

Breakthroughs

KAYE | SCHOLER

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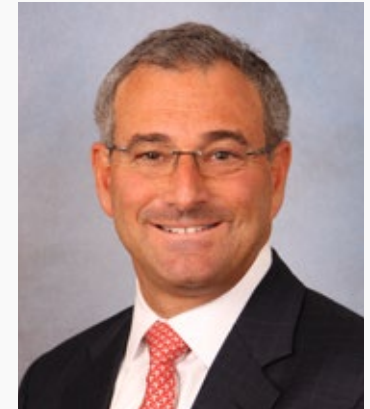
May 1, 2013

This brochure celebrates recent breakthrough matters we helped our clients achieve. Whether it is “bet-the-company” litigation or a crucial acquisition or sale, these breakthroughs are possible only after months or years of investment, hard work, creativity, and most of all the belief that the goals you strive to achieve are worth the effort even in the face of daunting obstacles.

Our clients rely on us to embrace such goals as our own, working side by side with them to devise practical legal and business solutions that cut through the noise and distraction of a complex transaction or dispute to focus on those elements that will ensure success.

Kaye Scholer is proud to be recognized for strategic guidance, successful outcomes and longstanding trusted client relationships. We will never be content to rest on past achievements—rather, we are energized by the changes occurring in the legal industry and dedicated to helping clients redefine what’s possible.

We hope the client breakthroughs highlighted here inspire you as much as they do us.



Michael Solow
Managing Partner

A stylized, handwritten signature in blue ink, appearing to read 'Michael Solow'.

Michael Solow

Founded in New York in 1917, Kaye Scholer combines the continuity and business acumen of a century-old law firm with a forward-looking, results-driven approach focused around lasting client relationships. With strengths in five core legal areas—corporate, finance, intellectual property, litigation, and real estate—and focusing on two key sectors—life sciences and financial industries—we offer strategic guidance and legal services to public and private entities facing litigation, transactional or governance challenges. Our lawyers regularly advise on matters across multiple legal jurisdictions, including in the US, Canada, UK, EU and China.



“Kaye Scholer’s chief distinction is its string of victories notched up in major life sciences patent litigation. ‘It has been doing this for a long time and simply gets fantastic results.’”

—IAM Patent 1000 2012

Viagra® Granted Market Exclusivity for Seven More Years

When Pfizer first introduced Viagra® in March 1998, it caused an immediate sensation unrivaled in the annals of the pharmaceutical industry. In a matter of weeks, it became one of the most recognized brands in the country, regularly discussed on news and talk shows. It was also an immediate market success—within its first two months of availability, more than one million men had taken the medicine. We have been representing the company on Viagra-related matters since its launch, on everything from product liability, IP, antitrust, and commercial litigation cases to corporate and tax-related matters.

Most recently, we defeated an attempt by Teva Pharmaceuticals to market a generic version of Viagra® in the United States. After a 12-day bench trial in the Eastern District of Virginia, the court ruled that Teva’s proposed copy would infringe Pfizer’s Viagra® patent. The court also rejected Teva’s invalidity and unenforceability arguments, thus guaranteeing Pfizer retained market exclusivity for its blockbuster drug for seven more years. To top off this critical victory, in January 2012, the court awarded Pfizer a portion of its attorney fees relating to Teva’s assertion of an unfounded inequitable conduct claim.

**INTELLECTUAL PROPERTY
LIFE SCIENCES**



“When hiring, I look for extensions of me, not people who are just experts. You’re also looking for someone who is going to partner with you, with strategic insight, work ethic, attention to detail and a concern about dollars and cents,” says one client.”

—Chambers USA 2012 (Nationwide: Product Liability & Mass Torts)

