

EXHIBIT B

**LEGAL
REPRESENTATION
FOR COMPLEX
DISPUTES**

Robins Kaplan LLP is among the nation's premier trial law firms, with more than 250 attorneys in eight major cities. Our attorneys litigate, mediate, and arbitrate client disputes, always at-the-ready for an ultimate courtroom battle. When huge forces are at play, major money is at stake, or rights are being trampled, we help clients cut through complexity, get to the heart of the problem, and win what matters most.

We are clearly focused on business results for our clients. We achieve landmark triumphs and drive thousands of other cases to resolution before they ever hit the courtroom or the front page. From Big Tobacco to *Kraft v. Starbucks*, Bhopal and the World Trade Center—we have changed law, business, and society for the better by redefining what's possible.

INTELLECTUAL PROPERTY LITIGATION

Our Intellectual Property and Technology Litigation Group earned global recognition for its long history of extraordinary courtroom victories, IP asset monetization, and innovation defense. Some of the largest multinationals, most-innovative start-ups, and many individuals from virtually every industry and walk of life have chosen us to help settle disputes both in and out of the courtroom because of our clear focus on achieving business results for them. Our attorneys have obtained IP enforcement efforts on behalf of plaintiffs where revenues in several cases each exceeded **\$100 million**, and we have also successfully defended hundreds of millions of dollars of technology and brand investment.

These kinds of successes have earned Robins Kaplan LLP numerous recognitions, including selection as *The American Lawyer's* first ever "IP Litigation Department of the Year."

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- 3D Printing
- Clean Technology
- Copyright
- Global Business and Technology Sourcing
- Hatch-Waxman Litigation
- International Trade Commission
- Life Sciences
- Patent Litigation
- Patent Office Trials
- Privacy and Cybersecurity Litigation
- Private Equity/Venture Capital
- Software
- Trade Secret

PROCEEDINGS BEFORE THE U.S. INTERNATIONAL TRADE COMMISSION

At Robins Kaplan LLP, our U.S. International Trade Commission (ITC) attorneys bring a longstanding record of success to Section 337 ITC disputes, including trademark and design patent matters. We have experience and skills at navigating these proceedings, including all the required investigations conducted by the Office of Unfair Import Investigations (OUII), and we know how to help you take maximum advantage of the ITC's fast pace. Our highly qualified ITC attorneys represent both complainants and respondents through all stages of the ITC process and have proven ability to deliver the results you desire.



COMPLEX BUSINESS LITIGATION

Our business litigation attorneys bring best-of-class plaintiff and defense strategies to the table. At the core of our legal strategy is a track record for analyzing complex legal and business challenges and foreseeing their outcomes. We know that all litigation comes with inherent risk, and we partner with you to understand the immediate and long-term business needs, then craft a combined litigation and business strategy designed to meet your company's best interests. Robins Kaplan LLP has the breadth and depth of long-term experience across a wide variety of business issues, including licensing, outsourcing, information technology, class actions, dealerships/franchising, securities, insurance, corporate compliance and ethics, and privacy and cybersecurity.

ANTITRUST AND TRADE REGULATION

Robins Kaplan LLP is one of the few practices in the United States to have obtained extraordinary results on behalf of both plaintiffs and defendants in major antitrust litigation and at trial, including the largest class-action settlement, \$7.25 billion, for a private antitrust case.

