

MCANDREWS, HELD & MALLOY, LTD.





## MCANDREWS, HELD, & MALLOY, LTD.

From associates to senior partners, the attorneys at McAndrews, Held & Malloy all share a common vision – to be the best legal resource in America on intellectual property and complex technology matters. Our team of highly trained attorneys, patent agents and technology specialists consistently deliver effective counsel on all matters critical to our clients.

Well known for an unparalleled record of litigation successes – as well as pretrial strategies that often permit our clients to prevail while avoiding trial altogether – our attorneys are also highly regarded for providing exceptional prosecution and transactional services. Our attorneys possess a bachelor's or graduate-level engineering, chemistry, computer science or physics degree, or a Ph.D.-level biotechnology-related degree, and the vast majority are also registered to practice before the U.S. Patent and Trademark Office.

Our firm's successes have also resulted in numerous accolades from the legal media. Some recent examples include:

- McAndrews, Held & Malloy's \$166 million patent litigation award was the third largest in 2002, and one of the top ten largest intellectual property damage awards in U.S. history.

*Intellectual Property Today*, April 2003

- McAndrews, Held & Malloy was recognized as one of the top 10 firms in the country for prosecuting the highest quality medical and electrical patents

*IP Law & Business*, March 2005

- McAndrews, Held & Malloy was recognized by Chambers USA as the leading intellectual property law firm in Illinois

*Chambers USA*, 2005

- Five McAndrews, Held & Malloy attorneys were selected by leading senior practitioners and in-house counsel as some of the world's leading patent law experts.

*Euromoney* Legal Media Group's 2005

*"Guide to the World's Leading Patent Law Experts"*

### MCANDREWS, HELD & MALLOY, LTD.



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PATENT LITIGATION & OTHER INTELLECTUAL PROPERTY SERVICES



## CHEMICAL PRACTICE GROUP

Leveraging a combination of legal, technical and previous professional industry experience, the chemical practice group at McAndrews, Held & Malloy provides clients with one of the most highly qualified and diversified intellectual property and complex technology legal teams in the industry.

Our attorneys have amassed a superior litigation record in the chemical arena, protecting our clients' intellectual property rights in their invaluable product and process technology. These litigation successes are also the base upon which we approach the construction of profitable licensing agreements, as well as the strategic procurement of international patents and trademarks.

Accomplishments on behalf of our clients – ranging from one of the world's leading petrochemical companies to one of the leading manufacturers of specialty chemicals – include:

- Obtaining preliminary and permanent injunctive relief, as well as a multi-million dollar damages award, for a worldwide manufacturer and processor of liquid, powdered and granulated forms of iron oxide.
- Protecting and enhancing the intellectual property assets of an international licensing program for one of the world's leading petrochemical companies.

Our unique ability to work on complex matters as seamlessly with corporate counsel as with the scientists and engineers behind the scenes is a critical element of our success.

- |                                 |                             |
|---------------------------------|-----------------------------|
| □ Litigation                    | □ Trade Secret Protection   |
| □ Licensing                     | □ Patent Interferences      |
| □ Patent Prosecution            | □ Opinions & Investigations |
| □ Due Diligence and M&A support | □ Portfolio Management      |

Adhesives & Coatings

Automotive Air Bag Propellants

Concrete Additives

Electrochemical Fuel Cells

Herbicides

Inks & Dyes

Lubricants & Lubricant Additives

Nanomaterials

Organoclays

Petrochemicals

Petroleum Refining Processes

Pharmaceuticals

Polymers, Catalysts & Polymerization Processes

Polyol Reactants

Silicon Chip Processing Chemicals

Solid Rocket Propellants

Vulcanizing Agents

Water Treatment Chemicals

Wood Preservatives

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## MEDICAL DEVICE PRACTICE GROUP

McAndrews, Held & Malloy's medical device specialists comprise one of the most sought-after and respected patent litigation teams in the country. Possessing unmatched expertise in areas ranging from pacemakers and angioplasty catheters to contact lenses and medical imaging systems, our attorneys have successfully represented industry leaders in multi-million dollar patent disputes.

