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## thework

*"Saffran's patent does one thing, and our products do something entirely different."*

—Gregory Diskant of Patterson Belknap Webb & Tyler, on the arguments that persuaded an appeals court that his client Johnson & Johnson had not infringed one of Dr. Bruce Saffran's patents.

### LITIGATOR IN THE SPOTLIGHT

It's no fun to be on the losing side of the biggest jury verdict of the year. Just ask **Gregory Diskant**, who represented Johnson & Johnson in a record \$593 million loss in 2011, when a federal jury in Marshall, Texas, found that J&J subsidiary Cordis Corporation had infringed a cardiac stent patent belonging to radiologist Bruce Saffran. But that verdict is history now. The **Patterson Belknap Webb & Tyler** partner convinced the U.S. Court of Appeals for the Federal Circuit to overturn it in April on the grounds that the trial judge had erred in his pretrial claim construction order: Instead, Cordis was entitled to a finding of noninfringement as a matter of law. "We're enormously grateful to our client for standing by throughout this long process," Diskant says. "Even for a company like Johnson & Johnson, \$600 million is a lot of money."  
—JAN WOLFE

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