

Andrew K. Fletcher | Partner
Business Litigation

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Andy Fletcher has 30 years' experience as a trial lawyer in complex business litigation. In the first eight months of 2022, Andy won three jury verdicts for his clients in patent trials held in Texas and Pennsylvania. Andy has tried numerous jury and non-jury trials to verdict in federal and state courts across the country, and he has led trial teams conducting arbitrations in Stockholm, London, and Zurich, and the United States.

Andy's trial experience includes patents, torts, civil rights, contracts, business torts, trade secrets, restrictive covenants, breach of fiduciary duty, corporate governance, shareholder disputes, trusts, and accountant and attorney liability. He has extensive experience representing technology-focused businesses, including software and systems, chemistry, chemical engineering, and mechanical engineering. On the appellate level, Andy has argued appeals before the U.S. Court of Appeals for the Third, Fourth, and Eleventh Circuits, the Pennsylvania Commonwealth Court, and the California Court of Appeal.

From 1992 to 1993, Andy served as a law clerk for the Honorable Sam C. Pointer, Jr., Chief Judge of the U.S. District Court for the Northern District of Alabama. During law school, Andy was the notes editor for the *Virginia Journal of International Law*.

Outside The Firm

Andy serves as a Trustee of the Allegheny County Bar Foundation. He also serves as the President of Virginia Rowing Association, which oversees men's rowing at the University of Virginia.

Select Engagements

- Jury verdict in the Western District of Texas in January 2022 for infringement of a patent covering a down-hole drilling tool.
- Jury verdict in the Western District of Pennsylvania in March 2022 invalidating five patents relating to beverage can coatings.
- Jury verdict in the Western District of Texas in August 2022 for patent infringement.
- Bench trial win in Orange County, California, defeating breach of fiduciary duty claims seeking in excess of \$20 million after a five week trial.
- Trade secret cases relating to a variety of technologies and proprietary information, including a bench trial win after a five week trial in Montgomery County, Pennsylvania defeating a \$10 million theft of trade secrets claim.
- Patent infringement cases relating to a variety of technologies, including oil and gas drilling technology, beverage can coatings, water treatment processes, gas-to-liquids technology, and chemical milling equipment.
- Prosecuting and defending tortious interference claims, including conducting a two-week federal jury trial resulting in the successful settlement of multiple litigations relating to industrial supply contracts.
- Prosecuting and defending breach of contract and breach of warranty cases with related tort claims, including winning a jury verdict enforcing contract claims worth more than one million dollars, winning a jury verdict defeating contract claims worth more than \$10 million, and obtaining summary judgment defeating a contract claim worth more than \$28 million.
- Numerous international arbitrations, including a Stockholm arbitration relating to the breach of a multibillion dollar uranium supply agreement, and a London arbitration relating to the termination of a manufacturing company's joint venture in India.
- Numerous transnational litigations in the United States and abroad, including cases involving theft of trade secret information governed by French law; breach of contract and misappropriation of confidential information involving German and Swiss law; shareholder and employment disputes governed by English law; breach of contract and failure to comply with corporation governance requirements under Indian law; and cross-claims and enforcement of judgments governed by Italian law.
- Numerous cases involving corporate governance and breach of fiduciary duty, including successful litigation in Delaware Chancery Court over the dissolution of a closely held Delaware corporation.
- Litigation relating to the ownership of oil, gas, and mineral rights located in the Marcellus Shale.
- Representation of various companies and employees in litigation over employees' restrictive covenants and claims of unfair competition, theft, and/or disclosure of trade secrets.
- Numerous cases involving disputes over software development and implementation, including representation ERP and financial forecasting software developers and integrators.

Admissions

- Pennsylvania
- United States Court of Appeals for the Third Circuit
- United States Court of Appeals for the Eleventh Circuit
- U.S. District Court - Eastern District of Pennsylvania
- Georgia
- U.S. District Court - Middle District of Pennsylvania
- U.S. District Court - Western District of Pennsylvania
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Fifth Circuit
- United States Court of Appeals for the Fourth Circuit
- U.S. District Court - Northern District of Georgia

Education

- Yale University, BA
- University of Virginia School of Law, JD, Order of the Coif