



Saul B. Shapiro

Partner

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Saul Shapiro is Chair of the Firm's Litigation department, a group of more than 125 lawyers. He is also Co-Chair of the Firm's Media and Entertainment Practice Team. His practice focuses on complex commercial litigation, as well as intellectual property disputes. He has won the dismissal of numerous cases on pre-trial motions. He has also been lead counsel in seven trials, and he has been victorious in all four of the jury trials he has taken to verdict. Mr. Shapiro is an experienced appellate lawyer, and has conducted numerous internal investigations. He is a 1986 graduate of Yale Law School, where he was an editor of the *Yale Law Journal*. After law school, he clerked for the Hon. Robert L. Carter in the Southern District of New York, before joining Patterson Belknap.

Mr. Shapiro has been recognized as a leading practitioner in *Chambers USA*. *Chambers* has said Mr. Shapiro is "a highly regarded player," and is "known for handling high-stakes litigation, both commercial and media and entertainment focused." *Chambers* quotes a client who comments that: "*If we have litigation, he would be my first choice. He's a brilliant lawyer, extremely good to work with, pragmatic and has a great personality. Whenever issues come up day to day, I call Saul.*" *Chambers* found that he is "very responsive and creative" and "is admired for his depth of experience in intellectual property and in litigation generally" and also "*excels in internal investigations...as well as exercising good judgment so that disputes can be resolved as expeditiously and cost-effectively as possible.*" Clients also praise the "*astute and highly talented*" Mr. Shapiro for "*his understanding of the pressures facing clients*" and "*his amazingly quick turnaround times.*"

Euromoney Institutional Investor PLC's *Benchmark: America's Leading Litigation Firms and Attorneys* lists Mr. Shapiro as a "Litigation Star" for New York. Clients quoted in *Benchmark* have said of Mr. Shapiro, "*He is a highly intelligent, diligent and commercial-minded attorney who is enjoyable to work with.*" Mr. Shapiro has also received Martindale-Hubbell's highest "AV" rating, has been named by *Super Lawyers* in the area of general litigation, and is named among *The Best Lawyers in America*®.

Education

- Yale Law School (J.D., 1986)
 - Editor, *Yale Law Journal*
- Brown University (A.B., *magna cum laude*, 1981)

Admissions

- U.S. Supreme Court
- U.S. Court of Appeals, Second Circuit; Fourth Circuit
- U.S. District Court, Southern and Eastern Districts of New York

Patterson Belknap

- New York
- District of Columbia

Professional Activities

HONORS: Named in *Chambers USA* in the area of Media & Entertainment Litigation; Listed as a "Litigation Star" for New York in Euromoney Institutional Investor PLC's *Benchmark: America's Leading Litigation Firms and Attorneys*; Named among *The Best Lawyers in America*; Named in *Super Lawyers* in the area of General Litigation; Named in *Best Lawyers in America*

MEMBERSHIPS: Chair, Federal Bar Council Public Service Committee; Member (and past Chair), Advisory Board for Legal Outreach; Board Member, Brooklyn Legal Services Corporation A; Member, New York State Bar Association (Committee on Media Law); Member, Attorney Advisory Group of the Second Circuit Judicial Council Committee on Civic Education & Public Engagement

Commercial Litigation

Below are representative commercial litigation matters for Mr. Shapiro.

Fortune 500 Media Company

Won dismissal of industrial espionage matter at summary judgment arising from a competitor's allegation that client employed consultants to illegally access a proprietary database. After winning dismissal of the RICO claims at the motion to dismiss stage, then won summary judgment decision dismissing Sherman Act, Lanham Act, and myriad state law claims and leaving only limited claim of unfair competition that plaintiff voluntarily dismissed. After two-day hearing won motion excluding adversary's damage expert. The Second Circuit affirmed the district court's summary judgment decision resulting in a complete victory for our client.

Leading Communications Company

Won dismissal of a suit by former founder of mobile gaming company who alleged fiduciary duty and related claims arising from sale of company.

Energy Company

Represented large energy company in litigations stemming from disputed appraisals when energy company sought to repurchase interests in utility plant sold pursuant to sale-leaseback agreements. Litigations ended in either dismissal affirmed on appeal or favorable settlement.

Broadband and Wireless Provider

Obtained TRO leading to favorable settlement in federal court action brought to assert client's right to capacity on an undersea cable.

Leading Financial Information Provider

Represented financial information provider in federal lawsuit against competitor who illegally gained access to client's computer system, leading to favorable settlement.

Major Financial Communications Company

Won dismissal of federal action claiming damages resulting from allegedly negligent issuance of unique identifying number to two securities.

Patterson Belknap

Media Company

Represented substantial minority shareholder of media company. Won jury verdict finding company CEO bilked funds, followed by bench trial regarding valuation of company.

Limited Partner

Represented limited partner in three-month trial in Delaware Chancery Court regarding scope of corporate duty of loyalty clause and duty not to compete arising from licensing of electronic trading system.

Fitness Club Chain

Represented fitness club chain in winning dismissal of consumer class actions challenging provisions of clubs' membership agreement. Argued and won dismissal in Massachusetts' highest court and New York's Appellate Court.

Real Estate and Travel Services Conglomerate

On behalf of corporate client won largest settlement ever from accounting firm in federal action alleging fraud and negligence by auditing firm in audits of the former CUC International, Inc.

Advertising Litigation

Below are representative advertising litigation matters for Mr. Shapiro.

Cable System Operator

Obtained preliminary injunction enjoining the leading satellite provider from airing nationally broadcast television commercials. Successfully argued appeal which led the Second Circuit to redefine several key doctrines in the law of false advertising.

Cable System Operator

Successfully defended cable systems operator against TRO seeking to enjoin client's national advertising campaign.

Cable Systems Operator

Successfully defended cable systems operator in federal court against preliminary injunction seeking to enjoin client's major advertising campaign

Internet Service Provider

Represented major internet service provider in federal litigation regarding internet speed claims, resulting in successful resolution.

Internet Service Provider

Represented a major internet service provider in claims regarding Wi-Fi and related issues.

Internet Service Providers

Successfully represented clients at NAD regarding their advertising and advertising of competitors on issues relating to internet performance, WiFi, speed, and related issues.

Investigations

Patterson Belknap

Below are representative investigations for Mr. Shapiro.

Major Internet Companies

Represented internet companies in investigations by the New York Attorney General's Internet Bureau. The investigations involved, among other things, whether ISP's have delivered the internet speeds advertised to consumers, and the security of financial transactions conducted online.

Major Media Companies

Conducted investigations of alleged wrongdoing and likely legal impact, culminating in lengthy reports. Subject of investigations include: \$100 million overrun in software agreement; problems with content disseminated by company; and executive who was allegedly taking unauthorized actions on the company's behalf.

Major Financial Media Company

Representation of major media company in investigation by New York Attorney General into whether client's expert network service aided and abetted insider trading. Investigation resulted in no action against company. Rewrote company compliance policies.

Major Financial Information Provider

Representation of major financial information provider in investigations by state attorney general's office and Securities and Exchange commission.

CDO Banker

Representation of CDO banker in investigation of potential wrongdoing by New York Attorney General's office and Securities and Exchange Commission arising out of financial crisis. No action taken against client.

Major Media Company

Conducted internal investigation of wrongdoing by executives in company subsidiary.

Sports Association

Representation of sports association with respect to internal hearing concerning alleged violation of association's rules by members and subsequent litigation.