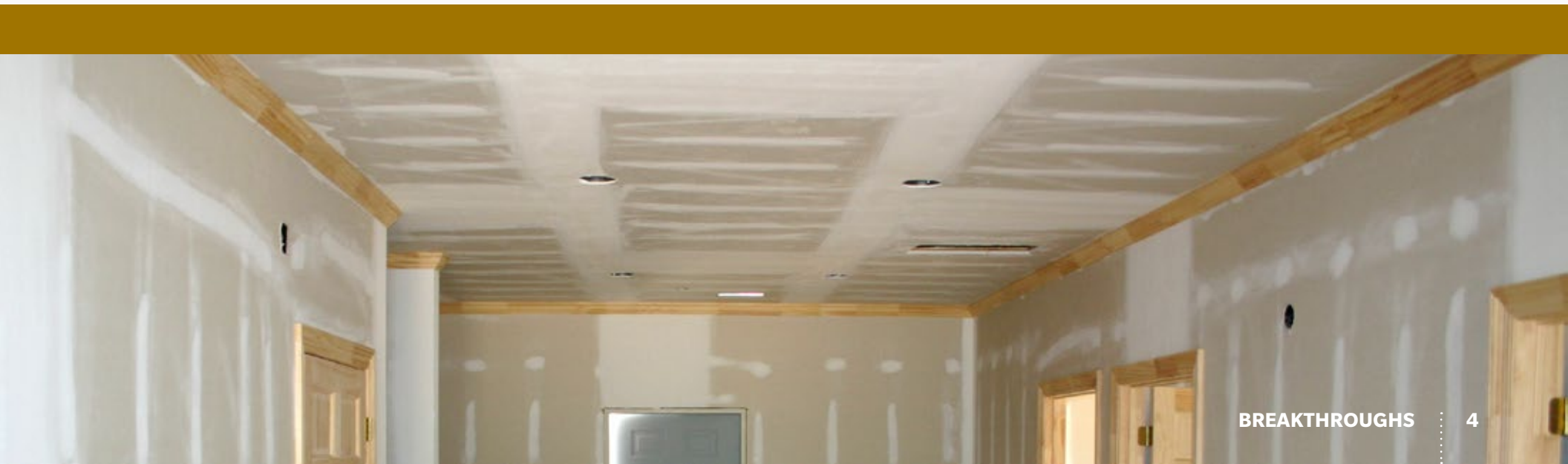
Chinese-Manufactured Drywall Litigation Settlement Approved

As National Counsel to Knauf Plasterboard Tianjin (KPT), we developed, negotiated and secured approval for a landmark global class action settlement and negotiated the settlement for *In re: Chinese-Manufactured Drywall Products Liability Litigation*, resolving the claims of thousands of homeowners who asserted that our client’s drywall caused damage to their homes. The innovative settlement allowed KPT to repair the affected homes, with the cost established by commercial contracts rather than by litigation experts, thus assuring the most cost-effective resolution. Homeowners benefited because their homes were repaired more quickly than if they had to wait for each of the jurisdictions involved to hear multiple cases and decide on recommended remedies, if any.

US District Court Judge Eldon E. Fallon of the Eastern District of Louisiana, commenting on the pilot program that led to the final settlement, remarked: “these matters can be resolved because of the quality and ability of the attorneys. That’s the secret of the MDL process. It brings out the best of the best. And, because of that, these cases, as complicated as they are, can be resolved.”

The approved settlement ended virtually all related ongoing litigation and class-action lawsuits against our client.

**PRODUCT LIABILITY
MANUFACTURING**





“The firm provides extraordinary and effective services in driving M&A transactions to a successful conclusion, with a unique mix of incisive strategy, attention to tactics and detail, effective negotiation, clear communication, responsiveness and efficiency.”

—U.S. News & World Report/Best Lawyers “Best Law Firms 2013” (National: Mergers & Acquisitions Law, Tier 3)

Bregal Capital Sale of Mirror Controls International Named “European Deal of Year”

Mirror Controls International (MCI) was a relatively small part of Eaton’s Automotive Group when Kaye Scholer client Bregal Capital (formerly Englefield Capital) acquired it in 2007 for just \$111 million. The business was comprised of a number of entities, assets and people around the globe and, in many areas, quite independent of each other and reliant upon services provided by Eaton. Over the next five years, Bregal helped MCI establish itself as an independent entity with international manufacturing operations in Ireland, Mexico and China. By the time Bregal sold MCI to private equity firm Egeria in August 2012, it had turned Netherlands-based MCI into the world’s leading manufacturer of rearview mirror and mirror powerfold actuators for the automotive industry, selling more than 40 million actuators a year.

The global and widespread nature of MCI’s business raised additional challenges to the \$250 million sale, requiring our team to coordinate with lawyers in China, Ireland, Mexico, the Netherlands, South Korea and the United States. We had to create and establish

a complicated structure to enable the selling MCI shareholders to retain benefit to a preferred entitlement related to a bankruptcy to which the company was a party.

“The Kaye Scholer London corporate team once again delivered an outstanding performance in supporting us on our exit from MCI,” said Florian Schick of Bregal Capital. “Kaye Scholer’s hands-on, calm and commercial approach, together with their wise counsel, added real value. Not only are they willing to ‘take a view’ and give real advice, they are determined to find creative solutions to problems to get the deal done on the best possible terms.”

In early 2013, *Buyouts* named the transaction its “European Deal of the Year”, not only because of the complex nature and structure of the cross-border sale itself, but for Bregal’s success in growing MCI during one of the most challenging economic climates for the automotive industry globally and in Europe in particular.

**CORPORATE
FINANCIAL SERVICES**



“We will continue to go to Kaye Scholer for high-end patent and trademark litigation.”
—Chambers USA 2012 (National: Intellectual Property)

Hershey Secures Trademark for Iconic Candy Bar in Rare Reversal by the US PTO

We have been advising The Hershey Company for more than a decade in the policing, monitoring, enforcement and protection of its trademark rights, including the KISSES, REESE’S and HERSHEY’S marks, the REESE’S orange trade dress and the conical KISSES configuration.

