



Commercial Litigation & Disputes

Winston represents clients in virtually every type of dispute that could arise from operating a business. While our primary objective is to protect our clients from the need to engage in litigation and enter the courtroom, we take pride in our heavyweight litigation experience and the knowledge that corporate America has repeatedly retained us not just for “bet-the-company” trials, but for “bet-the-industry” cases as well. Our commercial litigators’ track record of success earned the team a national Tier 1 ranking in Best Law Firms® 2023. Our practice is anchored by seasoned litigators, many of whom have been recognized by in-house counsel and their peers as top practitioners in their fields.

Our paramount goal is to meet our clients’ legal and business objectives. As a litigation powerhouse, we offer deep bench strength and experience to handle complex disputes—through both litigation and arbitration or trial and on to appeal—across the full range of legal issues. We have a proven ability to coordinate many matters simultaneously in the United States and beyond. We offer state-of-the-art technology solutions for cost-effective litigation management, including in-house eDiscovery tools and services for early case assessment and data collection, processing, hosting, and review.

At the core of our complex commercial litigation practice, we represent clients in negotiating, interpreting, terminating, and—when necessary—litigating and arbitrating contracts involving competitors, distributors, customers, vendors, and myriad other parties and counterparties. We defend and prosecute contractual claims and related tort, fraud, and statutory actions arising from all types of business agreements—such as purchasing and licensing deals, loan and insurance contracts, and trade secret and non-compete accords. We have deep experience litigating matters involving claims of breach of non-compete and non-disclosure agreements that often involve related trade-secret claims.

Our experience with business-to-business litigation also includes business torts, such as tortious interference with contract or prospective business relations; unfair competition; restraint of trade; misrepresentation/fraud; commercial

disparagement and trade libel; and breach of fiduciary duty (in some instances), among other claims. We have particularly notable experience litigating widely reported defamation actions—for both plaintiffs and defendants—involving very substantial alleged damages exposure.

Key Contacts

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Related Capabilities

Advertising Litigation	Antitrust/Competition	Class Actions & Group Litigation
eDiscovery & Information Governance	Environmental Litigation & Enforcement	
Financial Services Litigation	Intellectual Property	Labor & Employment
Litigation/Trials	Product Liability & Mass Torts	Restructuring & Insolvency
Securities, M&A & Corporate Governance Litigation		
Trade Secrets, Non Competes & Restrictive Covenants	Energy	Infrastructure

Recent Experience

Winston Secures Complete Defense Judgment for Alphatec in Prolonged Litigation Battle

Agreement Between 119 Institutional Investors and the Company Vivendi SE

NuVasive's Claims Dismissed: Alphatec Spine Wins Jury Verdict

Winston Defeats Halliburton Patent-Infringement Lawsuit Over Electric Fracking Technology at Trial in Waco

Secured Pivotal Summary Judgment Win for Pioneer Natural Resources in Environmental Contamination Dispute

Secured Settlement for Fox on Brink of Trial in High-Profile Defamation Litigation Brought by US Dominion Voting Systems

Secured Nearly US\$105M Trial Victory Against Ford Motor Co.

Winston Resolves Class Action Involving Automotive Navigation Software Advertising Claims

First-of-its-Kind Slack-Fill Class Action Dismissed, Affirmed on Appeal

Secured Landmark Victory for BPI Against ABC News in Massive Defamation Case

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APRIL 21, 2025

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DECEMBER 18, 2024

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Alexandra Chopin Speaks on “Top 10 Negotiating Mistakes Litigators Make”

NOVEMBER 19, 2024

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How Will the U.S. Election Results Impact Your Financial Services Businesses and Clients?

NOVEMBER 15, 2024

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Winston Merits 98 Tier 1 Rankings in the 2025 Edition of Best Law Firms®

NOVEMBER 7, 2024