

## Complex Litigation

*“Smart, sophisticated and can handle matters of the greatest complexity.” Client Commentary, Chambers USA*

Caplin & Drysdale litigators are regularly asked to handle complex business, financial, and commercial disputes that have put a business in peril. We also represent plaintiffs around the world seeking to have their rights vindicated through the court system. Our litigators efficiently handle matters of varying sizes, emphasizing close communication with clients, hands-on involvement by senior lawyers, and lean staffing in relation to the size of the matters we handle. Our aim is to deliver excellent value for our clients. View our brochure.

### Areas of Focus

#### Commercial Litigation

Through case analysis and strategy crafting, gathering and proving of facts, persuasive written advocacy, and effective oral presentation, Caplin & Drysdale's complex litigation group is equipped to handle virtually any kind of commercial or financial dispute where the stakes are high.

#### Representative Engagements

1. Caplin & Drysdale pursued a wrongful corporate spinoff and fraudulent transfer case in a major Chapter 11 proceeding.

*Result:* Compensation estimated at over \$1 billion dollars was recovered.

2. Following the collapse of a bank holding company and its lead banking subsidiary, Caplin & Drysdale was retained to represent the principal executive officers and directors of the company in a combined class action securities fraud and derivative suit seeking damages in excess of \$100 million.

*Result:* Following denial of class certification and during the pendency of defense motions for summary judgment, the case was settled for a small fraction of the damages initially sought.

#### Securities and Financial Products

From traditional securities cases to disputes involving the latest financial products and innovations, the litigators at Caplin & Drysdale can handle your dispute.

#### Representative Engagements

1. Two of the firm's partners served as plaintiffs' class counsel in what may have been the longest-running securities fraud litigation ever seen in this country.

*Result:* The case involved a six-week jury trial on behalf of nine separate plaintiff classes in which judgments were obtained against all of the principal defendants and that was sustained on appeal, including two visits to the United States Supreme Court. In the process our clients benefited from six

separate partial settlements aggregating in excess of \$60 million.

2. Following the collapse of a bank holding company and its lead banking subsidiary, Caplin & Drysdale was retained to represent the principal executive officers and directors of the company in a combined class action securities fraud and derivative suit seeking damages in excess of \$100 million.

*Result:* Following denial of class certification and during the pendency of defense motions for summary judgment, the case was settled for a small fraction of the damages initially sought.

3. Caplin & Drysdale represented investors in a federal class action involving alleged violations of Sections 10 (b) and 20(a) of the Securities Exchange Act of 1934 and the regulations promulgated thereunder.

*Result:* After successfully opposing a motion to dismiss, the case was favorably settled.

## Trade Secrets, False Advertising

When the dispute involves business practices, Caplin & Drysdale attorneys are well-equipped to litigate and resolve disputes with effective advocacy and creative solutions.

### Representative Engagements

1. Caplin & Drysdale was retained by an SEC-registered investment adviser that was sued by a competitor. The lawsuit alleged that our client violated federal laws prohibiting false advertising and that it also violated trade secret and copyright law by wrongfully taking a computer program used to select stocks for investments. The plaintiff competitor sought millions of dollars in damages and an injunction that would have effectively put our client out of business.

*Result:* Shortly after being retained, Caplin & Drysdale drafted advertising guidelines for our client, obtained the dismissal of the trade secrets and computer copyright claims, and drafted a letter for our client's customers explaining the litigation to them. The case was eventually tried. The Court awarded the plaintiff less than five percent of the damages it sought and required our client to follow the advertising guidelines Caplin & Drysdale had drafted. Because of our efforts, the client was able to continue using the computer program, continue its advertising efforts, and expand its business without interruption by its competitor.

2. An executive in a prominent communications company was sued in an individual capacity in a nationwide class action alleging consumer fraud and retained the firm to defend him.

*Result:* After successful motions to dismiss undercut key claims against the client, the case was settled

before class certification.

### **Class Actions**

Our experience allows us to quickly focus on the most important issues in the litigation, efficiently gather the evidence and information our clients will need to win the case, and obtain favorable results for our clients through settlement, summary judgment, or trial.

