



## Kathryn W. Bayer

Of Counsel  
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Kathryn is a litigator who focuses her practice on complex commercial disputes, including patent, securities and antitrust matters. She has experience in all aspects of litigation, from pre-filing counseling through trial and appeals. She has litigated cases in state and federal courts, both in Illinois and throughout the country, and her clients have included manufacturers, pharmaceutical companies, insurance companies, technology companies, auditors and real estate groups.

Working with clients from different industries enables her to approach every case she handles with a fresh perspective. Handling one case for a manufacturer followed by another for a pharmaceutical company enables her to think creatively about whether an approach used for one client could benefit another type of client in a different industry. Kathryn works closely with businesses through each step of litigation so they know what to expect and so her clients understand how they will work together to best meet their needs.

### Services

- Litigation
- Appellate | Legal Issues

### Education

- Washington University School of Law (J.D., *magna cum laude*, 2008)
  - Washington University Law Review, notes editor
  - Order of the Coif
- University of Notre Dame (B.A., *cum laude*, 2005)
  - History

### Bar Admissions

- Illinois
- Ohio

### Court Admissions

- U.S. Court of Appeals for the Sixth Circuit
- U.S. Court of Appeals for the Seventh Circuit
- U.S. District Court for the Northern District of Illinois
- U.S. District Court for the Central District of Illinois

## Experience

### **Successfully Defended a Pharmaceutical Company During a Patent Infringement Lawsuit**

Kathryn defended her client, a pharmaceutical company, who was named in a patent infringement lawsuit under the Hatch-Waxman Act. She successfully defended her clients at trial and on appeal.

### **Successfully Defended a Real Estate Agency's Planned Building Sale**

A putative class challenged a real estate trust's building sale, alleging that they should have gotten more money. Kathryn successfully defeated a motion for a preliminary injunction. After going through depositions and discovery she was able to leave the case with a positive result for her client, allowing the sale to go through.

### **Attained a Substantial Settlement for a Manufacturing Client**

Kathryn represented a plaintiff, a solar panel manufacturer, alleging claims of Sherman Anti-Trust Act violations against a group of competitors suspected of price fixing and tortious interference with contract and other anti-competitive conduct. She successfully defeated a motion to dismiss, took extensive discovery, defended her client during discovery and won a motion to compel the defendants to produce additional necessary discovery. Kathryn ultimately filed an affirmative motion for summary judgement, which lead to settlement talks and resulted in a substantial settlement for her client.

### **Successfully Defended an Insurance Company Against Workers Compensation Claims**

Numerous non-physician medical service providers alleged Kathryn's client, an insurance company, owed them compensation under the Illinois Workers Compensation Statute. The court dismissed the action as plaintiffs had no direct right of action against her client, and the ruling was upheld on appeal.