

# WASHINGTON

## Local litigation firms

### Highly recommended

Byrnes & Keller

Corr Cronin Michelson Baumgardner & Preece

Danielson Harrigan Leyh & Tollefson

Davis Wright Tremaine

Gordon Tilden Thomas & Cordell

Perkins Coie

Summit Law Group

### Recommended

Dorsey & Whitney

K&L Gates

Lane Powell

McNaul Ebel Nawrot & Helgren

Stoel Rives

## Local litigation stars

### David Bateman

K&L Gates  
Intellectual Property

### Kevin Baumgardner

Corr Cronin Michelson Baumgardner & Preece  
Commercial Litigation, Employment Litigation,  
International Sports Law, Personal Injury, Products  
Liability, Toxic Torts

### Stanton Beck

Lane Powell  
Construction Litigation

### David Burman

Perkins Coie  
Antitrust, Appellate, Class Actions, Constitutional  
Law, Consumer Protection, False Claims Act,  
Intellectual Property

### William Cronin

Corr Cronin Michelson Baumgardner & Preece  
Business Litigation

### Kelly Corr

Corr Cronin Michelson Baumgardner & Preece  
Class Actions, Complex Commercial Litigation,  
Employment Litigation, Intellectual Property,  
Personal Injury, Products Liability, Professional  
Malpractice

### Peter Ehrlichman

Dorsey & Whitney  
Complex Commercial Litigation, Employment  
Litigation, Health Law, Intellectual Property,  
Securities

### Rudy Englund

Lane Powell  
Class Actions, Employment Litigation, Securities

### Parker Folsie

Susman Godfrey  
Commercial Litigation

### David Goodnight

Stoel Rives  
Commercial Litigation, Civil Rights, Malpractice,  
Securities, Telecommunications

### Charles Gordon

Gordon Tilden Thomas & Cordell  
Civil Litigation

### Arthur Harrigan Jr.

Danielson Harrigan Leyh & Tollefson  
Complex Commercial Litigation

### Bradley Keller

Byrnes & Keller  
Business Litigation, Tort Litigation

### Paul Lawrence

K&L Gates  
Appellate, Constitutional Law, Complex Commercial  
Litigation, Environmental Litigation

### Philip McCune

Summit Law Group  
Complex Commercial Litigation

### David McDonald

K&L Gates  
Intellectual Property

### Jerry McNaul

McNaul Ebel Nawrot & Helgren  
Commercial Litigation, Construction Litigation,  
Employment Litigation

### Ralph Palumbo

Summit Law Group  
Complex Commercial Litigation, Environmental  
Litigation

### Stephen Rummage

Davis Wright Tremaine  
Appellate, Class Actions, Complex Commercial  
Litigation, Securities

### Harry Schneider Jr.

Perkins Coie  
Arbitration, Complex Commercial Litigation, Estate  
Litigation, Intellectual Property, Professional Liability

### Evan Schwab

Dorsey & Whitney  
Class Actions, Complex Commercial Litigation,  
Professional Malpractice, Securities

### William "Randy" Squires III

Corr Cronin Michelson Baumgardner & Preece  
Construction Litigation

### Robert Sulkin

McNaul Ebel Nawrot & Helgren  
Commercial Litigation, Environmental Litigation,  
Professional Malpractice, Real Estate Litigation,  
Securities,

### Jeffrey Tilden

Gordon Tilden Thomas & Cordell  
Insurance, Personal Injury, Products Liability, Real  
Estate Litigation

### Peter Vial

McNaul Ebel Nawrot & Helgren  
Arbitration, Complex Civil Litigation

## Future stars

Denise Ashbaugh  
Summit Law Group

Steven Jensen  
Lane Powell

Brenda Molner  
Ater Wynne

Gwendolyn Payton  
Lane Powell

David Young  
Lane Powell

# Washington

**Seattle has remained relatively vibrant despite the recent economic downturn. Although the collapse of Washington Mutual is one of the largest banking failures in recent memory, the state's economy is not inexorably connected to high finance, which has allowed the market to be more resilient than others around the country. Boeing, Starbucks, and Microsoft are the leaders of the local economy, and although those entities and their respective industries were not directly impacted by the financial collapse, they have each gone through subsequent downsizing. Work-out litigation had been slow for a couple of years, but not surprisingly, it has picked up in the current economy.**

## Highly recommended firms

### Byrnes & Keller

Byrnes & Keller focuses exclusively on litigation. The firm handles all areas of civil litigation, with an emphasis on professional liability work for lawyers and law firms in the Pacific Northwest. The firm has defended legal professionals in malpractice suits arising from securities offerings, real estate and business transactions, mergers and acquisitions, and trial practice. Other important practice areas at the firm include securities and RICO litigation, Consumer Protection Act and antitrust litigation, products liability, and civil rights class actions.

