Law360's Legal Lions Of The Week

By **Kevin Penton**

Law360 (May 19, 2023, 3:29 PM EDT) -- Clement & Murphy PLLC rises to the top of Law360's Legal Lions in a week with several high-profile U.S. Supreme Court decisions, after the justices held that a patent covering a class of processes must provide enough information for the invention's full scope to be replicated.

Stroock & Stroock & Lavan LLP, Kirkland & Ellis LLP and Arnold & Porter worked with Clement & Murphy on **Thursday's win** for Sanofi and Regeneron Pharmaceuticals, in a dispute over Amgen antibody patents. Sanofi and Regeneron are represented by Paul D. Clement, C. Harker Rhodes IV and Mariel A. Brookins of Clement & Murphy, David K. Barr of Stroock & Stroock & Lavan, George W. Hicks Jr. and Nathan S. Mammen of Kirkland & Ellis and Matthew M. Wolf, Daniel L. Reisner, Deborah Fishman and Victoria L. Reines of Arnold & Porter.

Williams & Connolly LLP painted itself near the top of this week's list after convincing the high court that Andy Warhol's portraits of music icon Prince do not fall under copyright's fair use doctrine. The justices in a **7-2 ruling** on Thursday affirmed a Second Circuit decision finding that Warhol's work shared the same commercial purpose as the original photo of Prince taken by Lynn Goldsmith, Williams & Connolly's client. Goldsmith is represented by Lisa S. Blatt, Thomas G. Hentoff, Sarah M. Harris, Kimberly Broecker, Aaron Roper and Patrick Regan of Williams & Connolly.

Bernstein Litowitz Berger & Grossmann LLP and Cohen Milstein Sellers & Toll PLLC served as lead counsel for investor plaintiffs as Wells Fargo agreed to pay $1 billion to settle a proposed class action accusing it of misrepresenting its progress overhauling its internal controls and compliance. The deal, unveiled on May 15, would rank among the **largest securities settlements** of all time. The class is represented by Laura Posner, Steven Toll, Julie Reiser, S. Douglas Bunch and Molly Bowen of Cohen Milstein, John Browne, Jeroen van Kwawegen, Michael Blatchley, Robert Kravetz, Jonathan Uslaner and Lauren Cruz of Bernstein Litowitz and Robert Klausner of Klausner Kaufman Jensen & Levinson PA.

With a $675 million infringement verdict against Intel potentially at stake, WilmerHale represented the technology giant as the Patent Trial and Appeal Board determined on May 12 that the VLSI patent on microchip technology at issue is **invalid because of obviousness**. Intel is represented by Benjamin Fernandez, David Cavanaugh and Steven Horn of WilmerHale.

Williams & Connolly and WilmerHale each make a second appearance on this week's list after the Supreme Court on **Thursday** threw out a lawsuit saying Twitter violated the Anti-Terrorism Act by aiding and abetting the Islamic State group, saying the terrorism-related claim was not plausible. In a separate but related case, the high court also found that a lawsuit alleging Google's YouTube unit actively recommended ISIS content to susceptible users via its algorithms "appears to state little, if any, plausible claim for relief." Twitter is represented by Seth Waxman of WilmerHale. Google is represented by Lisa Blatt of Williams & Connolly.

Latham & Watkins LLP and Young Conaway Stargatt & Taylor LLP successfully represented Oracle Corp. founder Lawrence J. Ellison and CEO Safra Catz in a case before the Delaware Chancery Court involving allegations that the company overpaid for NetSuite Inc. in 2016. Vice Chancellor Sam Glasscock III found on May 12 that Ellison **did not use** "his outsized influence" at Oracle to buy NetSuite at a premium and that he withdrew from the merger negotiation process in time for a special board committee to take over. Vice Chancellor Glasscock also absolved Catz of liability. Ellison and Catz are represented by Peter A. Wald, Blair Connelly, Topher Turner, Kevin McDonough, Adam Shamah, Nathan Taylor, Eric Pettis, Jarred Muller, Emily Orman, Elizabeth Stasny, Sara-Gail Prudenti,

and Clarissa Lu of Latham & Watkins and Elena C. Norman, Richard J. Thomas, and Alberto E. Chávez of Young Conaway.

Davis Polk & Wardwell LLP advised a group led by Apollo Global Management LLC co-founder Josh Harris as they announced on May 12 their agreement to buy the Washington Commanders for **$6.05 billion** from Daniel and Tanya Snyder, who were advised by Cravath Swaine & Moore LLP. The Snyders are represented by a Cravath team led by M&A partners Mark I. Greene, Aaron M. Gruber and Ryan J. Patrone; financing partner Stephen M. Kessing; tax partners J. Leonard Teti II and Andrew T. Davis; intellectual property partner David J. Kappos; executive compensation and benefits partner Jonathan J. Katz; regulatory partner Margaret T. Segall; and environmental partner Matthew Morreale. Harris and partners are represented by a Davis Polk team including corporate partners Neil Barr, Brian Wolfe and Darren M. Schweiger; finance partner J.W. Perry; real estate partner Brian D. Hirsch; executive compensation partner Adam Kaminsky; and litigation partners Martine M. Beamon and Dana M. Seshens.

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