



henderson**PARKS**

Henderson Parks brings together a diverse group of lawyers – focused on providing exceptional client service, while resolving difficult problems.

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Founded in 2011, Henderson Parks, LLC is a trial law boutique that sees legal matters as business issues to be resolved in collaboration with clients. We partner with our clients, learn how their business operates, and how we can best help. We value client relationships, over hours, and seek to build and deepen relationships with clients. Clients value our unique insight and experience that comes from conducting investigations and taking matters all the way through trial and appeals. This holistic experience allows us to view even the most difficult problems in the broader context.

Henderson Parks is a Certified Minority Business Enterprise (MBE) by the National Minority Supplier Development Council, a member of The National Association of Minority & Women Owned Law Firms (NAMWOLF), and is a Chambers & Partners USA ranked firm in the regional spotlight for the Midwest. Several of the lawyers at Henderson Parks have also been rated by Superlawyers for multiple years.



What sets Henderson Parks apart from competitors?

Our lawyers regularly try cases for plaintiffs and defendants, in federal and state court, before judges and juries, in both criminal and civil matters. We develop cases from the inception and design a litigation plan to efficiently resolve the matter. These skills and experiences set us apart from traditional litigators, especially those at large firms.

Commercial Litigation

Commercial Litigation involves disputes between companies, business entities, individual business owners, or entrepreneurs. The lawyers at Henderson Parks have extensive experience in all aspects of commercial litigation, including: antitrust, fiduciary duty, contract claims, copyright infringement, consumer fraud, deceptive and unfair trade practices, fraud, restrictive covenants (non-competes, non-solicitations, and confidentiality agreements/ NDAs), trademark infringement.

Usually, the party asserting a claim in commercial litigation seeks to recover monetary damages. There are instances where an injunction is sought in addition to or in lieu of monetary damages. Injunctions are often sought to enforce restrictive covenants and/or in copyright or trademark infringement cases to stop or prevent further injury to a business. Injunctive relief often strongly influences the ultimate outcome of litigation, and can involve evidentiary hearings that resemble mini-trials. The lawyers at Henderson Parks have extensive experience in both seeking and opposing injunctive relief:

Representative Commercial Litigation Matters include:

Peng v. Renaissance Square (Cook County Circuit Court)

- Represented general partner of limited partnership in breach of partnership action brought by international investors.

Silent Outings v. Urban Fetes (Northern District of Illinois)

- Represented events promoter in breach of confidentiality and non-compete action.
- Obtained denial of TRO and dismissal of all claims

MPA Oterrie Center v. Northwestern Memorial Hospital (Northern District of Illinois)

- Represented leading academic medical center in breach of contract action brought by former building owner.
- Resolved through favorable settlement

Shermer Aviation, LLC v. Dassault Falcon Jet Corp. (Cook County Circuit Court)

- Represented international aircraft manufacturer in action for breach of contract, fraud, consumer fraud, breach of warranty and aircraft purchaser.
- Obtained dismissal of all claims, which was affirmed on appeal.

White Collar & Investigations

Law enforcement or regulatory investigations often begin with agents going out into the community to follow up on complaints. In many instances an individual or business will receive an inquiry from law enforcement or a government regulatory agency. In some cases, the inquiry may begin when company officials become aware of conduct by employees which could be seen as violating laws or regulations that carry significant penalties or consequences.

The lawyers at Henderson Parks know how to respond to inquiries seeking testimony, documents, or information, and how to put your company in the best position possible when facing an actual or potential investigation.

Henderson Parks has represented clients in Grand Jury investigations and criminal and civil proceedings involving allegations of:

- Bank and credit card fraud
- Campaign money laundering
- Computer and internet fraud
- Conspiracy
- Embezzlement
- Forgery
- Mail fraud/ wire fraud
- Government contract fraud
- Misappropriation of public funds and public corruption
- Bribery of government officials
- False claims
- Health care fraud
- Tax fraud

We have also conducted and/or guided clients through internal investigations to significantly mitigate adverse outcomes with government agencies by:

- Identifying weaknesses in operations to expose and reduce opportunities for fraud or misconduct
- Meeting with regulators and/or prosecutors to present evidence of good faith efforts and corrective actions
- Developing compliance plans and negotiating outcomes to mitigate both monetary and criminal liability.

Appeals

Henderson Parks has experienced appellate advocates familiar with the unique procedures and processes in the appellate courts. Our lawyers are often separately engaged as appellate counsel to bring a fresh perspective to appeals and craft arguments that will resonate with appellate courts.

Appellate courts operate differently from trial courts and a case on appeal can be markedly different than the case before the trial court. Appellate courts usually try to harmonize individual cases within the greater context of the existing law. Appellate courts generally need to be convinced that ruling in favor of a particular side on an issue will be consistent with existing doctrines or public policy.

