation department, represents white-collar,



intellectual property and insurance clients, among others. Theodorou's practice focuses on white-collar litigation, representing clients in bank fraud, insider trading and anti-kickback claims.

Goulston & Storrs is "an extremely capable litigation group" according to one competitor. One source says **Richard Renehan** "leads the pack" in trial and appellate work where he practices exclusively. He has represented a private school in a Grand Jury investigation, is advisor to the Massachusetts Supreme Judicial Court on First Amendment rights and represented a developer of major downtown high-rise from challenge by a citizens' group, over his more than 50 years practicing law.

One peer says, "They have an extremely strong real estate practice." Clients in that arena range from John Hancock Financial Services to Fenway Ventures to Bob Vila.

Hanify & King is a future player in the national market. The litigation group opened a five-person Washington office in April 2008 dedicated to patent litigation. Co-founder James Coyne King will be a part-time resident in the office. King's practice includes counseling a diverse group of commercial clients in securities, trade regulation and corporate finance.

Meanwhile, the firm's 30-lawyer Massachusetts office continues to garner excellent results for clients. The firm's business litigation group handles matters in a range of areas including bankruptcy, financial restructuring, corporate and real estate litigation. Former assistant US attorney for Massachusetts and co-founder of the firm, **John Hanify** leads the litigation practice in white-collar, business fraud and unfair trade practices litigation.

LeClairRyan, based in Virginia, recently acquired a group of local Massachusetts lawyers as their expansion along the East Coast continues. The firm now boasts contacts in the District of Columbia, Michigan, New Jersey, New York and Virginia.

The Massachusetts office includes specialties in product liability, professional liability, construction, transportation and complex torts.

The office includes a group of "extremely talented lawyers," according to one peer who says **Kevin Kenneally** "is going to take the office places." Kenneally brought a number of local clients from his former firm Donovan Hatem, and provides future clients resources in five states. The goal of the group is to expand with local attorneys and continue their relationship with insurer driven clients and local accounting firms.

The 26-person litigation team of **Prince Lobel Glosky & Tye** may be smaller than some firms, but has a strong enough group of lawyers to compete in state and federal courts. The group includes three of the four founding partners including Walter Prince, the former assistant US attorney for Massachusetts. Peers call him "excellent" and "super-experienced." Prince is a fellow in the American College of Trial Lawyers and a member of the American, National and Massachusetts Bar Associations. He has fought transportation, commercial, civil and white collar cases in front of the US District Courts in New England and US Court of Appeals for the First Circuit as well as the Supreme Court.

Litigation group chair **William Worth** has more than 20 years experience with the firm, fighting cases in US Court of Appeals for the First Circuit and around New England. His experience includes civil rights, commercial contract, business tort and personal injury cases.

The employment and intellectual property practices of **Proskauer Rose** bolster the Boston office. One of the most significant labor and employment groups in the country includes **Peter Marathas** who is an "expert" representing not-for-profit, governmental and individual clients on matters related to executive compensation and employee benefits, according to peers. Marathas also has extensive experience with Sarbanes-Oxley and ERISA cases.

Steve Bauer heads the firm's Boston litigation group and practices in a variety of intellectual property fields including copyright, trademark, false advertising and life sciences.

Sherin & Lodgen has a real estate practice "unmatched" around the region. That practice carries over from transactional work

to a strong litigation practice handling construction and environment law, while working with a number of architects and engineers in malpractice claims.

The firm's business litigation chair **Frank Bailey** has a broad, general commercial litigation practice that has focused to include medical device and pharmaceutical technology litigation arising from products liability claims. Along with the real estate and products liability areas, the firm works in antitrust, insurance, land use and securities law.

The civil litigation firm **Sugarman Rogers Barshak & Cohen** includes 27 lawyers with more than 75 years of historical victories. The firm offers rare creativity and responsiveness, according to one client. The firm's business litigation group regularly handles shareholder and partner disputes as well as trademark, software and licensing disagreements.

Peers single out **Tony Doniger** as "a Massachusetts lawyer who matters." His clients range from national and international corporations to non-profit institutions to bank services. Doniger regularly appears in Courts of Appeals and District Courts around New England.

Since its formation more than 15 years ago, **Todd & Weld** has made a significant imprint on the Massachusetts litigation landscape. The firm's 25 business litigators fight corporate takeover, class-actions and shareholder derivative and distribution cases. In January 2008 a group led by Howard Cooper, Julie Green and Charles Roumellotis, won a judiciary independence ruling on behalf of Judge Leon Kendall of the Superior Court of the Virgin Islands. Plaintiffs sought to remove Judge Kendall from his position on the basis of bail and sentencing decisions, but the Court permanently enjoined the act.

Massachusetts litigation peers regard **J Owen Todd**, founding partner of the firm, as the "dean" of the bar. "He's been around longer than everyone, so he knows a lot more than everyone," one competitor says. While another notes Todd's experience dating back to his days as a judge in the Massachusetts Superior Court. "His experience from those years is unparalleled in this state."