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**LITIGATION DEPARTMENT
OF THE YEAR,
INTELLECTUAL PROPERTY**
Desmarais



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What are some of the department's most satisfying successes of the past year and why?

All of the litigation work we do is satisfying. Our submission is indicative of the work we did in 2022 and also reflects the diversity of matters that we handle. For example, the Ravgen litiga-

tions and Patent Office practice reflect the work we do for patentee plaintiffs. The Ravgen matters are especially satisfying because we assisted a solo inventor receive some measure of compensation for the widespread use of his invention.

In the same calendar year, we represented an accused infringer, long-time client Intel, in dis-



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district court, at the Patent Office and at the appellate level. In that litigation, our team identified a strategy, persuaded the client to follow that path, implemented a plan, and won summary judgment of non-infringement. That result was especially satisfying because our team demonstrated why clients choose our firm to represent them in high-stakes matters.

A prospective client in crisis calls and asks why your team should be retained. What is your answer? You can be confident that our team is going to put you in the best position to win from the moment you retain us. Moreover, we prepare and litigate anticipating that the case will go to trial. Finally, our team has experience litigating in any forum, be it in district court, the International Trade Commission, the Patent Office or at the appellate level.

What traits do you respect most in opposing firms and lawyers? Our industry is small and includes many repeat players. The odds are that you will work with or for a former adversary at some point. We want to ensure that our lawyers have a reputation for civility and reasonableness. We look for the same thing when dealing with opposing firms and attorneys.

What is the firm doing to ensure that future generations of litigators are ready to take the helm?

Our junior attorneys develop quickly because they get real responsibility from their very first days with the firm. Junior associates are integral parts of every case team, and often take on tasks that would be reserved for senior associates and partners at other firms. That real-world experience allows our attorneys to progress and build their skills more quickly.

Consequently, we give our lawyers opportunities—including trial opportunities—based on their capabilities, not their number of years out of law school. And because of the frequency with which we go to trial, even our relatively junior attorneys typically have trial experience surpassing that of many partners at other firms. That experience provides a deep bench that enables us to outperform our opponents' sometimes significantly larger trial teams.

To that end, we have a formal trial training program that culminates in a multi-day mock jury trial. That program provides associates with an opportunity to put on a full trial every year. In doing so, we ensure that our firm's well-earned reputation continues and that the future generations of litigators at Desmarais are ready to try cases.