### **Representative Engagements**

1. An executive in a prominent communications company was sued in an individual capacity in a nationwide class action alleging consumer fraud and retained the firm to defend him.

***Result:*** After successful motions to dismiss undercut key claims against the client, the case was settled before class certification.

2. Caplin & Drysdale represented investors in a federal class action involving alleged violations of Sections 10(b) and 20(a) of the Securities Exchange Act of 1934 and the regulations promulgated thereunder.

***Result:*** After successfully opposing a motion to dismiss, the case was favorably settled.

3. Following the collapse of a bank holding company and its lead banking subsidiary, Caplin & Drysdale was retained to represent the principal executive officers and directors of the company in a combined class action securities fraud and derivative suit seeking damages in excess of \$100 million.

***Result:*** Following denial of class certification and during the pendency of defense motions for summary judgment, the case was settled for a small fraction of the damages initially sought.

### **Professional Liability**

Our attorneys know how to move quickly to take over a malpractice dispute and handle every aspect of it — from dealing with the insurer on coverage questions, to analyzing the substantive problem, finding, retaining and educating the proper experts and, if necessary, trying the case. We have served both as counsel to law firms and lawyers against whom claims are being asserted and as expert witnesses testifying on the standard of care in various substantive fields as well as the reasonableness of legal fees.

### **Representative Engagements**

1. Our attorneys represented another national law firm in defense of a \$110 million legal malpractice claim arising from admittedly erroneous advice about the reach of the Investment Company Act of 1940.

***Result:*** We successfully challenged the credentials of a law school professor to testify as to the standard of care for a practicing lawyer and won a motion for summary judgment that was affirmed.

2. An attorney facing abuse of process and civil conspiracy claims arising out of representation of a personal representative in a multi-million dollar estate retained the firm to defend him.

*Result:* After targeted discovery, Caplin & Drysdale filed a summary judgment motion that successfully disposed of all claims, and sustained that judgment on appeal.

## Trust and Probate Matters

Trusts and estates present a range of unique issues in litigation. Caplin & Drysdale attorneys have experience with disputes involving many different types of trusts and a wide variety of estate and probate matters.

### Representative Engagements

1. A nonprofit religious organization funded by a fifty year-old trust with high-value real estate holdings retained Caplin & Drysdale to seek reformation of that trust to broaden the purposes for which the funding could be used. The modification was opposed.

*Result:* After a week-long trial, the court reformed the trust in the manner sought by the organization.

1. An attorney facing abuse of process and civil conspiracy claims arising out of representation of a personal representative in a multi-million dollar estate retained the firm to defend him.

*Result:* After targeted discovery, Caplin & Drysdale filed a summary judgment motion that successfully disposed of all claims, and sustained that judgment on appeal.

## Mass Tort Resolution

Caplin & Drysdale is home to several of the nation's leaders in mass tort creditors' rights litigation. Our team has many years of experience working with mass tort victims and their tort lawyers to ensure that they receive fair compensation.

### Representative Engagements

1. Retained as lead counsel for the asbestos creditors committee in bankruptcy proceedings, the firm was charged with establishing the debtors' total liability for asbestos personal injury claims.

*Result:* Caplin & Drysdale attorneys established the debtors' total asbestos liability was billions more than the opposing parties claimed. The debtor paid several billion dollars to fund a trust designed to pay asbestos victims for decades.

1. Claimants injured by chemical exposure retained Caplin & Drysdale to protect their interests when their defendant corporation filed for bankruptcy.

*Result:* Our attorneys negotiated an agreement providing for a payment of tens of millions of dollars to settle those claims.

