

DELAWARE

Local litigation firms

Highly Recommended

Morris Nichols Arsht & Tunnell

Potter Anderson & Corroon

Richards Layton & Finger

Skadden Arps Slate Meagher & Flom

Young Conaway Stargatt & Taylor

Recommended

Abrams & Bayliss

Ashby & Geddes

Bouchard Margules & Friedlander

Connolly Bove Lodge & Hutz

Duane Morris

Grant & Eisenhofer

Greenberg Traurig

Morris James

Prickett Jones & Elliott

Proctor Heyman

Saul Ewing

Seitz Van Ogtrop & Green

Local litigation stars

Jon Abramczyk

Morris Nichols Arsht & Tunnell
Commercial Litigation

Kevin Abrams

Abrams & Bayliss
Commercial Litigation

Thomas Allingham

Skadden Arps Slate Meagher & Flom
Commercial Litigation

R Franklin Balotti

Richards Layton & Finger
Commercial Litigation

Jack Blumenfeld

Morris Nichols Arsht & Tunnell
Intellectual Property

Andre Bouchard

Bouchard Margules & Friedlander
Commercial Litigation

P Clarkson Collins

Morris James
Commercial Litigation

Donald Detweiler

Greenberg Traurig
Bankruptcy, Commercial Litigation

Raymond DiCamillo

Richards Layton & Finger
Commercial Litigation

Jesse Finkelstein

Richards Layton & Finger
Commercial Litigation

Daniel Folt

Duane Morris
Commercial Litigation

Joel Friedlander

Bouchard Margules & Friedlander
Commercial Litigation

Richard Galperin

Morris James
Commercial Litigation

Michael Goldman

Potter Anderson & Corroon
Commercial Litigation

Stuart Grant

Grant & Eisenhofer
Securities

James Green

Seitz Van Ogtrop & Green
Appellate, Commercial Litigation

John Hendershot

Richards Layton & Finger
Commercial Litigation

Richard Herrmann

Morris James
Commercial Litigation, Intellectual Property

James Holzman

Prickett Jones & Elliott
Commercial Litigation, Securities

Richard Horwitz

Potter Anderson & Corroon
Commercial Litigation, Intellectual Property

Rudolf Hutz

Connolly Bove Lodge & Hutz
Intellectual Property

John James

Potter Anderson & Corroon
Bankruptcy, Commercial Litigation, Insurance

William Lafferty

Morris Nichols Arsht & Tunnell
Commercial Litigation

Lewis Lazarus

Morris James
Commercial Litigation

William Manning

Saul Ewing
Commercial Litigation

David Margules

Bouchard Margules & Friedlander
Commercial Litigation, Insurance

David McBride

Young Conaway Stargatt & Taylor
Commercial Litigation

Edward McNally

Morris James
Commercial Litigation

Kenneth Nachbar

Morris Nichols Arsht & Tunnell
Commercial Litigation

Chip Price, Jr

Potter Anderson & Corroon
Commercial Litigation, Products Liability

Collins "CJ" Seitz

Connolly Bove Lodge & Hutz
Commercial Litigation, Intellectual Property

A Gilchrist Sparks

Morris Nichols Arsht & Tunnell
Commercial Litigation

Robert Stearn

Richards Layton & Finger
Bankruptcy



Allen Terrell

Richards Layton & Finger
Commercial Litigation

Martin Tully

Morris Nichols Arsht & Tunnell
Commercial Litigation

Gregory Varallo

Richards Layton & Finger
Commercial Litigation

William Wade

Richards Layton & Finger
Commercial Litigation, Intellectual Property

Peter Walsh

Potter Anderson & Corroon
Commercial Litigation

Edward Welch

Skadden Arps Slate Meagher & Flom
Commercial Litigation, Securities

Gregory Williams

Richards Layton & Finger
Commercial Litigation

Donald Wolfe

Potter Anderson & Corroon
Commercial Litigation

Future Stars

Rolin Bissell
Young Conaway Stargatt & Taylor

Anna Gaza
Richards Layton & Finger

Daniel Griffith
Whiteford Taylor & Preston

Thomas Hanson
Morris James

Martin Lessner
Young Conaway Stargatt & Taylor

Margaret Manning
Whiteford Taylor & Preston

Maryellen Noreika
Morris Nichols Arsht & Tunnell

Srinivas Raju
Richards Layton & Finger

Chad Shandler
Richards Layton & Finger

Kevin Shannon
Potter Anderson & Corroon

David Teklits
Morris Nichols Arsht & Tunnell

Jennifer Voss
Skadden Arps Slate Meagher & Flom

Christian D Wright
Young Conaway Stargatt & Taylor



Delaware

With Delaware's status as a tax-free oasis providing an obvious haven for corporations, and with it being the locale of the Court of Chancery, a venue specific to resolving corporate dispute matters, the state is already a unique jurisdiction in which to litigate. But over the last 12 months several changes within the courts have made it an even more dynamic environment. First, the Chancery court, previously known solely for litigation, has adopted new rules that provide for arbitration routes in cases with stakes over \$1 million and where one party is a Delaware entity. Cases will be completed within 90 days, will be confidential and rendered under the expertise of the Chancery judge. Second, the state superior court is about to launch a business litigation division specific to e-discovery, again reserved for stakes in excess of \$1 million. Lastly, there is a new judge on the Delaware district court, Leonard Stark, a reputed litigator from the local legal community.

