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## Law360's Weekly Verdict: Legal Lions & Lambs

By **Aebra Coe**

Law360, Grand Rapids (November 9, 2017, 4:08 PM EST) -- Paul Hastings LLP and Littler Mendelson PC top this week's legal lions list, securing a jury verdict killing a pay stub class action against Dollar Tree, while Boies Schiller Flexner LLP landed on the legal lambs list after The New York Times fired the firm over its work for embattled media mogul Harvey Weinstein.

### Legal Lions

This week's top legal lions, **Paul Hastings LLP** and **Littler Mendelson PC**, secured a favorable verdict from a California federal jury on Tuesday, which found Dollar Tree's practice of providing pay stubs on cash register receipts for a class of 5,400 retail employees **didn't violate a state law** requiring that employers provide accessible wage statements. Dollar Tree Stores Inc. is represented by **Elena R. Baca** of **Paul Hastings LLP** and **Lindbergh Porter** of **Littler Mendelson PC**.

**Haug Partners LLP** logged a win Wednesday at the U.S. Supreme Court, launching the New York boutique into this week's legal lions list. The U.S. Supreme Court ruled that a procedural rule setting a 30-day limit on extensions for filing appeal notices **doesn't deprive circuits of jurisdiction** when litigants miss the extended deadline, reviving an age and gender bias appeal brought by Charmaine Hamer that the Seventh Circuit had eschewed because it was filed after that limit. Hamer is represented by **Jonathan A. Herstoff** of **Haug Partners LLP**.

A Manhattan federal jury found JPMorgan Chase & Co. liable Tuesday for unlawful retaliation against former wealth manager Jennifer Sharkey, but the ink was barely dry on the verdict sheet when U.S. District Judge Denise L. Cote **blasted the jury** as being "prejudiced against the bank." Judge Cote said she felt the verdict was "substantially flawed," and while she did not officially throw out the verdict Tuesday, she left little doubt that she would after a round of post-trial briefing set to last through December. JPMorgan is represented by **Michael D. Schissel** and **Kathleen A. Reilly** of **Arnold & Porter Kaye Scholer LLP**.

A federal judge in Texas on Nov. 3 granted Proskauer Rose LLP's request to **dismiss a \$5 billion class action** brought by a group of Texas investors accusing the law firm of fostering the \$7 billion Robert Allen Stanford Ponzi scheme, finding that the firm is entitled to attorney immunity. Proskauer Rose LLP is represented by **Neil R. Burger** and **Bruce W. Collins** of **Carrington Coleman Sloman & Blumenthal LLP**, and **James P. Rouhandeh**, **Daniel J. Schwartz** and **Craig M. Reiser** of **Davis Polk & Wardwell LLP**.

Broadcom Ltd. offered to snap up Qualcomm Inc. in **a record \$130 billion deal** on Nov. 6 as it looks to create a communications giant in the semiconductor space, a bid that comes as Qualcomm works to seal its own megadeal, winning counsel for Broadcom, **Wachtell**

**Lipton Rosen & Katz** and **Latham & Watkins LLP**, a place on this week's legal lions list. The Wachtell team includes corporate partners **Martin Lipton, Adam O. Emmerich, David C. Karp** and **Ronald C. Chen**, and associates **Viktor Sapezhnikov, Eric M. Feinstein** and **Amanda S. Blackett**; antitrust partner **Damian G. Didden** and law clerk **Katharine R. Haigh**; executive compensation and benefits partner **Adam J. Shapiro** and associate **Katherine A. O'Neill**; finance partner **Gregory E. Pessin** and associates **John R. Sobolewski** and **Emily D. Johnson**; litigation partner **William D. Savitt**; and tax partners **T. Eiko Stange** and **Tijana J. Dvornic**. The **Latham & Watkins** team is led by corporate partners **Christopher "Kit" Kaufman** and **Anthony Richmond** and includes antitrust partners **Daniel Wall** and **Joshua Holian** and tax partner **David Raab**.

## Legal Lambs

The New York Times **on Tuesday fired Boies Schiller Flexner LLP**, landing the firm on the legal lambs list, over what the paper called a "reprehensible" spy operation aided by famed litigator David Boies through which media mogul Harvey Weinstein tried to kill an article on allegations of serial sexual harassment and assault. Times spokeswoman Eileen Murphy said the paper "never contemplated" that the firm would contract with an intelligence firm to conduct a secret operation "aimed at our reporting and our reporters" when it agreed to waive in advance conflicts for Boies in other matters.

Next up on the legal lambs list is **Sullivan & Cromwell LLP**. On Nov. 6, the Second Circuit **upheld a lower court's decision** to grant class certification to a group of investors who are suing Sullivan & Cromwell client Barclays PLC over losses tied to alleged misrepresentations the bank made about oversight of its dark pool market. Barclays is represented by **Jeffrey T. Scott, Matthew A. Schwartz, Andrew H. Reynard** and **Brent J. McIntosh** of **Sullivan & Cromwell LLP**.

The U.S. Supreme Court **declined on Nov. 6 to re-enter** Apple and Samsung's long-running smartphone battle, rejecting an appeal made by **Quinn Emanuel Urquhart & Sullivan LLP** on behalf of Samsung disputing a lower court decision that determined the company must pay \$120 million for infringing the iPhone maker's smartphone patents. Samsung is represented by **Kathleen Sullivan, William Adams, David Cooper, Brian Cannon, Kevin P.B. Johnson, Victoria Maroulis, John Quinn, Scott Watson** and **Michael Zeller** of **Quinn Emanuel Urquhart & Sullivan LLP**.

The Federal Circuit on Friday **upheld a jury's determination** that ZTE Corp. infringed two InterDigital Communications Inc. patents covering wireless communication, landing **McDermott Will & Emery LLP** on the legal lambs list. The appeals court affirmed a Delaware federal judge's interpretation of a key term in the patents and found there was substantial evidence to support the jury's finding that certain ZTE wireless devices infringed. ZTE is represented by **Charles McMahon, Brian Jones, Natalie Bennett** and **Jay Reiziss** of **McDermott Will & Emery LLP**.

**Blank Rome LLP** landed on the lambs list after a California appeals court issued an opinion Monday finding that Travelers **does not need to defend** Actavis against lawsuits alleging its misleading marketing of painkillers has fueled the nation's opioid addiction problem and led to a spike in heroin use, because the underlying actions allege no accidental injuries, a California appeals court said in a published opinion on Nov. 6. Actavis and Watson are represented by **James R. Murray** and **Elizabeth B. Kim** of **Blank Rome LLP**.

--Additional reporting by Jeff Sistrunk, Matthew Bultman, Dunstan Prial, Andrew Strickler, Chelsea Naso, Michelle Casady, Pete Brush, Melissa Daniels and Vin Gurrieri. Editing by Christine Chun.

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