## Related Practices

Bankruptcy

## News & Insights

### NEWS

Law360 Quotes Monty Crawford and Highlights Caplin & Drysdale Team in *Deutsche Bank AG v. Devon Park Bioventures LP* Case  
*Law360*, 07.31.2023

Caplin & Drysdale Helps Dismiss Improperly Filed Mass Tort Bankruptcy  
06.09.2023

Caplin & Drysdale Welcomes Serafina Concannon to Firm's Complex Litigation and Bankruptcy Groups  
01.03.2023

Caplin & Drysdale Welcomes New Associate Nathaniel Brose  
12.12.2022

*U.S. News – Best Law Firms* Recognizes Caplin & Drysdale as a Top-Tier Firm  
Awards & Rankings | 11.03.2022

Caplin & Drysdale Welcomes Wendy Barnett to Firm's Complex Litigation and Bankruptcy Groups  
08.22.2022

"Best Lawyers in America" Names Caplin & Drysdale Attorneys as Leaders in Their Field  
Awards & Rankings | 08.18.2022

Shamara James Named a Top 40 Under 40 Lawyer by The National Black Lawyers  
Awards & Rankings | 07.25.2022

Super Lawyers® Recognizes Caplin & Drysdale Attorneys Among Washington's Top Lawyers  
Awards & Rankings | 05.02.2022

Caplin & Drysdale Appoints Third Female President Ann McMillan  
*Caplin & Drysdale*, 12.01.2021

Caplin & Drysdale Earns 10 Tier 1 Practice-Area Rankings in 12th Edition of *U.S. News – Best Law Firms*®  
Awards & Rankings | *U.S. News & World Report*, 11.04.2021

Caplin & Drysdale Welcomes Allegra Kauffman  
*Caplin & Drysdale*, 10.25.2021

New York Law Journal Quotes Jeffrey Liesemer on Purdue Pharma Case  
*New York Law Journal*, 10.14.2021

Caplin & Drysdale Announces the Election of Two New Members  
10.01.2021

Law360 Quotes Todd Phillips on Aldrich Pump Asbestos Deal  
*Law360*, 09.30.2021

Caplin & Drysdale Attorneys Listed as "Best Lawyers In America"  
Awards & Rankings | 08.19.2021

Caplin & Drysdale Welcomes Shamara James  
07.20.2021

Super Lawyers® Names Caplin & Drysdale Attorneys Among D.C.'s Most Prominent Practitioners  
Awards & Rankings | *Super Lawyers*, 04.29.2021

Caplin & Drysdale Welcomes Shah Raafi  
03.03.2021

Tier 1 Rankings for Caplin & Drysdale's Practice Groups in U.S. News – Best Law Firms' List  
Awards & Rankings | *U.S. News & World Report*, 11.05.2020

Caplin & Drysdale Welcomes Lucas Self  
11.02.2020

Kevin Maclay Speaks to Bloomberg on Purdue Pharma Settlement  
*Bloomberg Law*, 10.22.2020

Kevin Maclay Speaks to Law360 on Mallinckrodt Bankruptcy  
*Law360*, 10.14.2020

WSJ Quotes Kevin Maclay on Mallinckrodt Bankruptcy  
*The Wall Street Journal*, 10.14.2020

Caplin & Drysdale Welcomes Monty Crawford  
10.13.2020

Caplin & Drysdale Earns Top Ranking in 2021 "Best Lawyers in America"  
Awards & Rankings | *U.S. News & World Report*, 08.20.2020

Caplin & Drysdale D.C. Attorneys are Recognized by Super Lawyers®  
Awards & Rankings | *Super Lawyers*, 05.04.2020

Caplin & Drysdale Welcomes Katy Zende  
02.10.2020

Caplin & Drysdale Promotes Kevin M. Davis to Of Counsel  
01.28.2020

Caplin & Drysdale Earns Top-Tier "Best Law Firms" Rankings in 10th Edition of U.S. News – Best Lawyers  
Awards & Rankings | *U.S. News & World Report*, 11.01.2019

Caplin & Drysdale Welcomes Jonathan Black, George O'Connor, and Sarah Racicot  
09.25.2019

Caplin & Drysdale Attorneys Listed as "Best Lawyers In America"  
Awards & Rankings | 08.15.2019

Caplin & Drysdale Welcomes Nathaniel Miller  
04.30.2019

Super Lawyers® Recognizes 22 Caplin & Drysdale Attorneys in D.C.  
Awards & Rankings | *Super Lawyers*, 04.22.2019

Caplin & Drysdale Earns 11 Tier 1 Practice-Area Rankings in Ninth Edition of *U.S. News – Best Law Firms*®  
Awards & Rankings | *U.S. News & World Report*, 11.01.2018