Highly recommended firms

Morris Nichols Arsht & Tunnell

Morris Nichols Arsht & Tunnell is described by competitors as “outstanding corporate litigators” and its partners “can always be counted on for good work product.” The firm specializes in general commercial litigation, bankruptcy, and intellectual property, though it considers itself “a full-service firm where everybody does everything,” and counts Qualcomm, Citigroup and Pfizer among its clients. In July 2010, the firm’s intellectual property group, spearheaded by Rodger Smith, netted a victory when it served as Delaware counsel on the patent litigation team that successfully represented Dow Chemical in its recent patent infringement trial against rival Nova Chemicals. During the trial, a jury found that Nova infringed two Dow patents for polyethylene blends used in high-performance film applications and awarded Dow nearly \$58 million in lost profits and over \$4.3 million in royalties.

A Gilchrist Sparks, who is called “great” and “a dean of the Delaware corporate litigation bar” by peers, concentrates on litigation arising from mergers and acquisitions and corporate governance disputes. William Lafferty is acknowledged as “well known” by peers, and his practice focuses on shareholder class actions and derivative actions in the Chancery and Delaware Supreme Court. Kenneth Nachbar receives accolades from multiple community members for his “professionalism” and “expert guidance” in handling litigation arising from mergers and acquisitions and disputes relating to Delaware corporations. Peers are all in agreement: “He’s not just a future star, he’s there among the top talent [at the firm].”

Potter Anderson & Corroon

Tracing its beginnings to 1826, Potter Anderson & Corroon lays claim to being the

oldest firm in Delaware and the eighth-oldest continually active firm in the United States. The firm engages in all manner of commercial litigation, bankruptcy, and intellectual property matters, and is often retained by national firms as local counsel. One outspoken peer goes so far as to assert, “I guarantee if you ask around [Delaware litigators], you’d be hard-pressed to get anything less than glowing reviews [for Potter Anderson].”

Chairman Donald Wolfe is regarded by the local legal community as a “tremendous” litigator who “adheres to the highest standards of Delaware law.” Peter Walsh is described as a “terrific” corporate and commercial litigator on both the trial and appellate levels, and his legal prowess is summed up by one peer thusly: “He just wins.” Richard Horwitz is roundly commended for his practice, which includes commercial litigation, primarily focusing on intellectual property, contract disputes, and business tort matters. Kevin Shannon, who practices primarily in the areas of corporate and commercial litigation, also has substantial experience in litigating stockholder class and derivative actions in the Delaware Court of Chancery. One peer describes Shannon as “someone who stands out as a ‘future star.’”

Richards Layton & Finger

Richards Layton & Finger is Delaware’s largest law firm, and also one of its oldest. Partners at the firm represent clients nationally as well as locally and regionally. Clients offer accolades regarding the firm’s “very deep bench.” One client raves, “I find that Richards Layton is the most complete and talent-filled law firm in Delaware.”

Corporate department chair Gregory Williams is respected by peers as “very good in argument” and a litigator “you feel comfortable referring cases to.” He is currently representing NVIDIA Corporation in a pending licensing dispute with Intel in

the Court of Chancery. Both NVIDIA and Intel are claiming that the other party breached certain license agreements, and both parties are seeking to enjoin the other. Litigation department chair William Wade, who clients agree is “well known to the local judges,” has also experienced a busy year, with representation of ExxonMobil and Bacardi in two separate intellectual property matters. Srinivas Raju is tipped as a future star for his substantial alternative entity litigation practice, and Raymond DiCamillo is also recommended for litigation matters relating to Delaware business organizations and their fiduciaries and constituents. DiCamillo is representing such high-visibility clients as Xerox and shareholders of Revlon. One pleased out-of-state client says, “I typically use Ray as local counsel in almost every case that I have in Delaware.”

Skadden Arps Slate Meagher & Flom

The Wilmington office of Skadden Arps Slate Meagher & Flom handles litigation, reorganizations and restructurings for Fortune 500 companies and corporate clients. With approximately 60 attorneys located in Delaware, the firm is known for its “extensive knowledge and experience” in the Chancery court, which has allowed it to attain an edge in competition with local firms. One such competitor claims, “They are the only out-of-town firm to open a branch here that plays a major role in big corporate cases.” In September 2009, Skadden’s Delaware litigators scored their third significant deal-related litigation victory of the year in securing the dismissal of claims brought against client CME Group, exonerating the exchange from allegations of fiduciary and corporate governance failures related to its \$10 billion acquisition of NYMEX in 2008.

