

## ITC – Section 337

The United States International Trade Commission (ITC) is an increasingly popular venue for patent infringement litigation. More and more companies are seeking to halt importations of infringing products into the United States by turning to the ITC for expedited relief. Section 337 investigations conducted by the ITC provide complainants with a “fast track” to remedy IP matters that typically go to trial within 10 months. Since many Section 337 cases go to trial, selecting an ITC litigation team with a command of the technology, patent law, and specialized procedural practice is extremely important. We have handled more than 100 cases before the ITC.

Our experienced team includes a number of attorneys who have first-chaired successful ITC trials, a former U.S. patent examiner, and more than 60 attorneys with technical degrees in engineering (electrical, computer, chemical, biomedical) and physics, among other areas. We have the education and industry experience to litigate complex patent technologies, navigate the specialized procedural law, and formulate and execute the strategies necessary to succeed at the ITC.

We have acted for both complaints and respondents, representing clients in a wide range of technologies, including wireless telecommunications, smartphones, digital signal processors, electronic design automation tools, microprocessors, memory devices (NAND/NOR Flash Memory, DRAMs, SRAMs, and EPROMs), modems, semiconductor fabrication processes, semiconductor lasers and LEDs, optical waveguide fibers, and computer architecture and networking equipment. Our experience also extends to medical devices, industrial equipment, alkaline batteries, touchscreen technology, digital cameras and imaging, and a wide variety of consumer products.

We have handled cases involving standard essential patents (SEPs) that cover the industry-standard specifications for cellular communications. The ITC is at the leading edge of handling patent owner obligations to license SEPs on fair, reasonable, and non-discriminatory (FRAND) terms. We are highly experienced with FRAND issues in patent disputes at the ITC.

## Key Contacts

[Brian E. Ferguson](#)

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[Kathi Vidal](#)

“Respected patent litigation group with a formidable range of first-chair attorneys, prized for its trial capabilities before the ITC and PTAB as well as district and federal courts.”

*Chambers USA*

“Winston & Strawn team is remarkably organized and capable of handling the intensive tidal wave of details that comes with any ITC litigation.”

*The Legal 500 US*

## Related Capabilities

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Intellectual Property

Patent Litigation

IP Licensing & Due Diligence

International Trade

Antitrust/Competition

Trade Secrets, Non Competes & Restrictive Covenants

International Arbitration

Cryptocurrencies, Digital Assets & Blockchain Technology

## Resources

[WacoWatch](#)

## Related Insights & News

### CLIENT ALERT

Federal Circuit’s *Lashify* Opinion Significantly Expands Cognizable Investments Under the ITC’s Domestic Industry “Economic Prong” Requirement

MARCH 6, 2025

**CLIENT ALERT**

**ITC Adopts First Significant Rule Changes Since 2018**

JANUARY 16, 2025

**CLIENT SUCCESS**

**ITC ALJ Issues Win for AMD**

JANUARY 25, 2024

**NEWS**

**Robert Kang Selected as a 2023 Federal Circuit Bar Association Global Fellow**

JANUARY 10, 2023

**CLIENT ALERT**

**CHIPS and Science Act May Impact Section 337 Investigations at the ITC**

AUGUST 17, 2022

**RECOGNITIONS**

**Winston & Strawn Recognized in *The Legal 500 U.S.* 2022**

JUNE 8, 2022

**RECOGNITIONS**

**Kathi Vidal Selected to *Managing IP's* Top 250 Women in IP 2021**

OCTOBER 1, 2021

**BLOG**

**What Dealmakers Need to Know About CFIUS and Semiconductors**

JULY 21, 2021

**RECOGNITIONS**

**Winston Recognized in 2020 *IAM Patent 1000* Rankings**

JUNE 25, 2020

**RECOGNITIONS**

**Winston Partners Named to *Benchmark's* "Top 250 Women in Litigation"**

AUGUST 2, 2019

**BLOG**

**Winston Launches Global Trade & Foreign Policy Insights**

JULY 17, 2019

**RECOGNITIONS**

# Winston Recognized in 2019 *IAM Patent 1000* Rankings

JUNE 18, 2019