Law360 Comments on Danish Tax Fraud Case Letter from Caplin & Drysdale Attorneys  
*Law360 Tax Authority*, 10.29.2018

Law360 Quotes Kevin Maclay: PG&E Fire Liability Has California Considering Chapter 11 Alternative  
*Law360*, 08.17.2018

Caplin & Drysdale Improves Ranking in 2019 "Best Lawyers in America"  
Awards & Rankings | 08.15.2018

VIDEO: Jeffrey Liesemer Featured in IR Global Interview on U.S. Insolvency Practices and Procedures  
*IR Global*, 07.18.2018

18 Caplin & Drysdale Attorneys Recognized by Super Lawyers in D.C.  
04.23.2018

Caplin & Drysdale Litigators "Recommended" in 2018 Benchmark Litigation  
Awards & Rankings | *Benchmark Litigation*, 11.28.2017

Caplin & Drysdale Welcomes Caroline Parke  
09.09.2017

Caplin & Drysdale Earns Top Ranking in 2018 "Best Lawyers in America"  
Awards & Rankings | 08.15.2017

Caplin & Drysdale Lawyers Listed Among D.C.'s Most Prominent Practitioners  
Awards & Rankings | *Super Lawyers*, 04.27.2017

Mark Allison and Charles Ruchelman Comment: Record-Low Audit Rates Could Reverse as IRS Alters Exams  
*Bloomberg BNA*, 02.27.2017

Charles Ruchelman Discusses Partnership Audit Rule Freeze Causing Confusion For States  
*Law360*, 02.17.2017

Charles Ruchelman Comments on Montana CPAs Opposing Partnership Audit Legislation  
*Bloomberg BNA's Tax Management Weekly State Tax Report*™, 01.27.2017

IRS Proposed Partnership Audit Rules Withdrawn from OFR  
*www.PartnershipRepresentative.com*, 01.26.2017

Caplin & Drysdale Tax Lawyer Charles Ruchelman Launches Website on New Partnership Audit Rules  
Press Release | *Caplin & Drysdale*, 01.24.2017

Northern Virginia Magazine Names Jeffrey Liesemer to "Top Lawyers" for 2016  
Awards & Rankings | *Northern Virginia Magazine*, 11.22.2016

Clients and Peers Recommend 4 Caplin & Drysdale Litigators in 2016 Benchmark Litigation  
Awards & Rankings | *Benchmark Litigation*, 10.03.2016

Caplin & Drysdale Enters Managed Services Deal with Epiq  
Press Release | *Epiq*, 08.30.2016

Best Lawyers in America Lists 18 Caplin & Drysdale Attorneys  
Awards & Rankings | *U.S. News & World Report*, 08.15.2016

Caplin & Drysdale Listed Among Top Lawyers for Tax, Bankruptcy, Estate Planning and Political Law Awards & Rankings | *Chambers USA*, 06.01.2016

Jeffrey Liesemer Comments on Federal Court Clashes  
*The Deal Pipeline*, 05.13.2016

Super Lawyers Recognizes Caplin & Drysdale Lawyers from Several Practice Areas Awards & Rankings | *Super Lawyers*, 04.26.2016

Caplin & Drysdale Promotes Attorneys in D.C. and New York  
Press Release | *Caplin & Drysdale*, 02.01.2016

U.S. News & World Report Lists Caplin & Drysdale in "Best Law Firms" for 2016 Awards & Rankings | 11.02.2015

Clients and Peers Distinguish Caplin & Drysdale in Chambers' Rankings Awards & Rankings | *Chambers USA*, 05.19.2015

Super Lawyers Lists Caplin & Drysdale Lawyers Both | *Caplin & Drysdale*, 04.23.2015

Caplin & Drysdale's Complex Litigation Group Earns Listing in 2015 Benchmark Litigation Awards & Rankings | *Benchmark Litigation*, 11.10.2014

Caplin & Drysdale Receives High Rankings from 2015 U.S. News-Best Law Firms Awards & Rankings | *U.S. News - Best Lawyers*, 11.04.2014

Caplin & Drysdale Lawyers Earn Best Lawyers Ranking Awards & Rankings | 08.21.2014