Edward Welch concentrates on corporate and securities litigation, including the defense of class actions and derivative suits. He represents clients across diverse industry sectors, such as Coca-Cola, Citigroup, Activision and HealthSouth. Welch’s partner Thomas Allingham is known among peers as being a “great litigator, great writer, and persuasive communicator.” Anthony Clark heads the corporate restructuring and bankruptcy litigation practice in Skadden’s Delaware office and is also referred to by peers as a “very good corporate and securities lawyer.”

Young Conaway Stargatt & Taylor

Through offices in Georgetown and Middletown, as well as its Wilmington headquarters, Young Conaway Stargatt & Taylor offers practices relating to bankruptcy and commercial litigation, where it maintains a substantial intellectual property and employment law presence. The firm’s clients range from national and international corporations, to small businesses and individuals needing legal assistance.

Sheldon Sandler is noted for his employment and labor law practice. David McBride is commended by peers for being “as good a litigator as anyone else in the state” in his practice of commercial litigation. Martin Lessner is also generating notice for having tried and won various complex multimillion-dollar cases, including corporate stock appraisal, breach of fiduciary duties, fraud, and breach of contract. “He is a perfect candidate for a ‘future star,’ and even that status won’t last long. He’s definitely making waves and will be a star right behind David [McBride] before you know it,” speculates one peer.

Recommended firms

Abrams & Bayliss

Corporate and business law boutique firm Abrams & Bayliss, formerly Abrams & Laster, formed in 2005 and operated under its former business name until late 2009, when name partner Travis Laster left the firm to become the vice chancellor of the Chancery Court. Peer consensus views Laster’s departure as a setback. And while the firm brought in Thompson Bayliss in Laster’s stead, competitors note that it will take time for the firm to regain its full composure. “Travis was a real compliment to Kevin Abrams, they made a great tag team,” says one local lawyer. “And with Travis gone, it will mostly be seen as a one-man workshop until Thompson Bayliss gets more experience.” In support of the firm, peers also counter that “Kevin [Abrams] is a great litigator ... he wins and that’s what counts.” Abrams focuses on high-stakes litigation with respect to complex issues unique to Delaware law at both the trial and appellate level.

Ashby & Geddes

Ashby & Geddes, led by partners Lawrence Ashby and James Geddes, litigates in all state and federal courts in Delaware, and represents clients ranging from Fortune 500 companies to individuals. In April 2010, the firm, and specifically litigator Steven Margolin, triumphed on behalf of client M&G Polymers in its successful jury trial against defendant Carestream Health. The trial concerned complex breach of contract actions regarding terms of a supply agreement between the two companies, as well as M&G’s contention that Carestream had not acted in good faith with regard to that agreement. Following nearly three weeks of testimony, the jury returned a \$15.5 million verdict in M&G’s favor.

Bouchard Margules & Friedlander

Bouchard Margules & Friedlander is a litigation boutique practicing corporate litigation, partnership and alternate entity disputes, and commercial litigation. Its partners are familiar with trying cases in the Court of Chancery. The firm also handles intellectual property matters. Andre Bouchard

and David Margules, both former partners at Skadden Arps Slate Meagher & Flom, are referred to as “highly talented” by peers, and count Goldman Sachs, Sallie Mae, and Lydall among its past and present clientele.

Connolly Bove Lodge & Hutz

Connolly Bove Lodge & Hutz focuses on intellectual property, particularly patent litigation. In June 2010, the firm, led by Mary Bourke, logged a victory on behalf of AstraZeneca when the US District Court for

Greenberg Traurig

National firm Greenberg Traurig opened its Delaware office in 1999 and has since operated a noteworthy business reorganization and bankruptcy practice to complement its corporate and securities practice in the state. Donald Detweiler is called “very sharp” by peers for his practice in the areas of bankruptcy, corporate restructuring, insolvency, creditors’ rights, and post-confirmation litigation trusts, with particular experience representing debtors,

“Clients offer accolades regarding [Richards Layton & Finger’s] ‘very deep bench.’ One client raves, ‘I find that Richards Layton is the most complete and talent-filled law firm in Delaware.’”

the District of Delaware ruled that a patent covering AstraZeneca’s cholesterol drug Crestor is valid and enforceable. The decision prevents eight generic drug manufacturers from marketing generic versions of Crestor. In December 2009, firm attorneys convinced a jury in the US District Court for the Northern District of Ohio to award more than \$6.5 million to client Parker Hannifin Corporation, finding that the defendant willfully infringed a Parker patent related to fuel filter technology. Within the firm, Collins J “CJ” Seitz is frequently lauded by peers as “superior, well respected by the courts.”

Duane Morris

Duane Morris established its Wilmington branch in 1985 and has since maintained a multifaceted litigation capacity there. The bulk of this location’s work can be attributed to Daniel Folt, who maintains a national corporate and commercial litigation practice, which includes trial and appellate work involving corporate, securities, and partnership matters. Folt also practices intellectual property litigation and recently represented a credit card provider in a dispute concerning the right to use the mark “Platinum” in connection with its premium credit card solicitations.