In June 2012, we persuaded the Trademark Trial and Appeal Board (TTAB) to reverse the US Patent and Trademark Office’s decision to refuse Hershey a trademark registration for the design of its iconic chocolate bar. The examining attorney for the PTO had refused to register the trademark, concluding that the mark was functional and Hershey had failed to prove acquired distinctiveness.

The TTAB overturned that decision on both counts, agreeing with Kaye Scholer’s argument that even if the mark contains some functional elements—such as the scoring of the bar into segments—the overall combination of elements is nonfunctional. The TTAB also concluded that Hershey made a sufficient showing of acquired distinctiveness based on, among other things, the results of a consumer survey, billions of dollars in sales, hundreds of millions of dollars in advertising, and evidence of copying by third parties.

As a result, we helped Hershey strengthen its trademark rights for one of its flagship products. That the TTAB almost never reverses refusals based on alleged functionality makes this particular win for Hershey all the sweeter.

**INTELLECTUAL PROPERTY
CONSUMER & RETAIL**



“Kaye Scholer’s top-shelf biotechnology law practice draws from a seamless integration of its corporate and litigation practices.”

—U.S. News & World Report/Best Lawyers “Best Law Firms” 2013 (National: Biotech: Tier 1)

Complete Genomics Fends Off Patent Challenge to Its Sequencing Technology

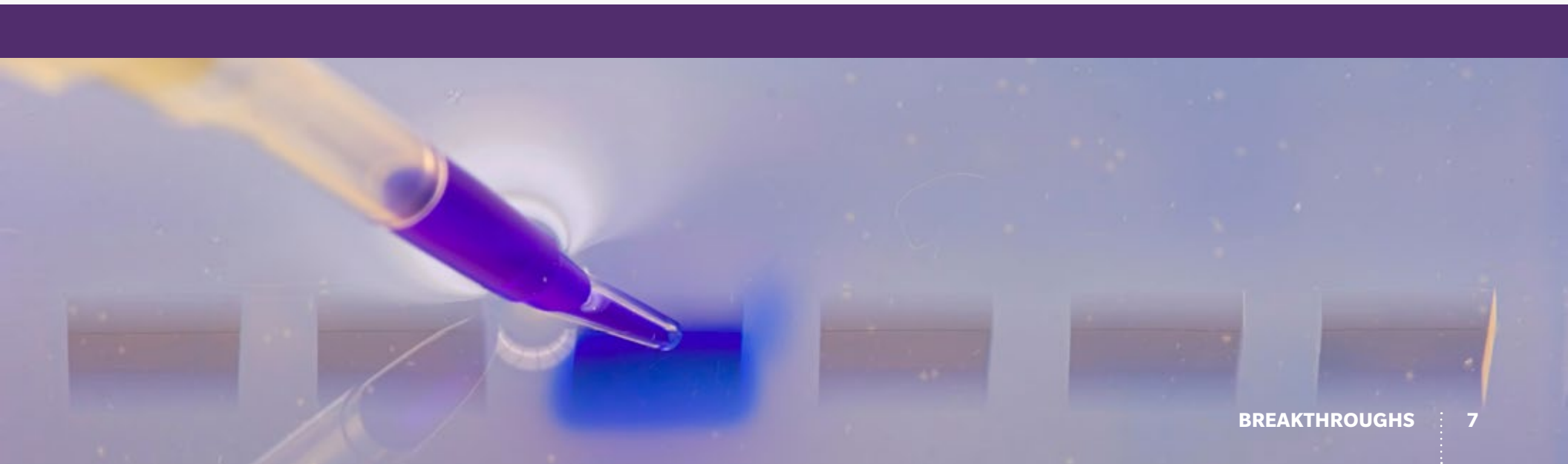
Today, pioneering biotech companies are transforming DNA science by developing technologies that enable physicians and researchers to test for and treat inherited diseases earlier, more safely and at less cost.

But the massive changes occurring in the field of genetic research also expose innovative companies to a host of legal issues, particularly on the IP front. When Complete Genomics faced a “bet-the-company” patent challenge regarding its disruptive sequencing technology, which dramatically lowers the cost of human genome sequencing for medical application, it turned to Kaye Scholer for help.

Initially, we obtained summary judgment dismissing two of three asserted patent claims in an infringement suit filed by market competitor Illumina. Then, in March 2013, we not only rebuffed a motion to reconsider the prior summary judgment ruling, but we obtained summary judgment of non-infringement with respect to Illumina’s third patent claim.

Together, these three orders constituted a total victory for our client, assuring that Complete Genomics scientists can continue this groundbreaking work.

