

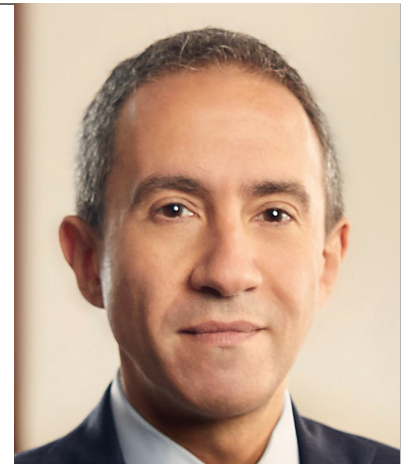
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TRAILBLAZERS

LITIGATION

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What was the genesis of the idea/path that has made you a trailblazer?

Qualcomm may not be a household name, but its technology is foundational to people's everyday lives and enables other companies' innovation. I have represented Qualcomm on antitrust issues for thirteen years, and for much of that time its business was under attack globally in various ways. The FTC challenged core aspects of Qualcomm's business. It was a multi-year battle from investigation to trial to success on appeal, and we were counsel from the beginning to the end. The Ninth Circuit decision rejecting the FTC's claims was a vindication of the defense we had presented around the world for years. It has been a privilege to represent such a pioneering and innovative company, and to play a role in preserving its ability to continue innovating.

What sort of change has resulted from the concept?

The Ninth Circuit's ruling will have a lasting impact on the intersection of patent rights and antitrust law. The court unanimously rejected the FTC's core theory of antitrust harm. Had we not prevailed on appeal, Qualcomm would have been forced to change its patent licensing practices and fundamentally alter the way it does business. The victory allows our client to continue inventing and investing in cutting-edge cellular and other technologies that are used by people around the world.

What bearing will this have on the future?

Qualcomm's research and development is funded principally by the licensing and modem chipset business practices the FTC had sought to challenge. Qualcomm is the only U.S. company committed to 5G development, and it has led each generation of mobile communication advancement. This win has cleared a path for Qualcomm to create new essential and novel technologies.

CRAVATH, SWAINE & MOORE LLP