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BIG DEALS

TiVo v. Verizon

TiVo Inc. announced a \$250 million settlement with Verizon Communications Inc. on September 24. The dispute resolves one of several patent disputes over TV signal distributors' alleged unlicensed use of TiVo's "time-warp" patent, which covers technology that lets users record TV programs while watching another program at the same time.

TiVo alleged in a suit filed in August 2009 that TV signal distributors were providing set-top playback of recorded programming to their customers based on TiVo's technology without paying TiVo a licensing fee. The case had been scheduled to go to trial in October in federal district court in Marshall, Texas.

Verizon's settlement with TiVo, which calls for a \$100 million up-front payment followed by quarterly installments until 2018, is similar to a \$215 million settlement TiVo struck with AT&T Corporation in January.

Irell & Manella partners **Andrei Iancu** and **Morgan Chu** led the way for TiVo, along with **Andrea Gothing** and **Ronald Schutz** of Robins, Kaplan, Miller & Ciresi. **Michael Kellogg** of Kellogg, Huber, Hansen, Todd, Evans & Figel led for Verizon.

At press time TiVo had similar pending patent suits in East Texas against Motorola Mobility LLC and Cisco Systems Inc. over their set-top boxes. The Motorola case is scheduled for trial in 2013. Chu and Iancu are representing TiVo in both of the cases.

FOR PLAINTIFF TIVO INC. ALVISO, CALIFORNIA)

In-House: senior vice president, general counsel, secretary, and chief privacy officer **Matthew Zinn**, vice president–corporate development **David Fligor**, and senior corporate counsel **Jacob Feldman**.

Irell & Manella: Richard Birnholz, Morgan Chu, Andrei Iancu, Joseph Lipner, Samuel Lu, Ellisen Turner, Ben Yorks, counsel **Babak Redjaian**, **Maclain Wells**, and associates **Douglas Fretty**, **Talin Gordnia**, **Joshua Gordon**,



ANDREA GOTHING
Robins Kaplan

Xinlin Li, **Melissa Sedrish Rabbani**, **Priyanka Rajagopalan**, and **Thomas Werner**. (Yorks and Redjaian are in Newport Beach, California; the rest are in Los Angeles.) The firm has represented TiVo for 12 years. The firm has handled multiple cases, three trials, four trips to the U.S. Court of Appeals for the Federal Circuit, and three settlements and a judgment related to the "time warp" patent that have gleaned almost \$1.1 billion for their client.

Robins, Kaplan, Miller & Ciresi: **Michael Collyard**, **Andrea Gothing**, **Cyrus Morton**, **Ronald Schutz**, **David Swenson**, and associates **Peter Routhier** and **Brock Specht**. (Schutz is in Minneapolis and New York; the rest are in Minneapolis.) Zinn engaged the firm in 2009.

McKool Smith: **Samuel Baxter**, **Garret Chambers**, and **John Franklin Garvish**. (Baxter is in Marshall, Texas; Chambers is in Dallas; and Garvish is in Austin.) The firm was local counsel.

FOR DEFENDANT VERIZON COMMUNICATIONS INC. (NEW YORK)

In-House: Vice president and associate general counsel **Gail Levine**.

Kellogg, Huber, Hansen, Todd, Evans & Figel: **Courtney Elwood**, **Joseph Hall**, **Michael Kellogg**, and **John Rozendaal**. (They are in Washington, D.C.) The firm did not respond to a request for comment.

—Jan Wolfe, with T.C.