The lawyers at Henderson Parks have briefed and argued over 75 appeals in appellate courts across the country, including filing as amicus curiae before the United States Supreme Court. Recent setting cases include:

- *Sullivan v. Flora, Inc.*, 936 F.3d 562 (7th Cir. 2019) (defining the scope of Copyright damages)
- *Hernandez v. Bridgestone Americas Tire Operations, LLC*, 831 F.3d 940 (8th Cir. 2016); (determining whether mandatory overtime should be included in FMLA leave allotment calculation);
- *Northwestern Memorial Hospital v. Sharif*, 2014 IL App (1st) 133008 (setting the standards for proving fraudulent transfer);
- *Monica Gonzalez-Servin, et al v. Ford Motor Company, et al.*, 662 F.3d 931 (7th Cir. 2011) (applying forum non conveniens principles to multidistrict litigation involving foreign incidents); and
- *Burnett v. Stroger*, 905 N.E.2d 939 (Ill. 1st Dist. 2009) (defining the authority of the Cook County Board over the Public Defender)



Mr. Henderson's practice focuses on: Commercial Litigation, and White Collar and Investigations.

Victor P. Henderson

Victor Henderson is an accomplished business trial lawyer. He founded Henderson Parks, a litigation boutique, after leading the Chicago office of an AM Law 100 Firm.

Mr. Henderson's clients have included Fortune 500 companies, entrepreneurs, athletes, elected officials, and the nation's oldest black sorority. He has tried dozens of cases, in state and federal court, before juries and judges, and has regularly obtained multi-million dollar verdicts and settlements and favorable defense outcomes in complex cases on behalf of companies.

Mr. Henderson has held a number of leadership positions, including terms as: the Chairman of the Chicago Committee In Large Law Firms; the President of the Illinois Equal Justice Foundation; the Financial Secretary of the Cook County Bar Association; the Executive Partner in Charge of the Chicago Office of Holland & Knight; and, President of the 22,000 member Chicago Bar Association. He hosted a public affairs television program on the local CBS affiliate, Unspoken. He has received numerous accolades and awards, including the CCBA Ida B. Platt Award and is a member of the CCBA Hall of Fame.

Mr. Henderson began his legal career in Chicago as a lawyer for Phelan Pope & John, then one of the leading trial law firms in Chicago. While there, he practiced complex commercial litigation, products liability and pro bono criminal litigation. Mr. Henderson joined Florida-based Holland & Knight and ultimately served as the Executive Partner of the Chicago office.

Mr. Henderson was an undergraduate at The Wharton School at the University of Pennsylvania. He started his professional career as a certified public accountant and spent two years practicing at what is now PriceWaterhouseCoopers. He attended law school at Georgetown University in Washington D.C.

Christopher W. Carmichael



Mr. Carmichael's practice focuses on: Commercial Litigation; Appeals; and Counseling & Advising on Contracts.

Commercial Litigation & Dispute Resolution

Mr. Carmichael's commercial dispute resolution practice covers written contracts, antitrust, false and deceptive marketing, fraud, consumer fraud, trademarks and copyrights, and mass and class actions. Early resolution and ADR are used wherever appropriate to resolve matters quickly and efficiently for clients. Where a negotiated solution is not possible, Mr. Carmichael uses his extensive trial and arbitration experience to deliver results for clients.

Appellate Advocacy

Mr. Carmichael is an experienced appellate advocate, having briefed and argued more than fifty civil and criminal appeals in state and federal appellate courts, including the Eighth Circuit, Seventh Circuit, Illinois Appellate Court, Tennessee Supreme Court, Illinois Supreme Court, and United States Supreme Court. Appellate advocacy requires a unique skill set that Mr. Carmichael has honed over years of practice, after starting as an appellate clerk with the United States Court of Appeals for the Seventh Circuit.

Counseling & Advising on Contracts

Mr. Carmichael provides general counseling and advice to business in structuring agreements and handling disagreements that arise in business relationships. He has negotiated and documented joint ventures, partnerships, non-disclosure agreements, licenses, leases, warranties, indemnities, and vendor agreements. He also advises clients on interpreting and enforcing agreements, such as non-competes/non-solicitations, indemnity provisions, and limitations of liability and exclusions.

Prior Experience

Mr. Carmichael began his career as a law clerk to Judge William J. Bauer of the United States Court of Appeals for the Seventh Circuit, taught law students as an Adjunct Professor of Law at DePaul University, and was an associate and partner at the international law firm of Holland & Knight, LLP.

