



# Appeals & Critical Issues

*Attorneys Who Win High-Stakes Cases Through Legal Strategy and Advocacy*

Faegre Drinker's appeals and critical issues team briefs, argues and wins complex, high-profile cases in the U.S. Supreme Court, the U.S. courts of appeals and state appellate courts nationwide. In addition, because the best appeal is one the other side must take, we integrate with Faegre Drinker litigators to develop and execute legal strategies to win cases in trial courts and administrative agencies.

## 50+

dedicated appellate  
attorneys located  
across the U.S.

Backed by more  
than **200 former  
clerks firmwide**  
from the U.S.  
Supreme Court,  
U.S. courts of  
appeals, state  
supreme courts and  
courts of appeals,  
and district courts  
around the country.

## Recent Appellate Victories



### Sixth Circuit win for Nissan North America, Inc.

reversing certification  
of ten statewide  
class actions alleging  
defect in automatic  
emergency  
braking systems.



### Seventh Circuit win for AT&T Services, Inc., and DirectTV, LLC

affirming summary  
judgment against  
unfounded allegations  
of discrimination in  
contracting under 42  
U.S.C. § 1981.



### Eighth Circuit win for LivaNova

affirming judgment  
against unfounded  
earnout claims  
alleging failure to use  
sufficient effort  
to obtain approval  
of acquired  
medical device.



### Ninth Circuit win for Volkswagen Group of America, Inc.

affirming dismissal of  
putative class action  
under the Washington  
Privacy Act.



### Tenth Circuit win for Leavell-McCombs Joint Venture

reversing district  
court, overruling  
environmental  
challenges, and  
affirming government's  
grant of road access  
to private land.



### Federal Circuit win for Cirrus Design

affirming decision  
that all claims of  
the patent-in-suit  
asserted against  
Cirrus Design  
were unpatentable.

## Areas of Focus

Antitrust

Arbitration

Class Actions

Commercial Disputes

Energy and  
Environmental Law

Insurance

Intellectual Property

International Arbitration

Labor and Employment

Privacy

Product Liability

Torts

Trade Secrets

White Collar