**Bradley Keller** has a fairly broad practice that emphasizes business and tort litigation. Competitors that have tried cases with Keller are impressed with his ease in the courtroom; this competence can be traced to the fact that Keller has been devoted exclusively to trial practice since 1980.

### Corr Cronin Michelson Baumgardner & Preece

Corr Cronin Michelson Baumgardner & Preece is a trial law firm that handles cases across the Pacific Northwest. From its office in Seattle, the firm has been engaged in disputes in Washington, Oregon, Alaska and Idaho. Clients include Microsoft, Bechtel Corporation, Boston Scientific, Amazon.com, Nextel, and Qwest.

The firm has handled a significant amount of aviation litigation and arbitration. Corr Cronin is prosecuting a case on behalf of plaintiff Alaska Airlines, which is seeking to compel the union to arbitrate a matter regarding the outsourcing of ramping and baggage work. At this stage of the litigation, the defendant's preliminary injunction has been denied. The firm has also represented Alaska Airlines in arbitration involving union grievances.

In August 2008, Corr Cronin successfully obtained dismissal of a personal injury suit against client Azko Nobel filed by an employee claiming injuries as a result of exposure to solvents at the defendant's distribution center. Corr Cronin saw the case

through two years of discovery and motion practice, including a successful *Frye* motion to preclude the plaintiff's experts from testifying as to causation. After plaintiff's final settlement offer of \$19 million was rejected, a motion to dismiss the claims was entered by the court.

**Kevin Baumgardner** has tried cases in state and federal court in Washington and Alaska. He has also handled labor arbitrations, administrative trials, and matters brought before international sports law tribunals. **William Cronin** represents both plaintiffs and defendants in general business disputes, including law firms, accounting firms, corporate officers and directors, and majority and minority shareholders in matters of securities litigation, professional liability, and corporate control disputes. **Kelly Corr** has extensive jury trial experience in a broad range of matters. **William "Randy" Squires** is an expert trial lawyer; he has experience in construction, design, and government contract litigation.

### Danielson Harrigan Leyh & Tollefson

Since 1986, Danielson Harrigan Leyh & Tollefson has handled a broad range of litigation matters, including niche practices like aviation and maritime law, sports franchise litigation, and environmental litigation. The firm's 13 attorneys handle litigation from both sides of the aisle, representing plaintiffs and defendants, contractors and owners, and insurers and insureds. Clients include the Seattle Mariners and Seattle Seahawks, BP North America Petroleum, Commonwealth Insurance, AIG Aviation, and Weyerhaeuser.

**Arthur Harrigan** has handled a wide variety of litigation, including professional liability matters for one of the largest law firms in the Pacific Northwest, and defending clients in non-compete actions and mergers and acquisitions litigation.

### Davis Wright Tremaine

Davis Wright Tremaine has offices around the country and around the world. In the Pacific Northwest, the firm has locations in Seattle, Bellevue, and Portland. The Seattle office is the firm's largest, and serves both

regional and national clients including *The Seattle Times*, Microsoft, Clearwire, and Virginia Mason Medical Center.

The firm has experience in some niche areas, including media and First Amendment work. The firm represents members of traditional and new media, advertisers, information service providers, Web designers, and software publishers. Partners at the firm handle defamation and privacy claims, defense against prior restraint, defense against misappropriation, intellectual property claims, requests for access to public records and proceedings, reporters' privilege and commercial speech and advertising matters. The firm also advises media clients on matters involving foreign laws and overseas claims brought against U.S.-based media companies.

**Steven Rummage** represents clients at the trial and appellate level, with an emphasis on class action defense. In that capacity, he is currently representing a national wireless carrier in nationwide and California class actions in federal courts in Washington and California alleging that the wireless carrier breached its contract and violated state consumer protection statutes when it passed through to consumers federal fees that were meant to subsidize phone service in rural areas. The district courts dismissed the claims, and appeals are pending in the 9th Circuit.

