



**Anand C. Mathew**  
**Partner**

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**PRACTICES**

- Litigation
- Professional Liability
- Intellectual Property Litigation
- Class Actions
- Complex Commercial Litigation
- Labor and Employment
- Restrictive Covenants and Trade Secret Litigation
- Antitrust and Trade Regulation

Anand Mathew is an experienced trial and appellate attorney who represents clients nationwide, focusing his practice on commercial and business litigation, including appellate and trial work, antitrust and trade regulation, arbitration and mediation, class actions, intellectual property, labor and employment, professional responsibility, and complex commercial litigation.

Anand has represented a range of clients—from Fortune 500 companies to closely held corporations—and is often successful in achieving business objectives without litigation. Well-regarded for his efficiency and poise under pressure, he is known for his unique ability to quickly get up to speed on a case, analyze the potential outcomes, and execute a litigation or non-litigation strategy that will cost-effectively achieve a client's objectives.

**EDUCATION**

**Northwestern University  
School of Law, J.D.**

- Cum laude
- Northwestern University Law Review
- Bluhm Legal Clinic

**Northwestern University, B.A.**

- Computing and Information Systems
- Cognitive Science

**PROFESSIONAL  
AFFILIATIONS**

- American Bar Association
- South Asian Bar Association

## **HONORS**

### *Chicago Law Bulletin*

- Top 40 Under 40 Attorneys in Illinois, 2018

### *Illinois Super Lawyers*

- Recognized as a Rising Star, 2012-2018

### *Emerging Lawyers Magazine, 2017*

- Recognized in practice areas of:
  - Antitrust Law
  - Commercial Litigation
  - Intellectual Property Law

## **EXPERIENCE**

### **APPELLATE**

- Obtained complete reversal in the Federal Circuit of an \$11 million fee award entered under Section 285 of the Patent Act; defended result on petition for certiorari review to the U.S. Supreme Court.
- Obtained affirmance of \$2.9 million judgment in the Seventh Circuit against real estate management company for fraudulent transfer and successor liability.
- Litigated novel issue of antitrust injury in the Second Circuit on behalf of global consumer products manufacturers as opt-out plaintiffs in multi-district class action litigation alleging that several banks and metal trading companies conspired to fix the price of primary aluminum sold in North America.
- Litigated qui tam standing issue in the Seventh Circuit for relator seeking to obtain share of settlement between client and government.
- Submitted amicus brief in the Illinois Court of Appeals regarding enforceability of non-compete provisions under Illinois law.
- Represented Am Law 100 law firm on claims relating to sale of property in foreclosure litigation. Obtained dismissal of all of plaintiffs' claims and affirmance in the Illinois Court of Appeals.

### **TRIALS**

- Represented Am Law 50 law firm on malpractice and breach of fiduciary duty claims brought by former client relating to False Claims Act litigation. Obtained summary judgment on all of plaintiffs' claims and settled law firm's counterclaim for unpaid fees on the first day of trial in the Circuit Court of Cook County.

- Represented inmate in Section 1983 litigation settled shortly before trial in the Northern District of Illinois based on favorable rulings obtained during pre-trial motions.
- Brought claims by company against former employees for breach of non-compete agreements to trial in Cuyahoga County, Ohio.
- Represented plaintiffs in jury trial in the Northern District of Illinois relating to the unauthorized misappropriation of funds by a trustee.
- Represented manufacturer in patent infringement jury trial in the Northern District of Illinois.

### **ANTITRUST AND TRADE REGULATION**

- Litigated novel issue of antitrust injury in the Second Circuit on behalf of two opt-out plaintiffs in multi-district class action price manipulation litigation.
- Defended a technology company against monopolization claims involving electronic article surveillance products.

### **ARBITRATION AND MEDIATION**

- Represented client in arbitration proceedings before the American Arbitration Association and assisted in U.K. counsel in arbitration proceedings before the London Maritime Arbitrators Association.
- Represented client in mediation before a Circuit Court of Cook County judge in litigation brought by former seller of corporation seeking to eliminate non-competition restrictions and additional compensation for sale.
- Represented large retailer in mediation before a United States District Court magistrate judge and obtained favorable settlement on breach of contract claim.
- Represented large energy company in mediation before a United States District Court magistrate judge and obtained favorable settlement on breach of contract claim.
- Represented large retailer in private mediation in breach of contract and fraud dispute brought by former Chief Marketing Officer.
- Successfully compelled arbitration and obtained dismissal of suit brought against investment firm by individual claiming a partnership interest in the firm.
- Represented German client in arbitration proceedings before the International Centre for Dispute Resolution relating to a partnership agreement dispute.

### **CLASS ACTIONS**

- Represented leading global consumer products manufacturers as opt-out plaintiffs in multi-district class action litigation alleging that several banks and metal trading companies conspired to fix the price of primary aluminum sold in North America./li>

- Represented numerous clients in class actions brought under the Telephone Consumer Protection Act relating to the sending of unsolicited faxes and/or text messages.