Enforcing our clients' intellectual property rights, as well as protecting clients who have been unjustly accused of infringement, we have consistently achieved litigation success in jury trials, bench trials and ADR proceedings across the country. Examples of our successes include:

- Obtaining a \$166 million patent litigation award on behalf of one of the world's leading manufacturers of cardiovascular products – the third largest intellectual property damage award in 2002 and one of the top ten largest in U.S. history.
- Convincing the Federal Circuit to affirm summary judgment of noninfringement in a patent case involving angioplasty catheters and stents with sales in excess of \$1 billion.
- Securing \$10 million in damages for one of the oldest state-supported universities on the Pacific coast in a patent infringement action involving sonic oral care technology developed at the university.

In addition to our breadth of knowledge in the medical device industry, our litigation experience enables us to provide superior intellectual property procurement services, as well as other transactional legal services, to our clients.

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|---------------------------------|-----------------------------|
| □ Litigation                    | □ Portfolio Management      |
| □ Licensing                     | □ Patent Interferences      |
| □ Patent Prosecution            | □ Opinions & Investigations |
| □ Due Diligence and M&A Support | □ Technology Transfers      |

Allograft Implants

Angioplasty Catheters

Antibody Production Systems

Blood Cooling Systems

Contact Lenses

Contraceptive Devices

Defibrillators

Hearing Aids

Hospital Beds

Intravenous Administration Sets

Laparoscopic Suction Irrigators

Pacemakers

Peritoneal Dialysis Equipment

Prostheses

Surgical Equipment

Surgical Navigation Systems

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## BIOTECHNOLOGY & PHARMACEUTICAL PRACTICE GROUP

McAndrews, Held & Malloy's biotechnology/pharmaceutical team serves as counsel for multinational corporations, as well as mid-sized, growth-oriented companies and start-ups.

The business-critical insights gained through our litigation successes in diverse intellectual property and complex technology matters enables our attorneys to develop pragmatic strategies for growing and managing our clients' intellectual property portfolios. This litigation experience is also evident in our approach towards the procurement of international patents and trademarks, as well as the development of profitable licensing agreements.

Our commitment to provide clients with superior legal counsel is matched with our diverse, yet specialized, technical knowledge in the complex fields of biotechnology and pharmaceuticals. A majority of our team members hold Ph.D.s in diverse research areas such as organic synthetic chemistry, immunology, molecular biology and biophysics.

In addition, a number of our team members have advanced post-doctoral experience at large universities and academic medical centers. Our breadth of technical and legal strength has enabled us to successfully navigate domestic and international procurement, licensing, and litigation matters in fields including recombinant proteins, monoclonal antibodies and novel antibiotics.

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|---|--|
| <input type="checkbox"/> Litigation           | <input type="checkbox"/> Opinions & Investigations |
| <input type="checkbox"/> Patent Prosecution   | <input type="checkbox"/> Licensing                 |
| <input type="checkbox"/> Portfolio Management | <input type="checkbox"/> Due Diligence and         |
| <input type="checkbox"/> Technology Transfers | M&A Support  |

Antibiotic Pharmaceuticals

Antibody Engineering

Anti-Microbial Agents

Cell Expression Systems

Gene Therapy &  
Replacement Gene Therapy

Genetically Engineered Enzymes

Immunodiagnostic &  
Immunotherapeutic Reagents

Magnetic Resonance Imaging Agents

Medical Diagnostic Tests,  
Devices & Reagents

Monoclonal Antibodies

Nucleotide Probes & Analogs

Pegylation Processes

Peptides & Peptidomimetics

Pharmaceutical Formulations

Recombinant Proteins

Tissue Specific Promoters

Viral Vector Expression Systems

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## ELECTRONICS, COMMUNICATIONS & COMPUTER TECHNOLOGY PRACTICE GROUP

McAndrews, Held & Malloy's electronics, communications and computer technology team delivers superior counsel on intellectual property matters critical to our clients' enterprises. While we enjoy an international reputation for our litigation successes, we also offer a full range of services in areas including patent procurement, licensing and intellectual property portfolio management.