### Gordon Tilden Thomas & Cordell

Gordon Tilden Thomas & Cordell engages solely in trial and litigation work. In May 2009, the firm successfully represented its client, The Sandpiper Condominium Association of Marco Island, Florida, in an arbitration brought as a result of the claims for damages that Sandpiper submitted to its insurer when Sandpiper suffered losses as a result of Hurricane Wilma. The Florida Insurance Guaranty Association, which acted as successor in interest for the by-then insolvent insurance company, denied coverage. After extensive testimony and evidence gathering on the issues of pre-existing conditions and causation, the three-arbitrator panel issued an award of \$7 million for Sandpiper.

**Charles Gordon** has extensive trial experience, including defending clients in business tort litigation. **Jeffrey Tilden** has a broad trial practice, with an emphasis on personal injury, products liability, real estate and commercial disputes, and insurance coverage litigation.

### Perkins Coie

Perkins Coie operates offices around the country and around the world, but the Seattle office remains the firm's headquarters, and also the largest law office in Seattle. The firm represents clients in many of the region's most vibrant industries, including technology, manufacturing, finance, natural resources and transportation. The firm has handled

trademark infringement and unfair competition actions for a client in the coffee industry, represented client 180solutions in an action alleging breach of contract and violation of the consumer protection act in King County Superior Court, and represented Alaska Air Group and its directors in a derivative action arising from a corporate transaction.

**David Burman** handles commercial litigation, including federal and state false claims acts, constitutional and public law, and appellate litigation. **Harry Schneider** litigates and arbitrates matters including professional liability, intellectual property, complex financial disputes, and trust and estate cases.

#### Summit Law Group

The Seattle-based Summit Law Group has 25 lawyers devoted to all manner of litigation. The firm has represented a plaintiff in a multibillion dollar antitrust action, and acted as counsel to Fortune 500 companies in environmental enforcement actions, tort actions and contract disputes.

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Summit Law Group is predicated on the idea that the structure and bureaucracy at traditional law firms are often impediments to a client’s success, and in response the firm has created a different sort of law firm. All the lawyers at the firm have an equity stake in the partnership, which leads to a sense of personal involvement in each litigation, and also negates much of the overleveraged partner/associate hierarchy at the vast majority of law firms.

**Philip McCune** handles a wide variety of business litigation, with an emphasis on litigation surrounding industrial land use projects, like landfills. **Ralph Palumbo** practices complex commercial litigation, including environmental matters. He has represented clients with respect to Superfund litigation, Clean Water Act and Clean Air Act actions, and natural resource damage actions.

#### Recommended firms

##### Dorsey & Whitney

Dorsey & Whitney has served clients in and around the Puget Sound region since the firm founded its Seattle office in 1995. The Seattle office also serves as a gateway for the firm’s clients in Canada and Asia. With offices around the country and around the globe, clients looking for specific regional representation will also receive the benefit of Dorsey & Whitney’s global capabilities.

**Peter Ehrlichman** is a member of the firm’s trial practice and focuses on complex commercial litigation. In 2009, he defended a class action involving state and federal claims of ADAD and robocalling. He has also defended large financial institutions in FINRA arbitrations regarding auction rate securities. In addition to securities litigation, Ehrlichman handles sports litigation, manufacturing litigation, and real estate litigation. **Evan Schwab** focuses on complex commercial litigation, with an emphasis on securities litigation and professional liability matters.

#### K&L Gates

The litigators at K&L Gates represent clients in the Pacific Northwest and beyond, and have special expertise in environmental, intellectual property and constitutional litigation. In particular, the firm’s intellectual property lawyers handle trademark, copyright, patent and trade secrets litigation.

**David Bateman** is a member of the firm’s preeminent intellectual property group, and focuses his practice on cyber law, technology

law and intellectual property litigation. He has worked with wireless carriers, internet service providers, software developers (including Microsoft) and hardware manufacturers on matters ranging from e-mail marketing and spam, domain cybersquatting and adware/spyware. **Paul Lawrence** handles complex commercial litigation matters, including environmental and insurance litigation. **David McDonald** also focuses on intellectual property litigation, including a sub-specialization in software-related disputes. He has represented Microsoft since 1986.