Grant & Eisenhofer

Grant & Eisenhofer is a litigation boutique formed by name partners Stuart Grant and Jay Eisenhofer that concentrates on corporate governance and securities litigation, as well as other complex class action issues. The firm is known for some “fearless and tenacious” plaintiffs work, and its presence is being felt not only in Delaware but on a national level. In fact, an opponent at a New York defense firm representing financial institutions bemoans the fact that “there has been a real push by these guys lately, and we don’t like it. But we’re certainly feeling it, and it’s fascinating because they attack so many arcane issues with finesse.”

creditors’ committees, directors and officers, employees, acquirers and litigants in national Chapter 11 bankruptcy cases.

Morris James

With four offices in the state housing over 50 attorneys, Morris James is called “sophisticated and responsive” by clients, one of whom goes on to say “they are experts in the intricacies of Delaware law.” The firm has been increasingly focused on litigation dealing with conflicts between preferred and common stockholders, primarily as the counsel for common shareholders. Edward McNally represented Eugene Julian in litigation against Eastern States Construction Service in a trial in late 2009 before the Court of Chancery. The Court’s March 2010 opinion established the right of a former stockholder to recover the full value of his stock under a stockholder’s agreement and led to Julian’s successful recovery of over \$84 million from Eastern States. Richard Herrmann is also lauded by clients for his “ability to combine extensive subject matter expertise and analytical skills with significant trial experience tempered by pragmatism and business sense.”

Prickett Jones & Elliott

Founded in 1888, Prickett Jones & Elliott practices complex corporate, alternative entity and business litigation in the Delaware Court of Chancery and other state and federal courts. The firm maintains an office in Wilmington that is devoted to representing clients involved in business litigation, and one in Dover, which provides general litigation and personal injury services. Director Gary Traynor focuses on civil litigation, involving complex commercial and criminal matters. A peer confirms that “they have a more prominent role in that they are one of the few firms that actually are successful in taking on cases on behalf of stockholders on the plaintiff side.”

Proctor Heyman

Formed in 2006 by partners who defected from larger firms, Proctor Heyman is a corporate litigation boutique that peers describe as “a firm you should keep your eyes peeled for.” **Vernon Proctor** and **Kurt Heyman** are mentioned as being “worthy” lawyers who “know their way around the Chancery court.” Noteworthy clients include AT&T, Google, PNC Financial, Plumtree Software, and Toshiba. The firm often acts as Delaware counsel in the Court of Chancery for out-of-state firms.

Saul Ewing

A new entry to this year’s rankings, mid-size

Mid-Atlantic workshop Saul Ewing enjoys a rising profile in Delaware buoyed mainly by the presence of **William Manning**, who concentrates primarily on land-use litigation in the Court of Chancery. Within the last year, Manning has also been providing counsel to the University of Delaware in a variety of cases, including several involving civil rights claims, as well. “I like them,” claims one peer. Another competitor agrees, saying: “I can definitely see that firm growing in the next couple of years.”

Seitz Van Ogtrop & Green

Seitz Van Ogtrop & Green was formed in 1999 when several attorneys handling

complex litigation at larger firms decided to start their own practice. For a small and relatively new entrant in the market, the firm has a broad practice which includes commercial litigation, personal injury, medical malpractice, bankruptcy, and intellectual property. The firm has an active arbitration and mediation practice, and its members pride themselves on being effective litigators and trial lawyers in the event that matters cannot be settled. Peers weigh in on the firm’s behalf, with one calling them “very talented and strategic trial lawyers.” Another asserts that “**James Green** should be on any list of Delaware litigation stars.”



Abrams & Bayliss LLP

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Firm profile:

Abrams & Bayliss LLP is a business litigation and advisory boutique that focuses on high stakes controversies and transactions carrying a high risk of litigation.

The firm's Litigation Practice primarily involves actions in the Delaware Court of Chancery, the nation's preeminent corporate and commercial law court, and the Delaware Supreme Court. The founding partners have been involved in nearly 300 decisions and many more cases. The firm's litigators have extensive experience representing public and private companies, stockholders, directors and executives in a wide range of business, corporate and alternative entity litigation matters at the trial and appellate level. The firm regularly litigates actions involving corporate control disputes, rights of equity holders, large public and private company controversies, complex transactions and significant valuation and appraisal proceedings. Unlike many other firms, Abrams & Bayliss represents plaintiffs and defendants, giving their attorneys an added measure of insight on strategic and tactical issues in transactions and litigation. The firm has a proven track record of offensive and defensive litigation, including successfully pursuing and defeating injunction applications, conducting expedited trials and prosecuting and defending claims for significant monetary, declaratory or equitable relief. In addition to their Delaware practice, Abrams & Bayliss frequently represents clients in other jurisdictions on matters involving Delaware law, corporate or business organization issues or other commercial disputes.