**INTELLECTUAL PROPERTY
LIFE SCIENCES**





“An amazingly professional firm...overarching their competence is a bunch of people who will build a relationship and do what they need to suit the business you are.”
—Chambers USA 2012 (NY: Corporate/M&A: Highly Regarded)

St-Germain Liqueur Acquired by Bacardi

When it launched the artisanal elderflower liqueur St-Germain six years ago, Kaye Scholer client The Cooper Spirits Company created a unique and revolutionary concept in the liqueur category. Hailed as the most “mixable ingredient since sugar” by *The Miami Herald*, St-Germain created such a buzz that Cooper Spirits won the “Distiller of the Year Wine Star Award” in 2010, and worldwide sales of the super premium liqueur increased by more than 50 percent in 2011. Its meteoric rise led Bacardi, the world’s largest privately held liquor company, to acquire St-Germain from Cooper Spirits at the end of December 2012.

“Cooper Spirits chose to work with Kaye Scholer on this acquisition because of the firm’s significant experience in representing owner/entrepreneurs, as well as its sharp focus in the area of branded consumer products and luxury goods,” said Robert Cooper, creator of St-Germain and President of The Cooper Spirits Company.

**CORPORATE
CONSUMER & RETAIL**

“A heavyweight in patent litigation... areas of expertise for the firm include entertainment...”
—Chambers USA 2012 (NY: IP: Patent)

Patent Litigation Victory Keeps HD-TV Mandate Intact

Whether a fan of Mad Men or Monday Night Football, we rarely think about the technology that brings these images into our homes. But a recent dispute over that technology threatened to disrupt our ability to tune in.

When the top cable companies and television networks made the transition from analog to digital, most consumers and industry players alike saw the FCC-mandated switch to HD-TV as positive: higher clarity and better quality images thanks to improved technologies. But one suit, filed against longtime client Time Warner Cable Inc. and 10 other cable companies, television networks and related entities, threatened to derail the project before it even started. The plaintiff, Rembrandt Technologies, alleged that in complying with the mandate, the defendants infringed the plaintiff's patent. Kaye Scholer was appointed by the federal court in Delaware to argue on behalf of all the defendants.

The stakes were high not only for defendants, but for consumers. If Rembrandt prevailed, consumers would experience an indefinite interruption in their broadcast television services. Furthermore, the damages Rembrandt sought would place an undue burden on the

television and cable industries, potentially forcing an increase in customers' cable fees.

The patent litigation involved interpretations of what makes up a television picture, focusing on the concept of “signal points.” The district court held that Rembrandt's patent did not cover the digital television standard. Rembrandt appealed to the US Court of Appeals for the Federal Circuit, asserting that a much broader construction of the signal point was appropriate.

Kaye Scholer responded by arguing that the patent was clearly a specific improvement to existing technology. In September 2012, the Federal Circuit concurred, finding for Time Warner Cable and the other defendants, bringing five years of uncertainty for the cable and broadcast television industry to an end.

**INTELLECTUAL PROPERTY
MEDIA & ENTERTAINMENT**



“I would be hard pressed as to whether it is their client focus or their legal knowledge that is the real strength—both are excellent.”

—Chambers USA 2012 (NY: Litigation: General Commercial: The Elite)

Former Tech CEO Exonerated in Accounting Fraud Case

We represented the former Chairman and CEO of IT management solutions company CA, Inc. in a series of securities class action and derivative cases dating back more than a decade. CA, our client, and several other CA officers and directors were the subject of several lawsuits relating to the restatement of CA’s financial statements and accounting fraud allegations, notwithstanding that the alleged misconduct was perpetrated by other executives at CA.