#### Lane Powell

Lane Powell is one of the most highly respected firms in the Pacific Northwest, with 170 attorneys working across offices in Seattle, Olympia and Tacoma, Washington, Portland, Oregon, and Anchorage, Alaska. Clients reflect that “the lawyers are all very bright and knowledgeable, and are also very creative in determining the nuance of the facts as they relate to the law.”

The firm is representing Wells Fargo in a local class action challenging the fees and charges with respect to escrow closing services. The firm successfully had most of the claims dismissed. The firm also represented Washington Health Association in a suit challenging the constitutionality of a bill which would require boarding homes to

provide Medicaid services to certain residents indefinitely, and would not allow boarding homes to terminate provider agreements at will. Lane Powell challenged the bill as infringing due process, among other constitutional violations. In January 2009, the federal district court for the Western District of Washington entered an order invalidating the law.

**Stanton Beck** is accomplished in the areas of construction litigation and products liability. **Rudy Englund** specializes in complex litigation including class actions, consumer fraud, wage and hour disputes, and intellectual property litigation.

#### McNaul Ebel Nawrot & Helgren

McNaul Ebel Nawrot & Helgren was formed in Seattle in 1995 and has since handled civil and criminal matters before judges and juries. **Jerry McNaul** handles commercial, construction, and employment litigation, among other matters. **Robert Sulkin** is a trial lawyer focusing on securities litigation, professional malpractice, real estate disputes, environmental issues and disputes before the National Collegiate Athletic Association. **Peter Vial** handles commercial litigation, as well as securities and antitrust matters. He has litigated antitrust cases for clients in a number of industries including forest products, fisheries, pharmaceuticals, insurance and bonding.

#### Stoel Rives

Stoel Rives has 75 attorneys practicing in its Seattle office. The firm focuses on representing emerging and midmarket companies across many different industries and practice areas. **David Goodnight** represents clients in all manner of commercial litigation, specializing in telecommunications work. He represents Qwest Corporation with respect to matters pertaining to Section 253 under the Telecommunications Act. He also has experience representing clients in the forest industries. Weyerhaeuser and International Paper have sought his advice on breach of contract actions, commercial disputes, and land use actions.



## PARKER FOLSE

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PARKER FOLSE is a trial lawyer and a partner with Susman Godfrey, in the firm's Seattle, Washington office, which he founded in 1995 after practicing in the firm's Houston office for more than a decade. He represents both plaintiffs and defendants in a wide variety of complex commercial litigation matters throughout the country, including contract disputes, antitrust litigation, patent infringement cases, and audit malpractice suits. Mr Folse has extensive trial experience in difficult, high-profile commercial cases. He is also regularly retained by clients for the purpose of negotiating settlement of substantial commercial disputes prior to the commencement of litigation. His role as counsel for Novell, in negotiating a landmark settlement of disputes with Microsoft was featured in *American Lawyer* magazine.

Mr Folse has been a frequent CLE speaker on antitrust and other commercial litigation issues. He is a member of the American Bar Association and the State Bar of Washington, and is a life fellow of the Texas Bar Foundation. He has served as a vice chair of the trial practice committee and of the civil practice and procedure committee of the ABA section of antitrust law, and as a member of the section's task force on civil practice and procedure and its task force on remedies. He is also chair-elect of the Washington State Bar Association's antitrust, unfair business practices, and consumer protection section.

For the last seven years he has been named a "Super Lawyer" in the area of business litigation by *Washington Law & Politics* magazine in its annual review of the State's legal profession. For 2005-2009, the magazine listed him among the Top 100 lawyers in the state. In its January 2007 issue, *Seattle* magazine named him one of six "Top Lawyers" in the Seattle area in the practice area of business litigation. In April 2008, he received the Leon Green award from the *Texas Law Review* Association "for outstanding contributions to the legal profession." He is listed in *Best Lawyers in America* in the field of commercial litigation.

Mr Folse is a native of Austin, Texas. He received his BA, *magna cum laude*, from Harvard University in 1977 and his JD with high honors in 1980 from the University of Texas School of Law, where he was editor-in-chief of the Law Review. Following law school graduation, he served as a law clerk to the Hon Joseph T Sneed, United States Court of Appeals for the Ninth Circuit, and then-Associate Justice William H Rehnquist, United States Supreme Court.