



## Elisha Barron

### Associate

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## Overview

Elisha Barron has helped win over \$1 Billion in jury verdicts and settlements. Ms. Barron represents plaintiffs and defendants through every stage of litigation in an array of complex commercial cases, including in intellectual property, antitrust, False Claims Act litigation, and general commercial litigation.

In a 12-month period in 2017-2018, Ms. Barron tried two cases to verdict before federal and state juries, and completed a AAA arbitration before a three-judge panel. Ms. Barron has experience in all key areas of pretrial and trial practice, including examining and cross-examining fact and expert witnesses at trial and arbitration, taking and defending fact and expert depositions, and briefing and arguing dispositive motions. Her national practice has included state- and federal-court actions from California to New York.

Ms. Barron, who was named a Rising Star by *New York Law Journal* in 2019 (ALM), has worked on the following representative matters at Susman Godfrey:

- Won a [\\$706.2 Million jury verdict](#) for client HouseCanary after a 6+ week jury trial in state court in San Antonio, Texas. The case involved claims against Title Source, an affiliate of Quicken Loans, for misappropriation of trade secrets, fraud, and breach of contract. Ms. Barron successfully argued a *Daubert* motion to admit the testimony of a key technical expert and examined that expert at trial, securing testimony pivotal to the jury's finding that HouseCanary's trade secrets had been misappropriated. Ms. Barron took and defended depositions of seven HouseCanary and Title Source witnesses before trial. This win was featured in *Law360's* [How They Won It](#) You can also read more about it [here](#). The verdict was [confirmed by the court in October 2018](#).
- Secured a [\\$450 million settlement](#) - one of the largest ever in the United States by a single whistleblower- in a landmark False Claims Act lawsuit against the Swiss drug manufacturer Novartis Pharmaceuticals Corporation. Ms. Barron deposed pharmacists and nurses across the country, securing key testimony which helped secure the award.
- Secured nearly \$170 million in settlements before fees and expenses in the antitrust case *In re Animation Workers Antitrust Litigation* (N.D. Cal.) for a class of Hollywood animators and visual effects employees who accused several major movie studios of entering into an agreement not to "poach" each other's employees. The case contributed to Susman Godfrey being named '[Class Action Group of the Year](#)' by *Law360*.
- Represented Personalized Media Communications in ongoing patent litigation to protect its patents on innovative technology for delivering programming content.
- Represented wearable fitness pioneer Jawbone in patent litigation against Fitbit in numerous

forums—two actions in the International Trade Commission and two actions in federal district court. Ms. Barron briefed and argued motions regarding the invalidity of Fitbit’s patents, securing favorable rulings for Jawbone on several patents. Ms. Barron also argued at the federal court *Markman* hearing and secured a favorable claim constructions for Jawbone.

- Represented an individual in a confidential AAA arbitration against a former employer for discrimination, and secured a favorable settlement after Susman Godfrey presented her case to a three-judge panel. Ms. Barron examined two key fact witnesses, an expert witness, and conducted the only cross examination before settlement.

Ms. Barron also devotes significant time to pro bono matters, and in 2016 she received an award for outstanding pro bono service from the Legal Aid Society.

Before joining Susman Godfrey, Ms. Barron clerked for Judge Shira Scheindlin on the U.S. District Court for the Southern District of New York, and Judge José Cabranes on the U.S. Court of Appeals for the Second Circuit. She graduated from Yale University with a degree in History of Science and Medicine, and received her J.D., *cum laude*, from Harvard Law School, where she was an editor on the Journal on Legislation.

## Education

- Yale University (B.A., History of Science and Medicine)
- Harvard Law School, *cum laude* (J.D)

## Clerkship

Law Clerk to the Honorable Shira Ann Scheindlin, United States District Court for the Southern District of New York

Law Clerk to the Honorable José A. Cabranes, United States Court of Appeals for the Second Circuit

## Honors and Distinctions

[Named a Rising Star by New York Law Journal](#) (ALM, 2019)

Recipient of the 2016 Pro Bono Publico Award for Outstanding Service to The Legal Aid Society

Articles Editor, Harvard Journal on Legislation

Dean’s Scholar, Legal Research and Writing

## Professional Associations and Memberships

New York State Bar

U.S. Court of Appeals for the Federal Circuit

U.S. District Court for the Southern District of New York

U.S. District Court for the Eastern District of New York

Member, American Inn of Court

## Publications

Note, Federal Law Requires HPV Vaccine For Green-Card Applicants, 37 J. L. Med. Eth. 149 (2009).

Recent Development, The DREAM Act, 48 Harv. J. on Legis. 623 (Summer 2011).