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INTERNATIONAL ARBITRATION

When business-critical agreements requiring arbitration go awry, jobs, reputations, and the bottom line depend on the outcome of the dispute. Arbitration requires skilled lawyers who understand and can navigate the complex written and unwritten rules of domestic and international arbitration forums, and our arbitration lawyers have decades of experience driving business results for some of the most complex disputes in these forums. We are experienced advocates and arbitrators under many domestic and international arbitration rules, including:

- The American Arbitration Association (AAA)
- The China International Economic and Trade Arbitration Commission (CIETAC)
- The Financial Industry Regulatory Authority (FINRA)
- The International Center for Dispute Resolution (ICDR)
- The International Chamber of Commerce (ICC)
- The Judicial Arbitration and Mediation Services (JAMS)
- The National Advertising Division and National Advertising Review Board (NAD/NARB)
- The United Nations Commission on International Trade Law (UNCITRAL)
- The World Intellectual Property Organization (WIPO)

TRADE SECRET

Robins Kaplan LLP recognizes the heightened importance of protecting the secrecy of innovation and the critical role effective trade secret representation plays in your continued success. Disputes involving trade secret and other confidential information require decisive action from an experienced team armed with strategies to navigate the nuances of trade secret law. Our trade secret attorneys litigate claims in both domestic and international alternative dispute forums and in courtrooms across the United States. No matter the locale or venue, our attorneys know what it takes to protect your proprietary information and processes through all stages of litigation. We have a long record of successes in complex, high-exposure cases, including claims related to:

- Licensing
- Non-compete agreements
- Non-disclosure and confidentiality agreements
- Employee defections
- Industrial espionage

INVESTMENT DISPUTES

With turbulent markets, increasingly complex investment vehicles, and more government regulation, investors and investment institutions have never been more at risk for loss. Our financial markets litigation attorneys understand a wide range of complex investment instruments and provide strategic advice and representation on both sides of the courtroom when investment losses result in litigation. We have extensive experience litigating structured finance products, derivatives, and commodities in addition to more traditional securities. We have extensive experience with FINRA arbitrations, and we also represent numerous entities within the financial sector in multiple causes of action in courtrooms across the United States, in individual, class action, and opt-out litigation. Our experience on both sides of the courtroom means that, no matter the case, we understand the perspective and strategy of our adversaries. Our well-rounded, quick-response team of financial markets litigation attorneys combined with our in-house team of financial and economic consultants provide you the sophistication and real-world trial experience required for success in financial markets litigation.

Our financial markets litigation attorneys understand a wide range of complex investment instruments and provide strategic advice and representation on both sides of the courtroom when investment losses result in litigation.



ALTERNATIVE FEE STRUCTURES

We understand the risks associated with complex intellectual property and business disputes, and we are often willing to share our clients' risk. We regularly represent clients through alternative fee structures, including contingency, success fee, and flat-fee arrangements.

WORKING ACROSS THE GLOBE

Global clients choose Robins Kaplan LLP because we know how to drive business results in both international and domestic forums. Plus, we often share our clients' risk, and we understand the important role effective communication plays in achieving the end goal of every case—winning.

Our practice includes several U.S.-trained attorneys with fluency in more than 10 languages and dialects. We provide an optimal experience for our international clients by equipping our team with a combination of world-class and bilingual attorneys who understand the languages and cultures of other countries and by creating a communication platform that's effective and beneficial for you.

**LANGUAGES SPOKEN
BY OUR
ATTORNEYS INCLUDE:**

- Chinese (including Cantonese, Mandarin, Shanghainese, and Taiwanese)
- Farsi
- French
- German
- Hebrew
- Italian
- Japanese
- Korean
- Russian
- Spanish

NOTABLE RESULTS*

- ***In re Payment Card Interchange Fee and Merchant Discount Litigation, 05-MD-1720 (JG)(JO)***: Reached a \$7.25 billion antitrust settlement on behalf of a class of approximately seven million U.S. merchants who accept Visa and MasterCard credit cards and debit cards for the purchase of goods and services. The defendants included Visa and MasterCard, and major card-issuing banks such as JPMorgan Chase, Bank of America, Citibank, Wells Fargo, and Capital One. The settlement, which would have resolved the lawsuit, is believed to be the largest settlement of a private antitrust case in the 120-year history of the Sherman Act (15 U.S.C. §1 et seq.) and also included important reforms of the payment card industry. The settlement was granted final approval in the District Court on December 13, 2013 over the objections of several class members. Some of those objectors appealed from the final approval order, and on June 30, 2016 a panel of the United States Court of Appeals for the Second Circuit reversed and vacated the District Court's order, and remanded the case to the District Court "for further proceedings not inconsistent with" the Court of Appeals' opinion.