The firm's Transactional Practice primarily involves matters where there is a high risk of litigation or which raise complex or novel issues of Delaware law, such as contests for corporate control, private equity and portfolio company matters, going-private transactions, recapitalizations, refinancings and stockholder or board level disputes. Abrams & Bayliss also advises business entities and their constituents on Delaware issues relating to all phases of their life cycle, ranging from formation questions to continuing issues involving the payment of dividends and asset sales to end-of-life matters such as dissolution and receiverships. The firm regularly provides advice on the preparation and interpretation of certificates of incorporation and bylaws, whether for newly formed entities, initial public offerings, operating companies with internal disputes, reincorporations or corporations seeking to amend their existing governance documents.

Abrams & Bayliss similarly advises business entities, directors, officers and stockholders on contracts relating to the corporation's governance structure and commercial relationships, including stockholder rights plans, stockholder agreements and indemnification agreements.

Abrams & Bayliss represents a broad array of clients including national and international corporations, limited partnerships, limited liability companies, joint ventures, stockholders, directors, equity investors and executives.

Morris James DELAWARE

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For over 75 years, Morris James has been serving the needs of clients such as Fortune 500 companies, financial institutions, government agencies, law firms, and our community. Our attorneys work together across legal disciplines and use the depth of their collective knowledge of Delaware law with our daily experiences in Delaware courts to provide clients with creative solutions and outstanding service.

Corporate/Fiduciary Litigation

A major portion of our litigation practice is devoted to corporate disputes and disputes involving limited liability companies, partnerships, trusts and other entities in which fiduciary duty constitutes an integral part of the parties' relationship. Because our attorneys focus on Delaware law, their knowledge of the court system and the judges has attracted a clientele of major corporations, out-of-state law firms with litigation in Delaware and individuals with substantial business disputes. A number of Morris James attorneys are also qualified in all forms of alternative dispute resolution, including mediation, arbitration and mini-trials.

Business Litigation

Morris James has a substantial business litigation practice including business tort litigation, commercial litigation and real estate litigation. Our business litigation practice frequently deals with contract disputes, intellectual property and trade secret disputes, as well as unfair competition and commercial fraud cases. Our attorneys represent both plaintiffs and defendants in all Delaware state and federal courts.

Intellectual Property Litigation

Morris James regularly serves as Delaware counsel in intellectual property litigation, including patent copyright, trademark, trade dress and associated antitrust disputes. Our attorneys have also served in a lead role in several trade secret, domain name and IP licensing cases. We are leaders in electronic discovery and employing technology in courtroom proceedings.

Alternative Fee Arrangements

Morris James has a long-term familiarity with alternative fee arrangements and early case assessment through our experience with the DuPont Legal Model as a primary law firm for DuPont. Our work with DuPont and many other Fortune 500 companies has given us the skills to excel at leveraging our experience and efficiency to achieve a positive result.

National Recognition

Morris James attorneys are recognized as leaders in their fields by some of the most respected legal guides such as Chambers USA, Lawdragon and Best Lawyers in America®. Our corporate litigation, business bankruptcy and intellectual property groups are among the top practices in Delaware.

Representative Clients

Morris James representative clients include DuPont, McMoRan Exploration Co., Consolidated Rail Corporation, Deutsche Bank Trust Company of Delaware, Wachovia Bank of Delaware, Wilmington Trust Company, and Christiana Care Health Services.

DuPont Primary Law Firm

Chosen by DuPont to handle their Delaware litigation, Morris James has won three separate awards for representation in major litigation.

Morris James Blogs

Delaware Business Bankruptcy Report:

www.delawarebusinessbankruptcyreport.com

Delaware Business Law Report: www.delawarebusinesslawreport.com

Delaware Business Litigation Report:

www.delawarebusinesslitigationreport.com

Delaware eDiscovery Report: www.delawareediscoveryreport.com

Delaware Patent Litigation Report: www.delawarepatentlitigationreport.com

P. CLARKSON COLLINS JR.**MORRIS JAMES LLP**

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Website: www.morrisjames.com

P Clarkson Collins, Jr. has concentrated his litigation practice for more than 30 years on the representation of clients in complex corporate, commercial and fiduciary matters before both jury and non-jury tribunals. Mr. Collins represents corporations, directors, and officers and alternative entities and their managers and members in class, derivative and individual actions involving governance, breach of fiduciary duty, appraisal, dissolution, summary proceedings and claims for indemnification and advancement. Mr. Collins also represents clients in a wide variety of business tort, trust, fiduciary and contract actions, including lender liability, joint venture disputes, trade secret, unfair competition and professional liability claims. The Court of Chancery has appointed Mr. Collins to serve as custodian of a deadlocked Delaware Corporation and as a receiver for a commercial complex in loan default. The Delaware Supreme Court has appointed him to the Board of Bar Examiners and as co-chair of the Committee to Revise the Principles of Professionalism for Delaware Lawyers and to develop a Code of Professionalism for Judges.

