

# Litigation and Arbitration

## Class Action Defense

Our attorneys have extensive class action defense experience. We have represented major public companies - including manufacturers, consumer products companies, and financial services companies - in a broad range of putative class actions, including cases alleging products liability, product defects, consumer fraud, antitrust, false advertising, and securities law claims.

The firm's attorneys have successfully handled the most complex problems facing class action defendants by defeating motions for class certification, successfully arguing for removals and dismissals, enforcing class releases, and negotiating innovative settlements. Our lawyers have defeated class certification in over thirty consumer fraud class actions and have settled hundreds of liability cases on favorable terms.

Our lawyers also counsel clients on initiatives to address litigation risks and exposure, thus reducing the potential for future class actions. We strive to help our clients implement "best practices".

### Representative Matters

#### Some of the matters represented by our attorneys

Successfully defended one of the largest Korean consumer product design and manufacturing companies in products liability class action alleging breach of warranty, fraud, and violation of state consumer protection laws relating to purported defects in plasma televisions. Matter was dismissed with prejudice.

Represent bank in class certification discovery of \$50 billion class action lawsuit.

Successfully represent energy company in obtaining dismissal of purported class action alleging multi-billion dollar breach of contract and tort claims and in appeal of dismissal.

Representation of leading U.S. broker-dealer in defense of federal class action litigation arising out of offering of approximately \$700 million of RMBS mortgage pass-through certificates. Matter settled on terms favorable to client.

Representation of leading U.S. broker-dealer in defense of federal class action litigation arising out of offering of approximately \$700 million of RMBS mortgage pass-through certificates.

Successfully represented several major U.S. financial services companies in various complex antitrust class action litigations.

Represented Korean computer manufacturer in product defect class action litigation with claimed damages in excess of \$100 million.

Represented Korean computer manufacturer in numerous class action litigations brought by consumers alleging fraudulent sales practices with claimed damages in excess of \$100 million.

Successfully defended manufacturer of popular snack foods in four consumer class actions pending in four separate jurisdictions, including defeating, after an evidentiary hearing and post-hearing briefing, plaintiffs' motion to enforce a purported settlement negotiated with prior counsel.

Represented Japanese manufacturing company in over 500 products liability actions across the United States. Defeated consolidation motions and created streamlined, cost effective settlement procedure to resolve all actions before trial.

Represented Fortune 500 consumer products company in the successful defense of antitrust class actions in South Carolina, North Carolina and Kentucky.

Represented major insurance company in numerous class action litigations alleging deceptive sales practices. All cases were successfully resolved.

Represented tobacco companies in defeating class certification in multiple products liability lawsuits across the United States.

Represented a big four accounting firm in connection with a class action against the accounting firm where the case against the accounting firm was dismissed and the dismissal was upheld on appeal.

Represented numerous brokers/dealers in the successful defense of securities class actions.

Successfully represented multi-national conglomerate in landmark appellate case regarding preclusion effects of settlement of securities class actions.

Defended underwriters, corporations and individual officers and directors in multiple securities claims arising under various sections of the Securities Act of 1933 and 1934.

Represented chief financial officer of largest division of Fortune 20 pharmaceuticals company in Department of Justice and SEC investigations and class actions securities litigation relating to accounting fraud allegations.

Represented a national pharmacy chain in connection with a securities class action as well as a subsequent SEC enforcement proceeding. The representation included working with a big four accounting firm's audit team, documentation production, SEC interviews, defending depositions, and drafting a Wells submission.

Defended retail pharmacy chain in securities fraud class action alleging 10b-5 claims. Matter settled on favorable terms.

Successfully represented mutual fund in securities class action relating to fees and shelf-space participation.

Successfully represented officer in securities class action relating to alleged misstatements in registration statement of shipping company.

Represented telecommunications company and officer in Section 16(b) litigation relating to merger transaction and preclusive effect of prior releases in securities class actions and bankruptcy reorganization resulting in favorable settlement.

Represented investment banks in securities class action relating to alleged misstatements in registration statement of telecommunications company resulting in favorable settlement.

Represented plaintiff class of investors in litigation concerning subprime auto loans.

Litigation of class action and shareholder derivative suits relating to financial disclosure, fraud, and products liability issues.