We help our clients develop powerful business opportunities that leverage their intellectual property assets, and develop strategic approaches that build – as well as protect – market share. Throughout all of our work, however, our strength in litigation provides us the experience necessary to provide unmatched insight and service. Some examples of our successes include the following:

- Implementing a litigation and licensing program that resulted in more than one hundred million dollars in revenue for a leading automatic identification equipment company.
- Securing and protecting assets valued in the tens of millions of dollars for one of the leading broadband communications providers in the United States.
- Constructing satellite technology litigation and licensing strategies resulting in revenues of more than a quarter billion dollars for one of the leading global defense electronics manufacturers.

The level of technical and professional training of our attorneys also makes us unique in the intellectual property legal services arena. The quality of our team allows us to work seamlessly, not only with corporate counsel on complex matters, but also with the engineers and technicians creating the technologies.

- |                                 |                        |
|---------------------------------|------------------------|
| □ Litigation                    | □ Portfolio Management |
| □ Licensing                     | □ Technology Transfers |
| □ Due Diligence and M&A Support | □ Investor Relations   |
| □ Patent Prosecution            | □ Patent Interferences |

Air Conditioning Equipment

Audiology Instrumentation

Automated Food Processing Equipment

Automatic Identification Systems

Avionic Equipment & Technology

Broadband Communications

Casino Gambling Machines

Computer Hardware & Software

Electronic Circuitry

Hand-Held Computers

Medical Imaging &  
Computer-Aided Diagnostics

Microprocessor-Controlled Medical Devices

Microwave Appliances

Night Vision Intensifiers

Satellite Technology

Telecommunications Equipment

Telephone Network Switching Systems

Voice, Video & Data Networking

Wireless Communications

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*McAndrews, Held & Malloy was one of only three intellectual property and technology firms in the nation to be included in Kimm Alayne Walton's book, "America's Greatest Places to Work With A Law Degree."*



## MCANDREWS, HELD, & MALLOY, LTD. CAREER OPPORTUNITIES

McAndrews, Held & Malloy's recruiting efforts are designed to achieve one goal – to attract the most exceptional intellectual property and technology-focused attorneys the legal world has to offer. Growing steadily at an attorney-by-attorney pace rather than by merger or acquisition, our firm today is regarded as one of the most successful litigation-focused mega-boutiques in the industry.

### REAL-WORLD EXPERIENCE

The success of our summer associate program has helped fuel our growth. Each year, the program attracts some of the brightest law school students in the nation, all of whom bring advanced technical training and/or academic degrees along with their legal credentials. More than 75 percent of our current partners began their careers with us as summer associates.

Continually developing our summer associates to be the best in the field, each is partnered with two attorneys – an associate and a board member – who serve as resources on all aspects of the firm and its practice. Our summer associates work on assignments of importance to our clients and our firm, including researching a variety of legal topics, drafting briefs and legal memoranda, as well as preparing for and attending depositions, trials, hearings and appellate arguments. In addition, due to our firm's partnership with the Legal Aid Foundation, our summer associates assist with SSI appeals for disabled children, as well as with cases involving the Violence Against Women Act.

Due to our firm's active role among legal and other professional and industry trade associations, our summer associates are kept aware of the latest legal developments that might impact our clients. Our firm provides summaries of Federal Circuit

decisions as they are issued, as well as advance sheets for all published patent, trademark, copyright and antitrust decisions. We also encourage our staff to take an active role in Continuing Legal Education programs to ensure that we remain a constant source of superior counsel to our clients.

### WORK HARD, PLAY HARD

Golf outings, major league baseball games, picnics and scavenger hunts throughout Chicago are just some of the activities that McAndrews, Held & Malloy summer associates enjoy. At these functions and at other informal gatherings, our summer associates learn more about the firm in a relaxed environment and get better acquainted with senior attorneys on a more personal level.

### JOIN OUR TEAM

We seek highly motivated individuals who possess excellent academic credentials, as well as outstanding communication skills. We also prefer applicants with a bachelor's or graduate-level engineering, chemistry, computer science or physics degree, or a Ph.D.-level biotechnology-related degree.