Representative Experience

- *American International Group, Inc. Consolidated Derivative Litigation*, C.A. No. 769, Del. Ch., Feb. 10, 2009. Representation of AIG officer in shareholder derivative litigation
- *Sinomab Bioscience Ltd., et al. v. Immunomedics, Inc.*, C.A. No 2471-VCS (Del. Ch., June 16, 2009). Representation of pharmaceutical company seeking to protect intellectual property from misuse by former employee.
- *True Position v. Andrew Corporation, Del. Super.*, C.A. No. 70C-12-059-JEB. Representation of telecommunications equipment manufacturer in royalty litigation.
- *In re Trados Incorporated Shareholder Litigation*, Del Ch., C.A. No. 1512CC. Representation of global translation services company in defense of shareholder appraisal action.
- *E.I. du Pont de Nemours and Co. v. Bayer CropScience, L.P.*, (Del.Ch., July 02, 2008)(V.C. Lamb). Representation of DuPont in licensing dispute.

Recognitions

- *Chambers USA*, 2006-2010
- *Benchmark Litigation*, 2010-2011
- *The Best Lawyers in America*®, 2005-2011
- *Delaware Super Lawyers*®, 2007-2010
- *Lawdragon 500 Leading Lawyers in America*, National Finalist, 2010
- *Martindale-Hubbell*, AV Rating
- *Dickinson Law Review*, Board of Editors, Member, 1974-75

Memberships

- Delaware State Bar Association, Executive Council of the Corporation Law and the Corporate Counsel Sections, Member
- Delaware State Bar Association, Professional Ethics Committee, Co-Chair, 1991-95, Member
- Delaware State Bar Association, Judicial Appointments Committee, Member, 2004-Present
- Delaware Judicial Nominating Commission, Member, 2004-2009
- American Bar Association, Business Law, Business Litigation and Litigation Sections, Member
- Children & Families First Delaware, Former President and Chair, 1992-1994, Board of Directors, 1980-Present
- The Office of the Child Advocate, Guardian ad litem on behalf of abused and neglected children
- Delaware Supreme Court Committee to Revise Principles of Professionalism for Delaware Lawyers and to Develop Code of Professionalism for Judges, Co-Chair by Court Appointment, 2003
- Delaware Board of Bar Examiners, Assistant Secretary, 1987-1988, Secretary, 1989-90, and Member, 2002-2007

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As the senior member of the firm's professional liability litigation practice group, Richard Galperin specializes in representing physicians and other providers of healthcare. Over the course of three decades as a practicing trial lawyer, Mr. Galperin has tried more than 100 cases to verdict. He also represents all levels of medical professionals in administrative hearings on licensing, credentialing and other medical-legal issues. Mr. Galperin defends individuals and institutions in medical malpractice claims involving all medical specialties. One of the most experienced medical malpractice attorneys practicing in Delaware, Mr. Galperin is longtime trial counsel to Christiana Care Health System, which operates the two largest hospitals in the state. Mr. Galperin is an elected fellow in the American College of Trial Lawyers, reflecting the determination that he is within the top 1% of trial lawyers in the state. He is currently chairperson for the Delaware Chapter of American College of Trial Lawyers.

Recognitions

- *American College of Trial Lawyers*, Fellow
- *The Best Lawyers In America*®, 2005-2011
- *Benchmark Litigation* 2010-2011
- *Delaware Super Lawyers*® 2009-2010

Current Memberships

- American Board of Trial Advocates, Member
- Delaware State Bar Association, Member
- Defense Counsel of Delaware, Member; Former Secretary, 1989-1990
- American Bar Association, Member

Speaking Engagements

- *Physician's Duty to Report Unprofessional Conduct*. Joint Seminar with The Medical Society of Delaware, Sept 7 and 14, 2010
- *Issues in Medical Malpractice for Radiologists*, Johns Hopkins Hospital, February 17, 2010
- *How To Prepare For Trial*, American Board of Trial Advocates and Delaware State Bar Association, March 19, 2010
- *Ethics in Litigation: Common Pitfalls to Avoid*, Delaware State Bar Association, January 27, 2010
- *Malpractice Issues*, 20th Annual Update In Cardiology, March 7, 2009
- *Young Physicians Seminar*, The Medical Society of Delaware, January 13, 2009

Education

Villanova University School of Law, JD, 1975
University of Delaware, BA, 1971

Bar Admission

Delaware, 1975

Clerkship

Superior Court, New Castle County, Delaware

RICHARD K. HERRMANN**MORRIS JAMES LLP**

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Richard K Herrmann handles many forms of complex litigation, including intellectual property, commercial and technology. Mr. Herrmann has been actively practicing patent litigation in the District of Delaware for more than 15 years. Representative clients have included Alcon, Allied Signal, Allergan, Amgen, Amoco, Borg Warner, Dow, GlaxoSmithKline, Interdigital, Micron, Motorola, and Netscape. Representative law firms have included Finnegan Henderson, Hovey Williams, Kelly Drye, Kirkland & Ellis, Milbank, Paul Hastings, Sidley Austin, and Winston & Strawn. Mr. Herrmann teaches Electronic Discovery for the National Judicial College and Widener University School of Law.