With Its Founders, Caplin & Drysdale Celebrates 50 Years of Excellence  
Press Release | *Caplin & Drysdale*, 07.23.2014

Caplin & Drysdale Earns Top Honors in 2014 Chambers USA Awards & Rankings | *Chambers USA*, 05.28.2014

The Washington Post Lists Caplin & Drysdale Attorneys Among the Top Attorneys in D.C. Awards & Rankings | *The Washington Post*, 04.30.2014

Caplin & Drysdale Strengthens Global Tax and Litigation Services  
Press Release | 01.08.2014

Caplin & Drysdale's Complex Litigation Group Listed as Highly Recommended by Benchmark Litigation Awards & Rankings | *Benchmark Litigation*, 10.28.2013

19 Caplin & Drysdale Attorneys Achieve Best Lawyers in America Ranking Awards & Rankings | *U.S. News & World Report*, 10.21.2013

The Legal 500 Recommends Caplin & Drysdale As a Leading Firm For 2013 Awards & Rankings | *The Legal 500*, 06.03.2013

14 Caplin & Drysdale Attorneys Recognized in Chambers USA 2013 Awards & Rankings | *Chambers USA*, 05.29.2013

Super Lawyers Lists Nineteen Caplin & Drysdale Attorneys Awards & Rankings | *Super Lawyers*, 04.29.2013



Caplin & Drysdale Attorneys Recognized by Peers in Best Lawyers in America Awards & Rankings | 03.18.2013

Caplin & Drysdale's Complex Litigation Group Recognized in Benchmark Litigation Awards & Rankings | *Benchmark Litigation*, 12.03.2012

U.S. News Recognizes Caplin & Drysdale With Top Ranking Awards & Rankings | 11.08.2012

Benchmark Litigation Recommends Caplin & Drysdale, Names Three Attorneys as "Litigation Stars" Awards & Rankings | *Benchmark Litigation*, 11.15.2011

The Best Lawyers in America Ranks 19 Caplin & Drysdale Attorneys as Leaders in Their Field Awards & Rankings | *U.S. News & World Report*, 09.01.2011

19 Caplin & Drysdale Attorneys Named Best Lawyers in America Awards & Rankings | *U.S. News & World Report*, 08.04.2010

Chambers USA and Legal 500 Recognize Caplin & Drysdale in 2010 Top Rankings Both | *Chambers USA / The Legal 500*, 06.15.2010

Caplin & Drysdale Raises Three Attorneys to Membership in the Firm, Underscoring its Commitment to Creditors' Rights and Complex Financial Litigation Press Release | 02.01.2010

Chambers USA 2009 Recognizes Eight Caplin & Drysdale Attorneys as 'America's Leading Lawyers' Awards & Rankings | *Chambers USA*, 06.15.2009

European Insolvency Law Struggles to Get Ahead of Soaring Defaults *The Distressed Debt Report*, 05.26.2009

Super Lawyers Recognizes Nine Caplin & Drysdale Attorneys in Five Practice Areas Awards & Rankings | *Super Lawyers*, 03.27.2009

## EVENTS

Kevin Maclay Discusses Tort Liabilities at AIRA Advanced Restructuring & POR Conference  
1:00 PM - 2:30 PM  
11.15.2021

Jeffrey Liesemer Addresses Cross-Border Insolvencies at American Bankruptcy Institute Program  
3:00 PM - 4:30 PM  
11.07.2019

James Wehner and Sharon Want to Speak at Nonprofits and Associations Forum  
07.15.2015

Walter Slocombe to Speak on the ISAB Report on U.S.-Russia Relations  
01.15.2015

Jeffrey Liesemer to Speak at ABA Panel on Insurance Basics for Business Lawyers  
04.10.2014

Jeffrey Liesemer Presents a LIVE Webinar on Significant Issues for Fraudulent Transfer Actions  
03.25.2014

Jeffrey Liesemer to Speak at ABA 2013 Business Bankruptcy Committee Meeting  
11.01.2013

Annual Hedge Fund General Counsel Summit  
09.13.2011

Kevin Maclay and James Wehner to Speak at WMACCA Litigation Forum  
07.26.2011

Changing Supervisory and Regulatory Landscape  
4th Annual Hedge Fund General Counsel Summit  
10.04.2010