Additional information on our summer associate program can be found at <http://www.mhmlaw.com>. Attorneys and law clerks should mail or e-mail a resume, transcripts and a writing sample (if appropriate) to Debi Lietz, Recruiting Coordinator, at [dlietz@mhmlaw.com](mailto:dlietz@mhmlaw.com).

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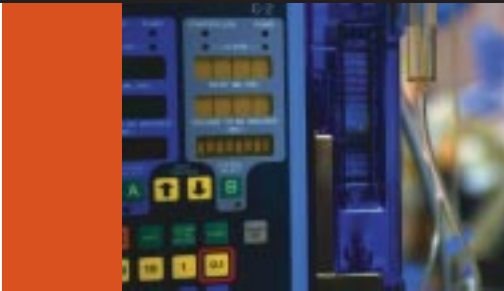


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## ABOUT THE FIRM

McAndrews, Held & Malloy is one of the nation's preeminent legal resources for intellectual property and technology matters. Our attorneys serve as counsel of choice for companies and institutions ranging from major multinationals and start-ups to world-class colleges and universities.

Best known for our unparalleled record of litigation successes, including our \$166 million patent litigation award that is recognized as one of the top ten largest intellectual property damage awards in U.S. history, we also provide clients a full range of intellectual property procurement, portfolio management, and transactional legal services.

The successful results obtained on behalf of our clients have led to our continual growth, which has been accomplished at an attorney-by-attorney pace rather than by merger or acquisition. Our attorneys are known for their clear and effective communication skills, their expertise and training in engineering and science, their passion for technology law, their command of winning business strategies, and their tenacity - both inside and outside of the courtroom

At McAndrews, Held & Malloy, we take great pride in our people, the partnerships we have built with clients, and the firm's reputation as one of the most effective and admired guardians of intellectual property and technology rights in the nation.

**McAndrews, Held & Malloy's \$166 million patent litigation award in 2002 is one of the top ten largest in U.S. history.**

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**“The empires of the future are  
the empires of the mind.”**

*Winston Churchill*



## LITIGATION SUCCESS

McAndrews, Held & Malloy was ranked as one of the top 20 most active patent litigation practices in the nation for 2002.

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“A jury consists of twelve persons chosen to decide who has the better lawyer.”

*Robert Frost*

Strategically located to serve our coast-to-coast clientele, McAndrews, Held & Malloy offers clients one of the finest intellectual property and technology litigation teams in the country. Our firm's primary areas of practice include:

- Patents
- Trademarks
- Copyrights
- International Trade Commission
- Antitrust
- Trade Secrets
- Contracts
- Unfair Competition

Enforcing our clients' intellectual property rights, as well as protecting clients who have been unjustly accused of infringement, we have consistently achieved litigation success in jury trials, bench trials and ADR proceedings across the country. Our attorneys have also handled scores of appeals before the Federal Circuit and other appellate courts, as well as before the United States Supreme Court. In addition, our litigation teams develop pretrial strategies that often permit our clients to prevail while avoiding trial altogether. Important firm victories include:

- A \$166 million patent litigation award on behalf of one of the world's leading manufacturers of cardiovascular medical products was the third largest in 2002, and one of the top ten largest intellectual property damage awards in U.S. history.
- The Federal Circuit affirmed summary judgment of noninfringement in favor of our client, one of the world's leading medical device manufacturers, in a patent case involving angioplasty catheters and stents with sales exceeding \$1 billion.
- A jury found infringement under the doctrine of equivalents and awarded \$17.2 million in damages to our client, a leading manufacturer of paper-making equipment.



## LITIGATION TALENT

Our unique ability to simplify and communicate intricate matters and concepts during litigation is critical to our clients' success. Our attorneys are equipped with technical degrees in fields ranging from chemistry, electrical engineering and physics to Ph.D.-level biotechnology. Many also possess previous professional experience working in the highly specialized industries we serve.

