Experienced litigation, IT, intellectual property and commercial lawyers collaboratively resolving complex IT disputes.

Today’s business disputes frequently involve, directly or indirectly, computer software and information technology. These disputes routinely turn on the performance of computer hardware and/or software, online transactions, traditional proprietary rights (including domain names and trademarks) and emerging rights in data.

Understanding the technology in IT and the environments in which it is developed, deployed and exploited can be critical to resolving such disputes successfully. Calfee’s experienced litigation, IT, intellectual property and commercial lawyers assist clients with their IT disputes throughout the mediation, arbitration or litigation process in state or federal courts.

NOTEWORTHY

Chambers USA, Band 3 Ranking in Litigation: General Commercial (Ohio)

For well over a decade, our Litigation group and individual litigation attorneys have been ranked and recognized by Chambers USA. In 2020, Chambers USA researchers noted that the team "frequently advises on plaintiff and defense-side commercial litigation matters, offering considerable strengths in securities, product liability, antitrust and construction disputes." They also offer experience in white-collar investigations and litigation, "defending a range of individuals and businesses facing regulatory enforcement actions." And they represent "clients in sectors including healthcare, financial services and manufacturing."

"One client praises the team as ‘experienced, insightful, practical, efficient and client-oriented.’ They continue, ‘When you pose a question, you can rest assured that they will respond promptly with cogent, clear and practical responses.’"

"Another client praises the Litigation group for providing ‘high-quality and cost-effective legal advice; the team has been crucial to our litigation defense, and we have been very happy with all of their efforts.’"
Chambers researchers noted that a commentator stated, "This is an excellent firm that does a great job for us. The team is cost-effective, practical and has strong expertise."

**U.S. News – Best Lawyers “Best Law Firm” Rankings**

Calfee was selected for inclusion in the 2020 “Best Law Firms” rankings by U.S. News – Best Lawyers in America in several Litigation practice areas.

**Benchmark Litigation Rankings**

Calfee has been selected for inclusion by Benchmark Litigation 2020 as a "Recommended" litigation firm in Ohio. Several of Calfee’s Litigation attorneys have been ranked as Leading Litigators by Benchmark Litigation 2020.

**EXPERIENCE**

- Represented software vendor in construction sector against patent infringement claims, successfully invalidating patent in federal district court and prevailing on appeal in Court of Appeals for the Federal Circuit.
- Represented public agency in action against software vendor in voting technology arena, resulting in multi-million-dollar settlement.
- Represented major software vendor in real estate management industry in successfully enforcing rights in software against former licensee.
- Represented software vendor in clinical trial industry in cross-disputes over proprietary rights in multiple federal district court actions.
- Represented numerous businesses in connection with software license compliance audits by the Business Software Alliance, Software Information Industry Association and individual vendors (e.g., Microsoft).
- Representing artist/creator against violation of proprietary rights in content of major video game.
- Represented developer of MPEG II video codecs in litigation over proprietary rights with multinational telecommunications enterprises; resolved dispute through settlement agreement (including cross-licenses).
- Represented public agency in federal court over failure of vendor to meet performance requirements in development and delivery of large, integrated data collection, management and reporting system, involving hardware, software, system design, and integration services.
- Represented major financial services enterprise in arbitration of dispute over performance and proprietary rights in custom software for processing and tracking consumer financial information.
INFORMATION TECHNOLOGY LITIGATION (CONTINUED)

- Assisted large online service provider with responses to subpoena seeking information concerning the identity of anonymous posters.

SERVICES

Information Technology Performance

Hardware and software performance problems and unsatisfactory online services can be disastrous for both customers and providers. We assist clients with disputes regarding all types of IT products and services, including software development, licensing, implementation, maintenance and support, website design and hosting, IT consulting, ERP system engagements, SaaS/Cloud subscriptions and Application Service Provider relationships.

Proprietary Rights, Domain Names and Trademarks

Our dedicated IT litigators bring years of intellectual property experience to disputes involving patent, copyright and trade secret protection for IT assets including hardware, software, business methods, microchips and content, and reflecting the latest developments in the law. We vigorously assert and defend clients’ interests while helping them to achieve business-savvy, cost-effective outcomes.

We also have obtained favorable results for trademark-holding clients under both ICANN’s Uniform Domain Name Dispute Resolution Policy and the Anti-cybersquatting Consumer Protection Act.

The Internet

As nearly all forms of commercial activity and underlying processing move to the cloud, Calfee is assisting clients with (and helping them to avoid) disputes in areas such as linking, privacy, defamation, data breach and unsolicited commercial e-mail.

NEWS

Calfee Earns Multiple National and Metropolitan Rankings in 2020 Edition of "Best Law Firms" U.S. News & World Report and Best Lawyers®, 11.01.2019

Fifty-three Calfee, Halter & Griswold Attorneys Selected for Inclusion in The Best Lawyers in America 2020 08.15.2019
INFORMATION TECHNOLOGY LITIGATION (CONTINUED)

Ransomware and Cyber Extortion: Are These Cybercrimes Covered Under Your Cyber Risk Insurance Policy?
05.18.2017

ALERTS

Calfee’s Client Service and Business Continuity Plan
03.16.2020

PRACTICE CONTACTS

Jamie M. Ramsey
Partner
Cincinnati
513.693.4889
jramsey@calfee.com

Daniel J. McMullen
Partner
Cleveland
216.622.8656
dmcmullen@calfee.com