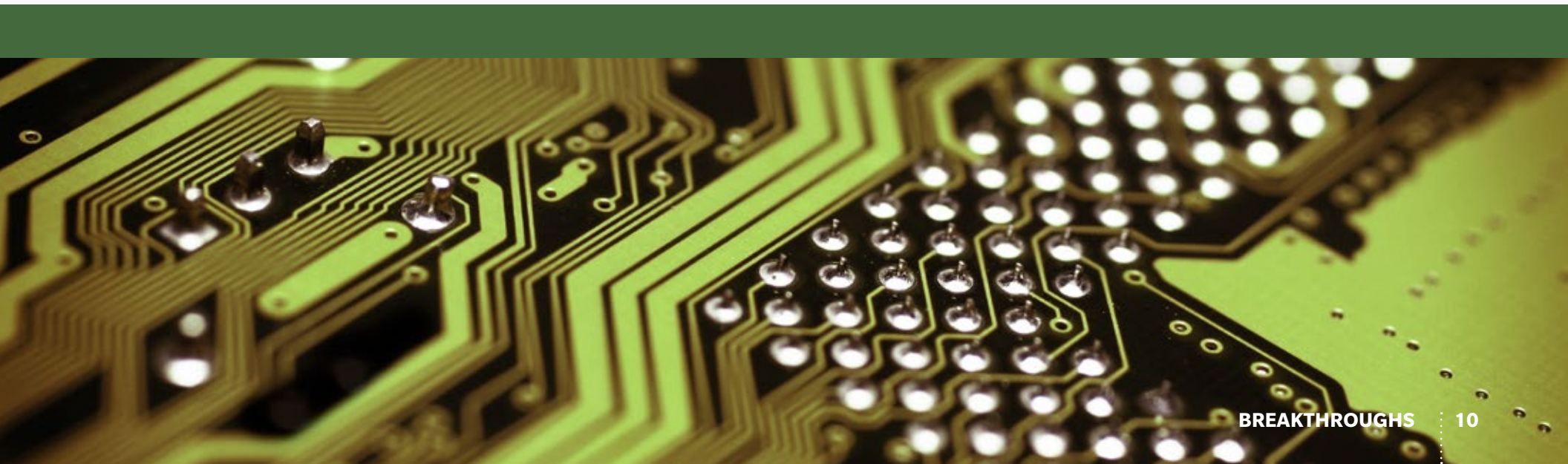
A 2003 global settlement resulted in judgments dismissing two related class actions, derivative actions and an ERISA action. Subsequently, in 2005, the plaintiffs commenced another series of derivative actions against our client and other CA officers and directors in federal district court for the Eastern District of New York to have the original settlement set aside, in an effort to seek additional damages from all defendants. The district court judge denied both the plaintiffs’ requests and CA’s counter motions for relief in three separate decisions and orders, all of which were appealed to the US Court of Appeals for the Second Circuit, and

once again denied. Nonetheless, the derivative plaintiffs continued the action against our client and another director. In April 2010, CA moved to realign the case and took over the claims of the derivative plaintiffs, and, later that year, filed an amended complaint against the client and his former CFO, which we moved to dismiss. Finally, in late 2011, the court granted our motion to dismiss and terminated the case with prejudice.

As a result of our efforts, the client was finally and fully exonerated, and did not have to pay any damage claims asserted against him.

This high-profile case was significant not only because of the client’s courage and determination to fight for full vindication rather than settling the matter for the sake of expediency, but also for being one of the rare cases in which a former officer and director was sued directly by a public company under Delaware law.

SECURITIES & DERIVATIVE LITIGATION FINANCIAL SERVICES





“I’ve worked with the firm on many matters involving bankruptcy, creditors rights, litigation and restructuring for over 15 years. The lawyers have all been very knowledgeable and persistent in supporting their client and showed the highest level of integrity in each case.”

—U.S. News & World Report/Best Lawyers’ “Best Law Firms” 2013 (National: Bankruptcy & Creditor Debtor Rights: Tier 1)

Restructuring of 4Kids Entertainment Named Among Nation’s Best in 2012

4Kids Entertainment, Inc. is an entertainment and media company that manages licensing, broadcast and merchandising rights to popular children’s titles. We recently represented the company and its affiliates in their successful Chapter 11 case.

The bankruptcy was precipitated by the efforts of Japanese licensors to terminate 4Kids’ rights to its valuable license for the highly watched animated program *Yu-Gi-Oh!* With Kaye Scholer’s assistance, the client prevailed at trial in a “bet-the-company” litigation that enabled it to retain the license.

On the strength of that ruling, 4Kids negotiated a favorable settlement of its counterclaims and recovered a sizable payment from the licensors.

4Kids then conducted an auction and sold the *Yu-Gi-Oh!* business and certain broadcast rights in a unique joint transaction approved in the bankruptcy case. Ultimately, 4Kids used the proceeds from the litigation and the sale to confirm a plan of reorganization that paid creditors in full and kept shareholders in place.

That success in and out of court led *Turnarounds & Workouts* to select the case as one of the “Most Successful Restructurings” of 2012.

**BANKRUPTCY & RESTRUCTURING • INTELLECTUAL PROPERTY
MEDIA & ENTERTAINMENT**



“This team has recently been successful advising on the financing of distressed portfolio purchases. It is strong in securitization matters and balance sheet lending, and is further noted for its prowess in equity and workouts and restructurings.”

—Chambers USA 2012 (NY: Real Estate: Mainly Corporate & Finance)

RBS Provides First Shari’ah-Compliant Loan for a “Top 10” CMBS Securitization

We represent some of the world’s largest banks, investment banks and investors in all aspects of real estate finance, including loan origination, equity investment, debt sales and acquisitions, workouts and restructurings. Among those clients, we are privileged to work with The Royal Bank of Scotland plc on both their existing portfolio of real estate loans, as well as the origination of billions of dollars of new CMBS loans.

Our work has ranged from the foreclosure of properties, such as 627 Greenwich Street in New York City, to the sale of a hotel in Atlanta, Georgia. We have also represented RBS in a myriad of real estate-related litigation and enforcement actions around the country.