Representative Experience

- *Comcast Cable Communications, LLC v. USA Video Technology Corp.*, 2008 WL 1908612 (D.Del., April 29, 2008).
Patent infringement – digital cable systems
- *Cisco Systems Inc. v. GPNE Corp.*, 2008 WL 1758866 (D.Del., April 17, 2008).
Patent infringement – telecommunications
- *Venetec Inter, Inc. v. Nexus Medical, LLC*, 541 F.Supp. 2d 612 (D.Del., March 28, 2008).
Patent infringement – biomedical technology
- *TV Guide Online, Inc. v. Tribune Media Services*, 2008 WL 979538 (D.Del., March 26, 2008).
Patent infringement – television guide technology
- *Time Warner Cable, Inc. v. USA Video Technology Corp.*, 520 F.Supp. 2d 579 (D.Del., Oct. 31, 2007).
Patent infringement – digital cable systems

Recognitions

- *Chambers USA*, 2010
- *The Best Lawyers in America*®, 2003-2011
- *Benchmark Litigation*, 2009-2011
- *Delaware Super Lawyers*®, 2010
- Recipient of the Daniel L Herrmann Professional Conduct Award, 2009
- *Delaware Today magazine*, Named as one of Delaware's "Power Attorneys", 2004
- Order of the Coif
- *Syracuse Law Review*, Survey Editor

Memberships

- Delaware State Bar Association, Technology Committee, Chair and Computer Law Section, Former Chair
- Richard K. Herrmann Technology Inn of Court, Member
- United States District Court's Technology Committee, Co-chair
- United States District Court's Advisory Committee, Member
- United States District Court's Ad Hoc Committee, Member,
Responsible for drafting the Court's Electronic Discovery Default Standard
- The Justinian Society

Education

Syracuse Law School, JD, *cum laude*, 1971
Syracuse University, BS, with honors, 1969

LEWIS H. LAZARUS**MORRIS JAMES LLP**

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With 25 years of litigation experience, Lewis H Lazarus has served as both lead and co-counsel in complex corporate, commercial and fiduciary matters involving Delaware entities and their managers and owners. Mr. Lazarus practices primarily in the Delaware Court of Chancery where he is frequently involved in expedited proceedings, including actions for temporary restraining orders and preliminary injunctions. He also has been appointed by the court to serve as a special discovery master and as a trustee of a Delaware corporation. Mr. Lazarus writes and lectures on standards of review in conflict-of-interest transactions, intracorporate dispute resolution, and significant developments in Delaware law involving Delaware business organizations. He is fluent in Spanish.

Representative Experience

- *Arkema, Inc. v. Dow Chemical Company*, et al., 2010 WL 2334386 (Del.Ch., May 14, 2010). (VC Parsons) Delaware counsel for plaintiff which obtained mandatory temporary restraining order requiring defendant to comply with capacity reservation agreement.
- *Healey v. Campbell, C.A. No. 5211-VCP* (Del. Ch. 2010)
Represented CEO and board chair of a publicly-traded technology company in defense of claims of breach of fiduciary duty.
- *In Re Audiovox Corporation Derivative Litigation*, Cons. CA No. 787-N (Del. Ch., May 11, 2007) (VC Lamb).
Defended inside directors and acted as lead counsel in defense of derivative claim in which plaintiffs alleged excessive remuneration to the chair of the board of parent and president of subsidiary in a sale of assets transaction.
- *Emerald Partners v. Berlin*, 840 A.2d 641 (Del. 2003), affirming, 2003 WL 21003437, (Del. Ch. Apr 28, 2003).
Represented director defendants in obtaining judgment after trial that defendants proved price was fair and disclosures complete in transaction with controlling stockholder.
- *In Re Siliconix Inc. Shareholders Litigation*, 2001 WL 716787 (Del. Ch., June 19, 2001, revised June 21, 2001) (VC Noble).
Defended company against a stockholder claim to enjoin a tender offer by majority stockholder.

Recognitions

- *Benchmark Litigation*, 2008-2011
- *The Best Lawyers in America*®, 2006-2011
- *Chambers USA*, 2005-2010
- *Delaware Super Lawyers*®, 2007-2010
- *Martindale-Hubbell*, AV rating
- *Phi Beta Kappa Society*
- Office of the Child Advocate, Recognized for Five Years of Pro Bono Service, 2009

Memberships

- Delaware Supreme Court, Board on Professional Responsibility, Member, 2007; Vice-Chair, 2008-present
- Delaware State Bar Association, Council of the Corporation Law, Member
- Richard S. Rodney Inn of Court, Member
- Office of the Child Advocate, Delaware, Guardian ad litem for abused and neglected children
- American Bar Association, Business Law Section and Litigation Section's Class and Derivative Suits Committee, Member
- World Affairs Council of Wilmington, Inc., Officer and Director
- Connecting Generations - Creative Mentoring, Inc., Mentor
- Read Aloud Delaware, Past Chair
- Arthritis Foundation, Delaware Chapter, Past Chair and National Board Member

