



## Commercial Litigation

WilmerHale's team of commercial litigators delivers exceptional results leveraging decades of experience in everything from bet-the-company litigation to breach of contract disputes. We are battle-tested trial lawyers with track records of success in front of judges, juries, and arbitrators around the world. We are trusted advisors skilled at managing high-profile, sensitive, and complex matters. We help clients facing extraordinary challenges and business disputes of all kinds. We focus single-mindedly on our cases, and we win.

### PRACTICE AT A GLANCE

- Companies across nearly every industry routinely trust us with litigation that presents significant financial or reputational risks.
- With trial-ready lawyers in the United States and Europe, our group has handled nearly every type of complex commercial litigation, including class actions, mass torts, multi-district litigation, breach of contract matters, and cases alleging fraud and violation of consumer protection statutes. We represent the world's leading companies in the areas of technology, financial services, life sciences, telecommunications, and beyond.
- *Chambers*, *Best Lawyers* and other leading legal industry publications consistently recognize the quality of our litigation talent, which includes some of the world's premier international arbitration and dispute resolution practitioners.
- Clients benefit from our expertise with the regulatory environment in which they operate, our political acumen, and our deep experience with state, federal, and international tribunals. They also prize our collaborative spirit, our tenacity, and our success at helping them navigate some of their most significant litigation challenges.

**“WilmerHale is high quality top to bottom. They take on the hardest cases and get terrific results.”**

**“WilmerHale has an incredibly deep bench of super smart, experienced, and highly respected litigators. They're able to staff a matter leanly and then beef up the team as needed for key moments.”**

— Testimonials  
General Commercial Disputes  
*Legal 500*, 2024



**Ranked tier 1 nationally  
for commercial litigation.**

— *U.S. News – Best Lawyers®*  
Best Law Firms 2021–2024



**Ranked among the top firms  
in the United States for General  
Commercial Litigation.**

— *Benchmark Litigation*, 2024

## EXPERIENCE

- Secured a victory for the **New York Times and its former editor** in libel action brought by former Alaska governor Sarah Palin. We handled the re-trial after the initial verdict was overturned on appeal. We architected a simplified and focused trial strategy which resulted in no liability after less than two hours of jury deliberation.
- Secured a major class action victory for **Meta Platforms** by obtaining dismissal—which was upheld by the Ninth Circuit—of antitrust claims challenging its acquisitions of Instagram and WhatsApp and its policies governing developer access to Facebook’s platform.
- Obtained a decisive victory for **Tesla** when the Second Circuit affirmed dismissal of a class action challenging Tesla’s representations about its advanced driver assistance systems.
- Represented **Norfolk Southern** as lead counsel in litigation arising from the 2023 East Palestine train derailment, including a consolidated class action involving nearly 500,000 individuals.
- Defending **Tetra Tech** against thousands of individual claims alleging exposure to contamination at Hunters Point Naval Shipyard.
- Successfully defended **11 global financial institutions**—including UBS Financial Services, JPMorgan Securities, and Merrill Lynch—in three actions brought by insurers concerning underwriter due diligence for Puerto Rico bond offerings. The trial court granted motions to dismiss in two actions; the appeals court, for the third action, reversed the denial and granted the motions; and all dismissals were affirmed on further appeal.
- Secured a complete victory for **Bank of America** in California federal court when the court dismissed with prejudice a putative class action and derivative claims.
- Won a significant victory for **Casdin Capital** in Delaware Chancery Court, where plaintiffs sought to enjoin a proposed merger. After expedited discovery and a hearing, the Vice Chancellor denied plaintiffs’ motion for a preliminary injunction, and the shareholders thereafter approved the transaction.
- Obtained victory for **T-Mobile** and **Deutsche Telekom** in a landmark antitrust trial. Attorneys general from 13 states and the District of Columbia had sought to enjoin the merger of T-Mobile and Sprint.
- Secured a more than \$100 billion arbitration award for breach of contract—paid in full by the losing party—for a **major medical device manufacturer**.
- Secured the dismissal of billions of dollars in fraudulent transfer and unjust enrichment claims for **global financial institutions** in the Southern District of New York and on appeal.

technology  
commercial litigation  
m&a  
labor  
appellate  
competition  
class action  
life sciences  
education  
healthcare  
employment  
real estate  
telecommunications  
white collar  
antitrust  
financial services

**“WilmerHale’s attorneys are very knowledgeable, thorough, and have deep expertise in the law.”**

— Testimonial  
Litigation: General Commercial  
*Chambers USA*, 2024

**For more information, please contact:**

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