Perhaps one of the most cutting edge matters on which we recently advised RBS was providing a \$103 million first mortgage loan secured by 24 properties. The portfolio of properties consisted of industrial mixed-use buildings located in 12 states. The loan was structured to be Shari’ah-compliant and utilized a complex master and operating lease structure to ensure that the actual mortgage borrowers are capable of paying loan interest. While Shari’ah-compliant transactions have been included in prior CMBS securitizations, this loan implemented new strategies to streamline and strengthen the Shari’ah-compliant loan structure in order for rating agencies and investors to give the loan more favorable treatment, making it the first Shari’ah-compliant “Top 10 Loan” for a CMBS securitization.

REAL ESTATE



“Sporting one of the deepest benches in life sciences’ with 10 Life Sciences All-Stars ranked in the area of antitrust, intellectual property, product liability and transactional, Kaye Scholer is ‘noted for performing in high stakes, life science-related litigation.’”

—2012 LMG Life Sciences

Fifteen Pharma Companies Win Dismissal of Price-Fixing Allegations

Amid the nationwide debate on healthcare reform and increased scrutiny by patient advocates and state and federal agencies regarding the rising costs of medicine, pharmaceutical companies have become easy targets for the plaintiff’s bar. But we recently helped America’s largest drug companies avert a poisoned arrow at both the superior and appellate level when they faced price-fixing allegations.

In 2011, we won summary judgment before the Superior Court of California, Alameda County, on behalf of Novartis, Pfizer, AstraZeneca and 12 other leading brand name prescription drug manufacturers and PhRMA, their trade association. Seventeen retail California pharmacies sued under California’s antitrust law claiming that the defendants conspired, in violation of the Cartwright Act,

California’s antitrust law, to use Canadian drug prices as a floor for setting US prices for prescription drugs, and colluded to prevent re-importation of less expensive drugs from Canada to protect the object of the conspiracy.

The plaintiffs appealed the decision, and in August 2012, the California Court of Appeal upheld the ruling in favor of our clients, affirming that the plaintiffs could not produce evidence creating a triable issue of fact that the defendants engaged in price fixing. We also successfully opposed petition for review in California Supreme Court.

**ANTITRUST
LIFE SCIENCES**





“If I had my choice, I’d pick Kaye Scholer. They’re always at the top of my list. They’re extremely accessible. I don’t get passed off; I’m always discussing the issue with a senior partner. When these lawyers draft something, I know it’s drafted right and it doesn’t have to be fiddled with. They do it right the first time.”

—IFLR 1000 2013 (US: Bank Lending)

UBS Creates Innovative Student Loan Program

Our client UBS identified an underserved segment of the student loan market—international students wanting to study at well-known American private and state university graduate and other programs, but who lacked the necessary credit history in the US to obtain student loans from traditional sources.

Recognizing that these universities would view such students as desirable candidates, UBS consulted with Kaye Scholer on the structure and implementation of a private student loan securitization financing program that makes use of guaranty support from the target universities, but that also provides credit protection for the universities to make their provision of guaranty support more attractive.

In developing the program, UBS worked with a well-known third party student loan program administrator that established, owned and managed the special purpose financing entity, with the loans being originated by a national bank and then sold to the financing entity. The program also has engaged a leading student loan third party servicer to service the student loans following origination.

UBS acts as an initial warehouse lender to finance the financing entity’s purchase of the loans from the originator, and will also assist in the procurement of periodic longer-term bank loan or capital market financing or refinancing of the loans as the program grows in size and volume.

FINANCE
FINANCIAL SERVICES

Breaking Big

BILLION-DOLLAR DEALS

Kaye Scholer regularly works with buyers, sellers, lenders, private equity firms and other investment funds on a wide range of transactions. Below is a brief summary of some of the biggest recent transactions on which we advised:

Bank of America Sells \$2.9B Stake in Archstone

Represented Bank of America Corp. on nine major transactions in 2012, including the two-part sale of the bank's stake in Archstone, a large private developer of apartment properties, to Lehman Brothers.

CORPORATE • FINANCE

Onex Acquires USI Insurance Services for \$2.3B

Assisted Canada's Onex Corp. in its acquisition of USI Insurance Services LLC from a private fund managed by Goldman Sachs Group Inc.

CORPORATE

Sound Harbor Partners Acquires CLO Management Contracts Involving \$2.2B in Leveraged Loans

Advised alternative investment firm Sound Harbor Partners LLC in connection with its acquisition of seven collateralized loan obligation management contracts, involving leveraged loans from Aladdin Capital Management LLC and its holding company, Aladdin Capital Holdings LLC.

FINANCE • BANKRUPTCY & RESTRUCTURING

Sandoz Acquires Fougera Pharmaceuticals for \$1.525B

Represented longtime client Novartis and its generics subsidiary Sandoz in the purchase of Fougera Pharmaceuticals in an all-cash transaction, which now makes Sandoz the world's #1 generic dermatology medicines company.