Our experience and expertise enables us to serve as powerful partners to our clients' corporate counsel, while also allowing us to work closely with the technicians and engineers behind the scenes. Our approach has resulted in praise, not only from our clients, but also from the federal judges who hear our arguments:

- "That was, without a doubt, the finest opening statement I have ever heard in my entire career, both on the bench and in trial practice. Your final arguments were superb. You have demonstrated one of the finest pieces of representation that I have ever had the pleasure to see."
- "It's not often that jurors get to see the very talented, internationally known lawyers you have had the chance to witness in this trial."
- "Your team out-prepared, out-researched, out-briefed and out-argued the other side, which had three or four times as many lawyers committed full-time to the case."

McAndrews, Held & Malloy attorneys are often asked to publish their views and analyses in the field of intellectual property law, and are also frequent lecturers and guest speakers before local and national bar associations, professional organizations, Fortune 500 companies, law schools and universities.

**Aerospace**

**Avionics**

**Biotechnology**

**Chemistry**

**Computer Hardware & Software**

**Electronics**

**Energy**

**Internet & Information Technology**

**Mechanical Systems**

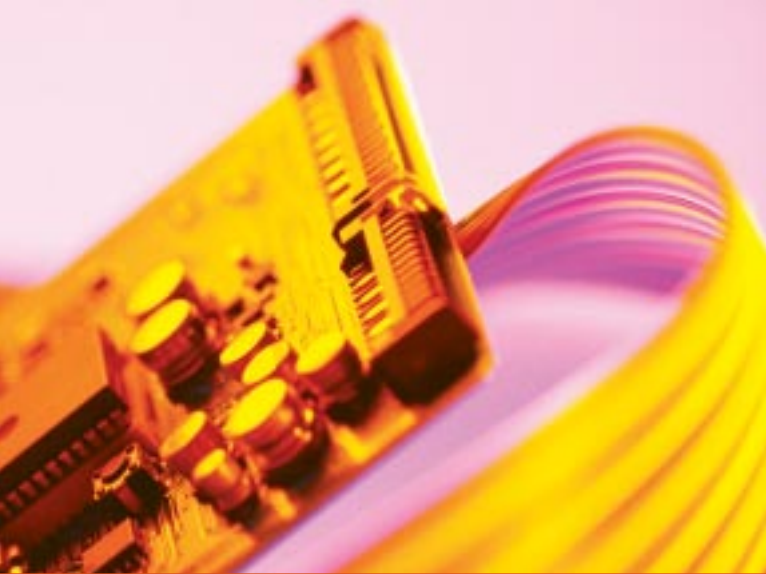
**Medical Devices**

**Optics**

**Pharmaceuticals**

**Satellite Systems**

**Telecommunications**



**“McAndrews, Held & Malloy possesses extraordinary skill in patent law matters and is very client-sensitive and responsive. Overall, the firm is one of the best I have ever encountered.”**

*Senior Vice President, Secretary & General Counsel*

**“Discovery consists of looking at the same thing as everyone else does and thinking something different.”**

*Albert Szent-Gyorgyi*

## COMPREHENSIVE CAPABILITIES

### PATENT AND TRADEMARK PROCUREMENT AND PORTFOLIO MANAGEMENT

McAndrews, Held & Malloy helps clients manage critical intellectual property assets in a manner that both minimizes risk and maximizes opportunity. Our strong litigation background provides us with a unique perspective into the patent and trademark prosecution process, allowing us to prepare applications that preempt potential challenges. Our firm's primary areas of practice include:

- Patent Interferences
- Reexaminations & Reissues
- Protests
- Public-Use Proceedings
- Trademark Oppositions & Cancellations

Our experience in areas ranging from mechanical systems and chemical compounds to electrical systems and medical devices also translates into superior portfolio management capabilities. We enable our clients to better capitalize on business objectives, and often find them new opportunities for revenue growth.