EDWARD M. MCNALLY



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Edward M McNally focuses his practice on business litigation in Delaware's courts, in both jury and bench trials. At the request of the Delaware Superior Court, he is currently serving as a member of the Superior Court Business/Complex Litigation Committee and the Superior Court Toxic Tort Litigation Committee. A principal drafter of the Delaware Voluntary Mediation Act, Mr. McNally is also experienced in all forms of ADR including mediation, arbitration and mini-trials. Mr. McNally, along with several firm colleagues, is mediation coordination counsel for all states east of the Mississippi River by a Fortune 100 client. He has been nominated by both clients and peers for his corporate and fiduciary litigation practice in publications such as Chambers USA and The Best Lawyers in America® and has received an AV rating by Martindale-Hubbell. The US District Court for the District of Delaware awarded him the Caleb R. Layton III Service Award, in recognition of his "legal acumen, professional decorum, public service." He is a member of the Delaware State Bar Association and is a past chairman of the Corporation Law Section. Mr. McNally also frequently contributes to the Delaware Business Litigation Report, a blog which provides summaries of recent Delaware court decisions relating to business litigation.

Recent Representative Experience

- *Julian v. Eastern States Const. Service, Inc.*
 Represented the plaintiff in his successful recovery of over \$4,000,000 after a trial in late 2009 in The Delaware Court of Chancery.
- *JFE Steel Corporation v. ICI Americas, Inc.*
 Currently representing JFE Steel Corporation as Delaware counsel in litigation against ICI Americas, Inc. and Imperial Chemical Industries Ltd. in the United States District Court of Delaware to recover substantial environmental cleanup costs exceeding \$10 million.
- *Reserves v. Crystal Properties*
 Recovery of attorney fees.

Recognitions

- Delaware Voluntary Mediation Act, Principal Drafter
- *The Best Lawyers in America*®, 2005-2011
- *Chambers USA*, 2005-2010
- *Lawdragon 500 Leading Lawyers in America*, National Finalist, 2010
- *Delaware Super Lawyers*®, 2007-2010
- *Benchmark Litigation*, 2009-2011
- US District Court, District of Delaware, Caleb R. Layton III Service Award, 2007
- *Martindale-Hubbell*, AV Rating

Memberships

- Delaware Superior Court Business Courts Committee, Member by Court Appointment
- Delaware Superior Court Toxic Torts Litigation Committee, Member by Court Appointment
- Court of Chancery Historical Society, Member by Court Appointment
- Delaware State Bar Association, Corporation Law Section, Past Chairman and Vice Chairman
- Richard K. Herrmann Technology Inn of Court, Member
- American Bar Association, Business Law and Litigation Sections, Member
- Lawyers Fund for Client Protection, Past Chairman
- National Alliance on Mentally Illness Delaware, Past President
- Town of Elsmere, Town Solicitor



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Managing Partner: David S Antzis

Litigation Department Chair: Joseph F O'Dea, Jr.

Litigation Department Vice Chairs: Edward J Baines, Cathleen M Devlin, James A Keller, Francis X Riley, III, Thomas S Schaufelberger

Litigation practice:

Saul Ewing's Litigation Department represents publicly traded and privately held companies in a diverse range of commercial litigation matters. Our litigators bring an extensive background of courtroom experience to their cases and have handled high-exposure civil and criminal litigation, including multidistrict and class action cases in numerous jurisdictions and industries. The Department is comprised of nearly 80 litigators who are dedicated to producing a high-quality work product for our clients at reasonable cost. We routinely provide early case assessment and budget estimates to clients to determine the risks and the potential costs of litigation in order to help them make informed decisions. We work rigorously to help our clients achieve their business objectives. We bring our business judgment to bear on problems both in and out of the courtroom. Regardless of the situation, we view our role as being partners with our clients, working together in an effort to achieve the best possible results. Our team has the flexibility, skills and bench strength to defend clients' interests in litigation involving:

- Antitrust
- Bankruptcy
- Breach of Contract
- Civil Rights
- Commercial
- Construction
- Corporate Governance
- Employment including non-competes
- Environmental
- ERISA
- Financial
- Fraud
- Government Contracts
- Higher Education
- Insurance
- Intellectual Property
- Internal and Government Investigations
- Media Defense
- Products Liability
- Real Estate
- Securities
- Telecommunications
- White Collar/Criminal Defense

We have tried cases in federal and state courts (and in arbitration forums) throughout the United States, including trying more than 70 cases over the past three years, with hundreds of cases tried to verdict collectively over the careers of our partners. Among the industries we serve are:

- Construction
- Defense & Aerospace
- Education
- Environmental Services
- Heavy Manufacturing
- Higher Education
- Insurance and reinsurance
- Life Sciences, including Biotech, Pharmaceutical and Medical Device
- Real Estate
- Securities

Firm profile:

Saul Ewing is a full-service law firm with 250 lawyers in nine offices in Pennsylvania, Maryland, New Jersey, Delaware, New York and the District of Columbia. The firm serves businesses throughout the United States and internationally, including recognizable names in corporate America, and an array of closely held and privately held companies, as well as nonprofits. Each office is strategically located to provide clients with access to the full range of resources and services Saul Ewing offers. We staff cases and transactions to meet a client's particular need from our firm-wide network of attorneys.