- ***Kraft Foods Group, Inc. / Mondelez International, Inc. v. Starbucks Coffee Company***: Represented Kraft in a three-year arbitration regarding a breach of contract after Starbucks unilaterally terminated its agreement. The arbitration resulted in a **\$2.7 billion** cash award to Kraft.

- ***Eolas Technologies, Inc. and the Regents of the University of California v. Microsoft (N.D. Ill.)***: Represented holder of patent in web browsing technology in a trial and obtained jury verdict and judgment of **\$520.6 million**; case subsequently settled on confidential terms.

- ***Intergraph v. Dell, Hewlett-Packard, Gateway, and others***: Represented computer chip manufacturer in industry-wide patent litigation on microprocessor system design in a trial and recovered over **\$500 million** in settlements.

- ***Advanced Micro Devices v. Samsung***: Successfully resolved multiple-patent litigation for Advanced Micro Devices against Samsung involving technologies in memory architecture, processor micro-architecture, MOS-transistor fabrication and design, and user interface design for consumer products.

- ***St. Clair Intellectual Property Consultants, Inc. v. Canon, Inc. et al.***: Represented St. Clair Intellectual Property Consultants as holder of patent portfolio covering digital camera technology. Three cases went to trial, and we obtained judgments of **\$34.7 million, \$25 million, and \$3 million**. Settlements were reached with various other defendants, with total resolution in this litigation exceeding **\$240 million**.

- ***Grantley v. Clear Channel Communications, Inc.***:

Represented Grantley as holder of patents and obtained willful infringement judgment of **\$89.7 million**, which then settled during appeal on confidential terms.

- ***Auxilium Pharmaceuticals v. Upsher-Smith Laboratories***:

Lead defense counsel for Upsher-Smith Laboratories in a Hatch-Waxman patent infringement case in which we obtained a summary judgment of non-infringement of 10 patents. We were successful in demonstrating to the Court that the case warranted an exception to the Court's ordinary practice of declining to hear summary judgment motions in Hatch-Waxman cases.

- ***Haagen-Dazs International Shoppe Company, Inc. v. Corporacion Todosabor C.A.***:

Defended Haagen-Dazs International Shoppe Company, Inc. in a dispute over a franchise agreement. The matter went to arbitration before the International Centre for Dispute Resolution (ICDR). Corporacion Todosabor C.A.'s claim was dismissed, and judgment was entered on behalf of Haagen-Dazs International.

- ***In the Matter of Certain Flash Memory Controllers***:

Represented alleged infringer in patent suit involving flash memory technology before the United States International Trade Commission (ITC). Won judgment that patent was invalid for obviousness.

- ***Myriad Genetics, Inc. v. Quest Diagnostics Incorporated***:

Successfully resolved alleged patent infringement claim for Quest Diagnostics involving genetic- based tests for the detection of genes linked to hereditary cancer after invalidation of certain Myriad patents by Federal Circuit on grounds that covered natural material cannot be patented.

- ***Omnicare, Inc. v. UnitedHealth Group, Inc.***:

Represented defendants UnitedHealth Group, Inc. and PacifiCare, Inc. in an antitrust lawsuit involving alleged price fixing and fraud related to prescription drug reimbursement for damages exceeding **\$1 billion** sought by Omnicare and obtained summary judgment to defendants on all claims.

* Past results are reported to provide the reader with an indication of the type of litigation we practice. They do not and should not be construed to create an expectation of result in any other case, as all cases are dependent upon their own unique fact situation and applicable law.

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**REWRITING
THE ODDS** 

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