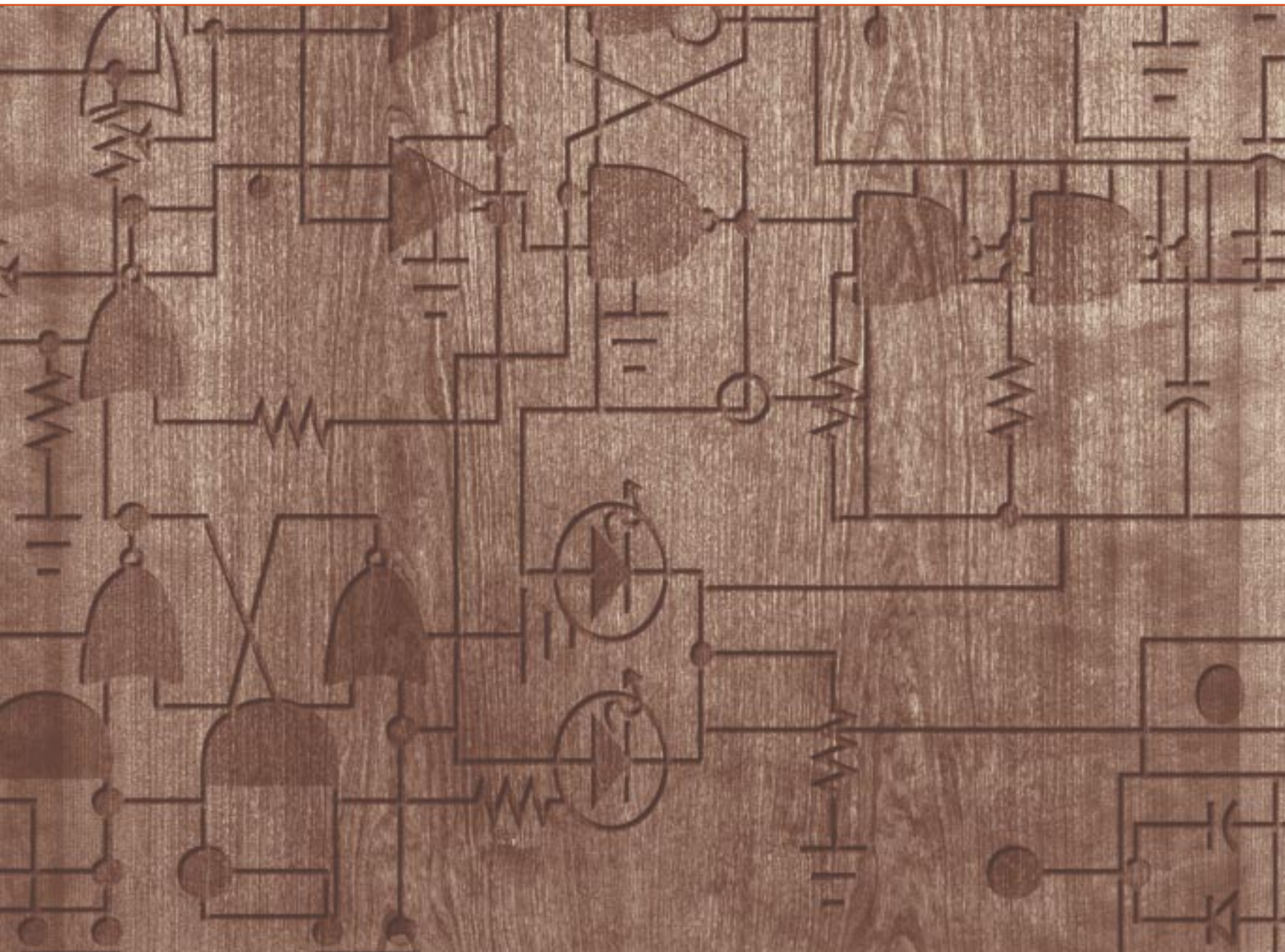
### TRANSACTIONAL SERVICES

The same levels of intensity and focus we apply to our litigation and procurement assignments are maintained in our transactional work. From establishing international licensing agreements to providing superior merger and acquisition counsel, the attorneys at McAndrews, Held & Malloy assist clients in a wide range of specialized services, including:

- Intellectual Property/Technology Opinions & Investigations
- Due Diligence and M&A Support
- Technology Licensing & Joint Ventures
- Technology Transfers & Donations



**SUPERIOR TEAM. SUPERIOR PERFORMANCE. SUPERIOR PARTNER.**





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