Ronald Reinsel to Speak at The Distressed Debt Conference  
11.10.2009

Enough is Enough: The Time for Investor Protection Against Fraud is Now!"  
10.01.2009

Riding Out the Storm: Hedge Funds and the Financial Crisis  
02.12.2009

James Wehner to Speak on Credit Default Swaps  
10.30.2008

Teleconference: Credit Default Swaps Under Fire  
Webinars - Strafford Publications, Inc.  
10.21.2008

## **PUBLICATIONS**

Supreme Court Alert: Supreme Court Finds U.S. Trustee Fee Increase Unconstitutional  
*Alert*, 06.24.2022

Supreme Court Alert: Supreme Court Declines to Address the Viability of the Equitable Mootness Doctrine  
Article | *Lexology*, 10.29.2021

*Appeal or No Appeal*: In Stipulations, Silence on Appellate Rights Could Mean Waiver  
Article | 01.09.2020

SDNY Distinguishes Supreme Court, Holds Tribune Company's Leveraged Buyout Falls Within Section 546(e)  
Safe Harbor Provision  
08.20.2019

When a Cyberattack Might Be Espionage: DC Circuit Decides *In re U.S. Office of Personnel Management Data  
Security Breach Litigation*  
Article | 07.19.2019

When Is an Environmental Claim Not an Environmental Claim: Climate-Change Claims in Bankruptcy Courts  
Article | *ABI Journal*, 07.01.2019

Supreme Court Alert: The Court Holds That Third-Party Counterclaim Defendants Cannot Remove Cases to Federal Court

Article | *Lexology*, 06.06.2019

Supreme Court Alert: A Divided Court Holds that Under the Federal Arbitration Act an Ambiguous Agreement Cannot Provide a Basis for Compelling Class Arbitration

Article | *Lexology*, 05.01.2019

Ex-NFL Player's Future Concussion Settlement Payments are Protected from Creditors in Bankruptcy

Article | *Lexology*, 04.25.2019

Recent Sixth Circuit Decision Clarifies Appealability of Bankruptcy Court Orders

Article | *Lexology*, 12.11.2018

Effective International Adjudication: A Comprehensive View

Article | *Texas International Law Review*, 09.01.2018

SDNY Bankruptcy Court Enters Final Default Judgments Against Properly Served Foreign Defendants

Article | *Lexology*, 08.22.2018

Second Circuit Holds Arbitration of Alleged Violation of Discharge Injunction Conflicts with Purposes of Bankruptcy Code

Article | *Lexology*, 06.29.2018

There's No Elephant in This Mousehole: The Supreme Court Upholds State Court Jurisdiction Over Class Actions Brought Under the Securities Act of 1933

Article | *Lexology*, 05.18.2018

Is "Per Debtor" Better? Cases Analyzing Cramdown and Substantive Consolidation Reflect Ongoing Debate About Creditor Protections in Multi-Debtor Bankruptcies

Article | *Lexology*, 04.19.2018

Supreme Court Alert: The Court Provides Additional Guidance on the Appropriate Level of Review of Determinations of Mixed Questions of Law and Fact by the Bankruptcy Court

Article | *Lexology*, 03.19.2018

Narrower Harbors: Supreme Court Holds that § 546(e) Securities Safe Harbor Does Not Protect Transfers in Which Financial Institution Is Only a Conduit

Article | *Lexology*, 03.16.2018

The First Circuit Joins Several Other Circuit Courts in Finding That Creditors' Committees Have an Unconditional Right to Intervene in Adversary Proceedings

Article | *Harvard Law School Bankruptcy Roundtable*, 03.13.2018

Following The Money: Trends in Cross-Border Asset Recovery

Article | *IR Global*, 03.06.2018

Choice of Law Issues in the Hyundai & Kia Fuel Economy Litigation: Toward a New Predominance Analysis?

