



Jordan L. Hirsch

PARTNER

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Jordan Hirsch focuses on intellectual property and commercial litigation. He has represented clients—such as Intel, Bank of America, Vanguard, Infineon and Eastman Kodak Company—in jurisdictions across the country. He has successfully tried multiple patent infringement and commercial litigation cases in federal district courts and before the International Trade Commission (ITC). He has also argued appeals to the First Circuit Court of Appeals.

Among other victories, Mr. Hirsch has recently: prevailed in multibillion-dollar patent infringement trials in the District of Delaware and the Western District of Texas; achieved a summary determination victory for his client in an ITC investigation; obtained summary judgment of no damages in a patent infringement action; achieved summary judgment of non-infringement in multiple patent cases in district courts in Delaware and California; and achieved favorable jury verdicts after trials in the Southern District of New York and the District of New Hampshire.

Mr. Hirsch is a member of WilmerHale's Boston Hiring Committee and the Associates Committee.

Solutions

Litigation

Intellectual Property Litigation

Trials

Experience

Achieved a trial victory on behalf of Intel Corporation in a patent infringement suit in which the plaintiff sought \$2 billion in damages from our client for alleged infringement of a patent relating to microprocessor circuits. Shortly prior to trial, the District of Delaware granted our client's motion to exclude the testimony of plaintiff's primary damages expert. After a six-day trial, the jury found no infringement on all eight asserted claims.

Achieved a trial victory on behalf of Intel Corporation in a patent infringement suit in the Western District of Texas, again involving a multibillion-dollar damages claim.

Prevailed in a trademark infringement action in the Northern District of California on behalf of a semiconductor company. The defendant agreed to drop its EU, US and Canadian trademark applications, never re-file similar trademark applications in any jurisdiction, and pay damages to our client.

Obtained a victory on behalf of a cloud-based software company in a patent infringement action involving a device and method for organizing digital images filed by a non-practicing entity. Favorable jury verdict in breach of contract, trade secret trial in District of New Hampshire relating to manufacture of computer mouse products.

Obtained a summary judgment of no damages on behalf of a client in patent infringement action in the District of Delaware.

Argued an appeal of a preliminary injunction award in the First Circuit Court of Appeals and obtained an affirmance for our client on all rulings.

Obtained a summary judgment of non-infringement on behalf of a client in patent infringement relating to digital camera technology.

Obtained a summary judgment of invalidity of biopsy device patent on behalf of patent infringement defendant.

Obtained a jury verdict invalidating two medical device patents asserted against our client in Southern District of Ohio.

Obtained a summary judgment on behalf of our client in a breach of contract action in Southern District of New York, resulting in a multimillion-dollar damages award.

As first-chair trial counsel, obtained a ruling enforcing sanctions award against patent infringement plaintiff who sued our client in District of Massachusetts.

Helped secure a precedent-setting outcome for pro bono client Lisa Ricchio in a case under the Trafficking Victims Protection Act. The team won groundbreaking precedent from the First Circuit, confirming that hotels/motels can be held civilly liable when they turn a blind eye to trafficking.

Recognition

- Selected by peers for inclusion in *Best Lawyers in America* for patent litigation (2024).
- Named to *Boston Magazine's* Top Lawyers list in 2022 in the area of Intellectual Property Rights.
- Was on the WilmerHale team honored as Litigation Team of the Year by the Human Trafficking Legal Center in 2020 for its precedent-setting representation of pro bono client Lisa Ricchio.
- Named a "Massachusetts *Super Lawyers* Rising Star" for litigation in the 2014 issue of *Boston Magazine*.
- Named to the Lawdragon 500 Leading Litigators in America list.

Credentials

EDUCATION

JD, Harvard Law School, 2004

cum laude

BA, Political Science, Columbia University, 2001

summa cum laude

Phi Beta Kappa

ADMISSIONS

Massachusetts