

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, as well as a former ITC senior investigative attorney, former U.S. patent examiners, and more than 50 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

[Thomas Lewis Jarvis](#)

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“ 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 handing the intensive tidal wave of details that comes with any ITC litigation. ”

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