CORPORATE • INTELLECTUAL PROPERTY • ANTITRUST

Spirit AeroSystems Secures \$1.2B in Debt Refinancing

Advised Spirit AeroSystems, Inc. in a debt refinancing, which consisted of a \$550 million term loan B and a \$650 million revolving credit facility.

FINANCE • CORPORATE

Citigroup Issues \$1.04B CMBS

Represented Citigroup Commercial Mortgage Securities Inc. in the issuance and sale of Citigroup Commercial Mortgage Trust 2012-GC8, Commercial Mortgage Pass-Through Certificates, Series 2012-GC8 in a part-public, part-private offering.

FINANCE

Lenders Rabobank and The Bank of Tokyo-Mitsubishi in \$1B Trade Receivable Securitization Facility

Represented Rabobank and The Bank of Tokyo-Mitsubishi UFJ, Ltd as the lenders in a trade receivable securitization facility provided to a special-purpose company owned by a Fortune 500 agribusiness conglomerate.

FINANCE

Experience Matters

RECOGNITION & ACCOLADES

We thank our clients and peers for consistently recognizing us for our sophisticated delivery of professional legal services in key industry and practice-focused publications:

2013 U.S. News & World Report/Best Lawyers “Best Law Firms”

64 of the firm’s practices ranked with 14 National Tier 1 rankings:

Antitrust; Bankruptcy & Restructuring; Biotech; Corporate; Information Technology; Litigation: Antitrust; Litigation: Bankruptcy; Litigation: Patent; Mass Tort Litigation/Class Action Defense; Patent Law; Private Equity Law; Product Liability Litigation Defense; Securitization & Structured Finance; and Trademark Law

2012 Chambers Guides to Leading Lawyers for Business

Chambers Global:

Five practices ranked worldwide— Corporate/M&A: Mid-Market; Dispute Resolution; Capital Markets: Securitization; Intellectual Property: Patent; and International Trade and 21 individual lawyer rankings

Chambers USA:

13 practices and 39 individual rankings

Chambers Europe:

Frankfurt’s Dispute Resolution practice along with five German partners recognized

Chambers UK:

Ranked Tier 1 in Investment Funds with three London partners recognized

Chambers Asia Pacific:

Ranked Tier 1 for Corporate/M&A: Mid-Market for our work in China

2012 Legal 500 US

Ranked “Top Tier” in Product Liability and M&A Middle Market

2012 Who’s Who Legal 100

28 lawyers in 10 practice areas recognized as among the world’s best: Aviation; Commercial Litigation; Corporate Governance; Internet & E-Commerce; Life Sciences; Management: Labor & Employment; M&A; Patents; Private Funds; and Product Liability Defense

2012 Benchmark Litigation

Nationally ranked in Commercial Litigation, Intellectual Property and Product Liability

2012 LMG Life Sciences Guide

10 partners in our Product Liability, Corporate, Antitrust, Commercial Litigation and IP practices named “Life Science Stars” in *Euromoney*’s new life sciences guide

2012 IAM Patent 1000

National “Gold” ranking for Patent Litigation

2013 World Trademark Review 1000

Our Trademark, Copyright & False Advertising practice was selected for inclusion based on depth of experience, market presence and the level of work

Giving Back, As Only Lawyers Can

PRO BONO

Throughout our history, we have maintained a strong commitment to pro bono service, offering our legal skills to help community organizations and people in need who could not otherwise afford representation.

Lawyers Volunteer at Hurricane Sandy Legal Clinics

Hurricane Sandy is long gone, but for thousands of New Yorkers the grief is far from over. For many, the bureaucratic nightmare of dealing with FEMA claims, insurance companies, unemployment benefits and housing matters can be daunting. Throughout the fall and winter of 2012, lawyers from our New York office headed to areas of New York City and Long Island particularly hard hit by the storm to staff legal clinics. The clinics, organized by The Legal Aid Society, The City Bar Justice Center and the New York Legal

Assistance Group, are staffed by volunteer lawyers who provide basic advice, answering questions and helping with the laborious form submission process.

As one Kaye Scholer associate said, “Every individual I saw had unique issues and questions—FEMA, home insurance, contents insurance, filling out forms, how long would it take for checks to come, etc. Then, there were some who didn’t really have a specific issue, but seemed like they just wanted someone to talk to.”

Protecting 10,000 Foster Kids From Abuse

We improved the lives of children in Oklahoma’s foster care system thanks to a settlement agreement that is designed to lead to widespread reform of the state’s troubled child welfare system. The settlement creates a panel of three national oversight experts that will approve a plan for improved standards in 15 targeted

areas, including child abuse and neglect in care. As co-counsel with Children’s Rights, Inc., the national child welfare watchdog group, and a local Oklahoma law firm, we filed the class action that obtained relief for more than 10,000 children in the system.