## **INTELLECTUAL PROPERTY LITIGATION**

- Obtained complete reversal in the Federal Circuit of an \$11 million fee award entered under the Patent Act; defended result on petition for certiorari review to the U.S. Supreme Court.
- Represented manufacturer in patent infringement and false marking litigation against competitor.
- Represented manufacturer of printing equipment in patent infringement litigation brought against competitor.

## **LABOR AND EMPLOYMENT**

- Submitted amicus brief in the Illinois Court of Appeals regarding enforceability of non-compete provisions under Illinois law.
- Successfully defeated motion for temporary restraining order and motion for preliminary injunction brought by former seller of corporation seeking additional compensation for sale and to eliminate non-competition restrictions.
- Successfully defeated motion for temporary restraining order and prevailed on motion to dismiss in litigation brought by former employer against employee that had joined a competitor.
- Represented large retailer in breach of contract and fraud dispute brought by former Chief Marketing Officer.
- Brought trade secret and non-competition claims against former employees that began working for a competitor.
- Led client investigation into former president of subsidiary company of large manufacturer to address potential product safety concerns.
- Represented client on claims relating to negotiation of a collective bargaining agreement and claims under the Illinois Wage Payment and Collection Act.
- Obtained summary judgment against consultant claiming employee benefits for services that he performed for a non-profit.
- Represented German client in arbitration proceedings before the International Centre for Dispute Resolution relating to a partnership agreement dispute.
- Represented closely-held business in partnership dispute brought by senior partner in the office.

## **PROFESSIONAL RESPONSIBILITY**

- Represented Illinois and Spanish clients in professional malpractice action brought against former attorney relating to administrative proceedings before the United States Department of Commerce.
- Represented Am Law 50 law firm on claims brought by former client relating to False Claims Act litigation. Obtained summary judgment on plaintiff's claims and settled law firm's counterclaim for unpaid fees on the first day of trial.
- Represented Am Law 100 law firm on claims relating to sale of property in foreclosure litigation. Obtained dismissal of all of plaintiffs' claims and affirmance in the Illinois Court of Appeals.
- Represented professional auditing firm in several Illinois lawsuits relating to investments in an alleged Ponzi scheme.
- Represented Am Law 50 law firm on claims brought by former client relating to negotiation of a collective bargaining agreement and claims under the Illinois Wage Payment and Collection Act.

#### **COMPLEX COMMERCIAL LITIGATION**

- Obtained complete reversal in the Federal Circuit of an \$11 million fee award entered under the Patent Act; defended result on petition for certiorari review to the U.S. Supreme Court.
- Represented leading global consumer products manufacturers as opt-out plaintiffs in multi-district class action litigation alleging that several banks and metal trading companies conspired to fix the price of primary aluminum sold in North America.
- Litigated qui tam standing issue in the Seventh Circuit for relator seeking to obtain share of settlement between client and government.
- Successfully defeated motion for temporary restraining order and motion for preliminary injunction brought by former seller of corporation seeking to eliminate non-competition restrictions and additional compensation for sale.
- Successfully defeated motion for temporary restraining order and motion for preliminary injunction brought by former seller of corporation seeking additional compensation for sale and to eliminate non-competition restrictions.
- Represented clients in trust and estate litigation seeking to reverse transaction resulting in diminution of clients' interest in family company.
- Represented Illinois and Spanish clients in professional malpractice action brought against former attorney relating to administrative proceedings before the United States Department of Commerce.

- Represented Am Law 50 law firm on claims brought by former client relating to False Claims Act litigation. Obtained summary judgment on plaintiff's claims and settled law firm's counterclaim for unpaid fees on the first day of trial.
- Represented Am Law 100 law firm on claims relating to sale of property in foreclosure litigation. Obtained dismissal of all of plaintiffs' claims and affirmance in the Illinois Court of Appeals.
- Obtained dismissal of claims brought against Cayman Islands real estate company in lawsuit brought under the Racketeer Influenced and Corrupt Organizations (RICO) Act, and alleging fraud and breach of fiduciary duty.
- Successfully brought action on behalf of energy company for breach of settlement agreement.
- Obtained affirmance of \$2.9 million judgment in the Seventh Circuit against real estate management company for fraudulent transfer and successor liability.
- Represented large retailer in breach of contract and fraud dispute brought by former Chief Marketing Officer.
- Brought trade secret and non-competition claims against former employees that began working for a competitor.
- Brought fraudulent transfer and successor liability actions against defendants attempting to evade judgment.
- Obtained dismissal with prejudice of claims brought by purported broker claiming commissions for allegedly assisting in the purchase of a bank.
- Successfully defeated summary judgment on claims brought against Bahamian client that purchased counterfeit parts from Chinese seller.
- Represented wine distributor in lawsuit brought by competitor alleging tortious interference.

## **PRO BONO**

- Represented inmate in Section 1983 litigation alleging deliberate indifference to a serious medical need.
- Represented inmate in Section 1983 litigation alleging use of excessive force during arrest in high speed car chase. Defeated defendants' motions for summary judgment and obtained favorable rulings on pre-trial motions, which resulted in a settlement shortly before trial.