Kimberly N. Tarver



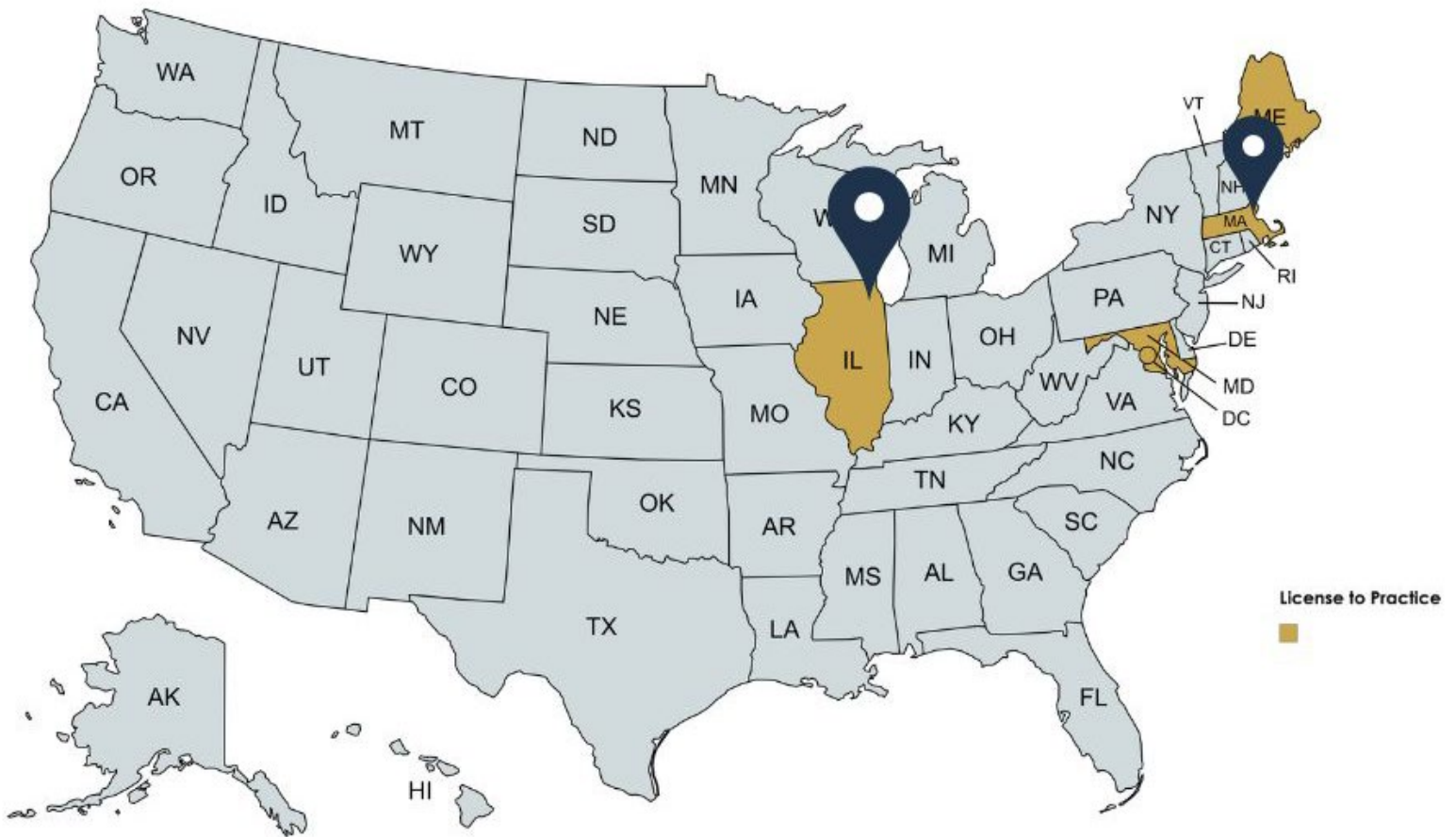
Ms. Tarver's practice focuses on: Commercial Litigation, Investigations, and Counseling and Advising.

Drawing on her broad range of experiences, Ms. Tarver represents individuals and corporations in judicial and administrative litigation and negotiations, providing corporate clients with across-the-board general counsel, risk-management assessment and proactive response, compliance plans, audits and corrective action plans, policy development, and internal investigations.

As a former Assistant United States Attorney for the District of Columbia (Civil Division), Ms. Tarver represented the United States of America, federal agencies and officers in cases involving claims of executive, federal agency and law enforcement privilege, constitutional rights, agency rulemaking challenges, due process claims, employment discrimination cases, federal procurement challenges and other injunctive actions. While most of her AUSA career was spent defending federal agencies and officers, in her final years at the United States Attorney's Office (where she served under former U.S. Attorney General Eric Holder, then United States Attorney for the District of Columbia), Ms. Tarver expanded her practice to include prosecution of health care fraud and qui tam claims on behalf of the United States. Ms. Tarver received the Attorney General's Award for Special Achievement for her work on a health care fraud investigation that yielded a \$21,000,000 recovery for the United States.

Upon leaving the US Attorney's Office, Ms. Tarver became a partner in the Baltimore, Maryland law firm formerly known as Ober, Kaler, Grimes & Shriver (now part of Baker|Donelson), where she specialized in civil and criminal health care matters, representing clients in Federal and State investigations and cases around the country. Through her work on health care matters, Ms. Tarver developed expertise in conducting internal investigations and guiding clients through development of corrective actions plans which were critical to reducing both corporate and senior officer liability and criminal exposure. During her tenure Ms. Tarver authored a white paper providing clients with guidance on conducting internal investigations and structuring compliance plans as an essential strategy in responding to or preempting government investigations.

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