 **Worker Justice Center of New York's
Justice Within Reach Award 2012**

 **New York Law Journal's
Lawyers Who Lead by Example
Award 2011, 2012**

 **New York State Bar Association
President's Pro Bono Award 2011**

Providing Solar Power to Nonprofits and Low-Income Housing

We served as an advocate for Mt. Pleasant Solar Co-op, a Washington, DC-based organization that installs solar panels on houses in the community, providing guidance and support for the co-op's frequent dealings with the local utility company and the district government. We are also helping the co-op establish a fund to enable low-income housing and nonprofits to make use of solar power.

Supporting Social Entrepreneurship

We advised One Acre Fund, an organization that helps East African farmers grow their way out of poverty, and Measures for Justice, a watchdog group for America's criminal courts, two of the many nonprofit clients referred to us by Echoing Green, a grant-making organization that gives fellowships to start-ups that are committed to social entrepreneurship. We serve as pro bono general counsel to the Board of Directors of Echoing Green.

Working to Prevent Homelessness

We rescued the victim of a real estate fraud ring, who was on the brink of foreclosure and facing homelessness, when we prevailed at a bench trial against the alleged assignee of a deed of trust that had been fraudulently placed on our client's property. We were honored by the Public Counsel Law Center in Los Angeles for our work on this case.

Counseling the Nation's Oldest Women's Legal Advocacy Group

We submitted an amicus brief on behalf of Legal Momentum, the Women's Legal Defense & Education Fund, challenging the termination of food stamp benefits to legal immigrants in Washington State. As pro bono general counsel to Legal Momentum, we handle a wide variety of corporate, finance, real estate and employment issues, as well as important litigation projects.

Strategic Business Partners

OUR NEW 2012 PARTNERS

A diverse group of lawyers and staff increase the value of our law firm, strengthens our ability to attract and retain talented individuals and services for Kaye Scholer's increasingly diverse clientele, as women-and minority-owned businesses now collectively account for 52 percent of all American companies according to the most recent US census report.

Bankruptcy & Restructuring



Paul Atherton
London
[Web Bio](#)



David von Saucken
London/Frankfurt
[Web Bio](#)

Corporate



Annette Bödeker
Frankfurt
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Industry-Focused, Client-Driven

REPRESENTATIVE CLIENTS

Clients deserve not just top-notch legal counsel, but savvy business strategists whom they can turn to when confronted with a tough decision. Perhaps that's why more than 80 of our clients have been with us for 20 or more years. We thank them and all those listed below for continuing to trust us with their key legal matters.

4Kids Entertainment	Comdata	Lloyds Banking Group	Royal Bank of Canada
American Securities	EADS	Lutron Electronics	The Royal Bank of Scotland
AstraZeneca	Experian	New York City Housing Authority	Ryder
Avery Dennison Corporation	ExxonMobil	NewMarket Impressions	Safran
The Body Shop	Finmeccanica	NexBank	Sanofi
Caisse de dépôt et placement du Québec	GlaxoSmithKline	Norfolk Southern Corporation	Smart Modular Technologies
California State Controller's Office	Google Inc.	Novartis	Spanish Broadcasting System
Canada Pension Plan Investment Board	Greenfield Partners	Onex	Staples
Capmark	Harbinger Group Inc.	Pfizer	Time Warner Cable
Cerberus	The Hershey Company	Philip Morris USA	UBS
CIBC	HSH Nordbank AG	PhotoMedex	Ultra Electronics
CIT	Hyatt Hotels Corporation	Pon North America	Uni-World Capital
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OUR PRACTICES

We draw on a full range of practices to provide clients with a 360-degree perspective on how best to minimize risk and maximize opportunities in their particular industry.

Bankruptcy & Restructuring

Bankruptcy Litigation
Creditors' Rights
Debtor Representations
Distressed Investing
Municipal Debt
Restructurings & Workouts

Complex Commercial Litigation

Antitrust
Commercial Litigation
E-discovery
Employment & Labor
Financial Services Litigation
Product Liability
Securities & Derivative Litigation
White Collar Litigation & Internal Investigations

Corporate

Capital Markets
Corporate Governance
Investment Funds
Licensing & Collaborations
Mergers & Acquisitions

Crisis Management

Finance

Asset Finance & Leasing
Financial Institutions Regulation
Project Finance
Structured Finance & Derivatives
Syndicated & Leveraged Finance

Intellectual Property

Intellectual Property & Technology Transactions
Patent Litigation
Trade Secrets
Trademark, Copyright & False Advertising

National Security, Government Contracts & Regulatory Compliance

Compliance, Investigations & Related Litigation
Government Contracts
National Security/CFIUS

Real Estate

Tax/ Private Clients

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Executive Compensation & Benefits
US & Cross-Border Tax Planning

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