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INTELLECTUAL PROPERTY LAW

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Wins Patent Infringement
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Washington, D.C. - December 2001 -- Banner & Witcoff has successfully represented Akamai Technologies, Inc and the Massachusetts Institute of Technology (MIT), both of Cambridge, MA, recently in a patent infringement case against Digital Island, Inc., a wholly owned subsidiary of Cable & Wireless.

The Banner & Witcoff win took place before a jury trial in the U.S. District Court of Massachusetts. The same jury also found that Akamai and MIT were not infringing a patent owned by Digital Island.

“We are gratified by the jury’s decisions – both in favor of our clients, Akamai and MIT, and against Digital Island,” says Mark Banner, the lead Banner & Witcoff attorney on the case.

The verdict, which came at the end of a two-week trial in Boston, was the result of lawsuits filed by the companies in 2000. Akamai and MIT had sued Digital Island for infringing two patents for Internet content delivery. MIT holds the patent for content delivery technologies and exclusively licenses it to Akamai. The issue of damages is subject to a separate trial at a later date.

Other Banner & Witcoff attorneys involved in the case included Christopher Renk, Pieter van Es, John Iwanicki, Ernest Linek and Aimee Boss. Says Banner, “I was fortunate to be working with this team – one that is difficult to beat. It was also great to have young and talented lawyers on the team, such as Ms. Boss, who helped in court by doing such things as taking witnesses in a jury trial.

Akamai is a leading provider of secure, outsourced e-business infrastructure services and software. MIT is one of the leading centers for the study of science and technology.

For further information please contact Mark Banner at (312) 715-1000 or by e-mail at mbanner@bannerwitcoff.com.

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Banner & Witcoff, Ltd. is dedicated to excellence in the specialized practice of intellectual property law, including patent, trademark, copyright, trade secret, computer, franchise and unfair competition law. The firm actively engages in the procurement, enforcement and litigation of intellectual property rights throughout the world, including all federal and state agencies, and the distribution of such rights through licensing and franchising. The firm has 80+ attorneys and agents in its Chicago, Washington, D.C., Boston and Portland, OR offices.

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