Article | *Lexology*, 02.12.2018

Risk of Harm Standing in Data Breach Cases - Latest Developments

Article | *Lexology*, 02.09.2018

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First Circuit Finds Creditors' Committees Have Unconditional Right to Intervene in Adversary Proceedings  
Article | *International Law Office*, 02.09.2018

The First Circuit Joins Several Other Circuit Courts in Finding That Creditors' Committees Have an Unconditional Right to Intervene in Adversary Proceedings  
Article | *Lexology*, 01.23.2018

Avoiding the Voidable: Assessing Global Insolvency Practices and Processes  
Article | *IR Global*, 08.21.2017

Chapter 15 at 11: Threshold Requirements for Recognition  
Article | *International Law Office*, 03.24.2017

Chapter 15 at 11: Chapter 15 Provides Provisional Relief in Hanjin Shipping  
Article | *International Law Office*, 01.06.2017

Chapter 15 at 11: Bankruptcy Code's Cross-Border Insolvency Law Approaches 11th Anniversary  
Article | *International Law Office*, 09.30.2016

Supreme Court Nixes Puerto Rico Insolvency Law, but Congress Legislates New Path  
Article | *International Law Office*, 07.22.2016

Delaware Bankruptcy Court Reaffirms the Viability of Class Proofs of Claim in PacSun Bankruptcy  
Article | *Lexology*, 07.18.2016

Products Liability Plaintiffs Prevented From Seeking Recovery Against New GM Because the Bankruptcy Court Found Their Claims Were Not Assumed by New GM  
Article | *Lexology*, 04.26.2016

Second Circuit Determines that Argentine Central Bank is Not Alter Ego of Argentina  
Article | *International Law Office*, 03.11.2016

Supreme Court: Decisions Denying Plan Confirmation Not Appealable as of Right  
Article | *International Law Office*, 08.07.2015

The Impact of Republic of Argentina v. NML Capital, Ltd.: Why the Supreme Court's Ruling Against Argentina Avoided a Host of Unintended, Negative Consequences  
Article | *Maryland Journal of International Law*, 05.06.2015

Fairfield Sentry and the Limits of Comity in Chapter 15 Cases  
Article | *International Law Office*, 03.20.2015

Litigation Claimants Get a Second Chance in Bankruptcy Appeal  
Article | *Lexology*, 07.25.2014

Remain Vigilant On Indian Permanent Establishments, Even After the Favorable e-Funds Decision  
Article | *Global Tax Weekly*, 07.10.2014

Limitations on Corporation's Ability to Free Itself from Legacy Liabilities  
Article | *International Law Office*, 06.20.2014

Enforcing International Arbitration Clauses in Bankruptcy Proceedings  
*International Law Office*, 03.21.2014



Safe Harbour Neither Bars Nor Pre-empts State Law Fraudulent Transfer Claims

Article | *International Law Office*, 02.21.2014

Stipulation Limiting Damages Cannot Circumvent CAFA Jurisdiction

Article | *Caplin & Drysdale*, 03.26.2013

The Effrontery of The Asbestos Trust Transparency Legislation Efforts

Article | *Mealey's Litigation Report Asbestos*, 02.20.2013

Supreme Court to Consider Impact of Stipulation Limiting Damages on CAFA Jurisdiction

Article | *Lexology*, 09.10.2012

Making Their Mark: The Supreme Court Clarified and Reshaped Class Action Law in the October 2010 Term

Article | *Mondaq*, 08.01.2011

Social Media at Work: Defining New Legal Boundaries

Article | *Rural Telecom*, 07.01.2011

United States Supreme Court Holds That Loss Causation Is Not Required to Obtain Class Certification in a Securities Class Action

Article | *Mondaq*, 06.13.2011

Supreme Court Holds that Agreements with Arbitration Clauses Can Properly Waive Class Action Rights

*Caplin & Drysdale*, 04.29.2011

The Supreme Court to Hear Arguments on Whether Loss Causation Must Be Established for Class Certification

04.21.2011

Evolving Fiduciary Duties in the Era of Financial Reform

Article | 09.22.2010

IRS Scrutinizes Payroll Practices, Challenges for Companies

Article | *Financial Executive*, 05.01.2010

Credit Default Swaps & the Bankrupt Counterparty - Entering the Undiscovered Country

Article | *Mondaq*, 09.25.2008