

### ABOUT THE PAC

**OUR FINANCIAL SERVICES LITIGATION PRACTICE AREA COMMITTEE** is designed to meet the litigation needs of clients in the Financial Services industry.

**OUR PAC LAW FIRMS** provide significant litigation services in the areas of banking operations, broker dealer and FINRA disputes, consumer finance, credit and collection practices, trust and probate and the full range of financial services litigation defense.

**OUR FIRMS HAVE SOLID EXPERIENCE.** Our PAC firms have provided legal services to major financial services companies including Bank of America, Citibank, Prudential Financial Services, KeyBank, U.S. Bank, JPMorgan Chase Bank, Metropolitan Life Insurance Company, RBS Citizens, GE Capital, Wells Fargo Bank, PNC Bank and many others. These clients demand the highest quality legal services.

A PROVEN TRACK RECORD OF POSITIVE RESULTS. Several of our attorneys are also former in-house counsel and our firms are AV Peer Review Rated by Martindale-Hubbell.

**COMPETITIVE RATES AND ALTERNATIVE FEE ARRANGEMENTS.** PAC firms offer competitive billing rates and alternative fee opportunities. We will work with clients to arrive at a fee structure that works for everyone.

**GEOGRAPHIC DIVERSITY.** Our PAC's firms have offices and/or bar admissions throughout the country. PAC firms will also work with other NAMWOLF firms where needed in order to achieve coverage nationwide. Each PAC firm knows the legal climates of its region, and knows the judges, opposing counsel, experts and local counsel.

### CO-CHAIRS



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### **About NAMWOLF**

Founded in 2001, NAMWOLF is a nonprofit trade association comprised of minority and women owned law firms who have exhibited excellence in the legal profession throughout the United States. Many corporations and public entities committed to diversifying their outside law firm ranks have focused on the utilization of minority and women attorneys at majority firms. However, the most effective way for corporations and public entities to increase diversity in the legal profession is to increase their utilization of minority and women owned law firms. NAMWOLF's mission is to promote true diversity in the legal profession by fostering the development of long-lasting relationships between preeminent minority and women owned law firms and corporations and public entities.

#### About NAMWOLF law firm membership

NAMWOLF Law Firm Members must complete an extensive application and screening process before they can be admitted for membership. Law firm candidates must have a significant corporate law practice and exhibit excellence in the quality of law practiced, as evidenced by corporate references, presence on outside counsel-approved lists and panels for national or regional corporations, Martindale-Hubbell AV Peer Review Rating, and other awards and memberships. Law firms must be headquartered in the United States or Puerto Rico and have a minimum of three full-time attorneys.

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### PAC FIRM CONTACT INFORMATION

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### PAC FIRM CONTACT INFORMATION

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Wright, Finlay & Zak, LLP wrightlegal.net	ROBIN WRIGHT rwright@wrightlegal.net	Newport Beach, CA Las Vegas, NV Seattle, WA Midvale, UT	714.477.5050

### PAC FIRMS BY LOCATION

#### Arizona

Quintairos, Prieto, Wood & Boyer Rusing Lopez & Lizardi Wright, Finlay & Zak, LLP

### **California**

Lafayette & Kumagai Quintairos, Prieto, Wood & Boyer Smith Dollar The Stark Firm, PLLC Wright, Finlay & Zak, LLP

### Colorado

León Cosgrove Jiménez, LLP

### Connecticut

Perez Morris

### Delaware

Orlans PC

Pinckney, Weidinger, Urban & Joyce

### Florida

BurgherGray LLP León Cosgrove Jiménez, LLP Liebler Gonzalez & Portuondo Orlans PC Quintairos, Prieto, Wood & Boyer The Stark Firm, PLLC

### Georgia

Edwards Maxson Mago & Macaulay, LLP Lawrence & Bundy Quintairos, Prieto, Wood & Boyer The Stark Firm, PLLC

#### Illinois

Boggs Avellino Lach & Boggs
BurgherGray LLP
Edwards Maxson Mago & Macaulay, LLP
Heavner Beyers & Mihlar
Johnson Blumberg & Associates
Quintairos, Prieto, Wood & Boyer
Reyes Kurson
Valentine Austriaco & Bueschel

#### Indiana

Johnson Blumberg & Associates

#### lowa

Goosmann Law Firm Johnson Blumberg & Associates

### **Kentucky**

Quintairos, Prieto, Wood & Boyer

### **Maryland**

Lawrence Law, LLC Moore & Associates Orlans PC

### **Massachusetts**

Orlans PC Perez Morris

### **Michigan**

Johnson Blumberg & Associates Orlans PC Quintairos, Prieto, Wood & Boyer

#### Missour

Boggs Avellino Lach & Boggs

### Nebraska

Goosmann Law Firm

#### <u>Nevada</u>

Wright, Finlay & Zak, LLP

### **New Jersey**

d'Arcambal, Ousley & Cuyler Burk Quintairos, Prieto, Wood & Boyer Perez Morris Stern Lavinthal & Frankenberg Walsh Pizzi O'Reilly Falanga LLP

#### New York

BurgherGray LLP
d'Arcambal, Ousley & Cuyler Burk
Drohan Lee LLP
Edwards Maxson Mago & Macaulay, LLP
Lawrence Law, LLC
Perez Morris
Quintairos, Prieto, Wood & Boyer
The Stark Firm, PLLC
Stern Lavinthal & Frankenberg

Walsh Pizzi O'Reilly Falanga LLP

### Ohio

Perez Morris

### **Oregon**

Wright, Finlay & Zak, LLP

### Pennsylvania

d'Arcambal, Ousley & Cuyler Burk Orlans PC Perez Morris The Stark Firm, PLLC Walsh Pizzi O'Reilly Falanga LLP

### **South Dakota**

Goosmann Law Firm

### Texas

Edwards Maxson Mago & Macaulay, LLP Hughes, Watters & Askanase, LLP León Cosgrove Jiménez, LLP Quintairos, Prieto, Wood & Boyer The Stark Firm, PLLC

### **U.S. Virgin Islands**

Quintairos, Prieto, Wood & Boyer

### Utah

Wright, Finlay & Zak, LLP

### Virginia

Orlans PC

### <u>Washington</u>

Stokes Lawrence, P.S. Wright, Finlay & Zak, LLP

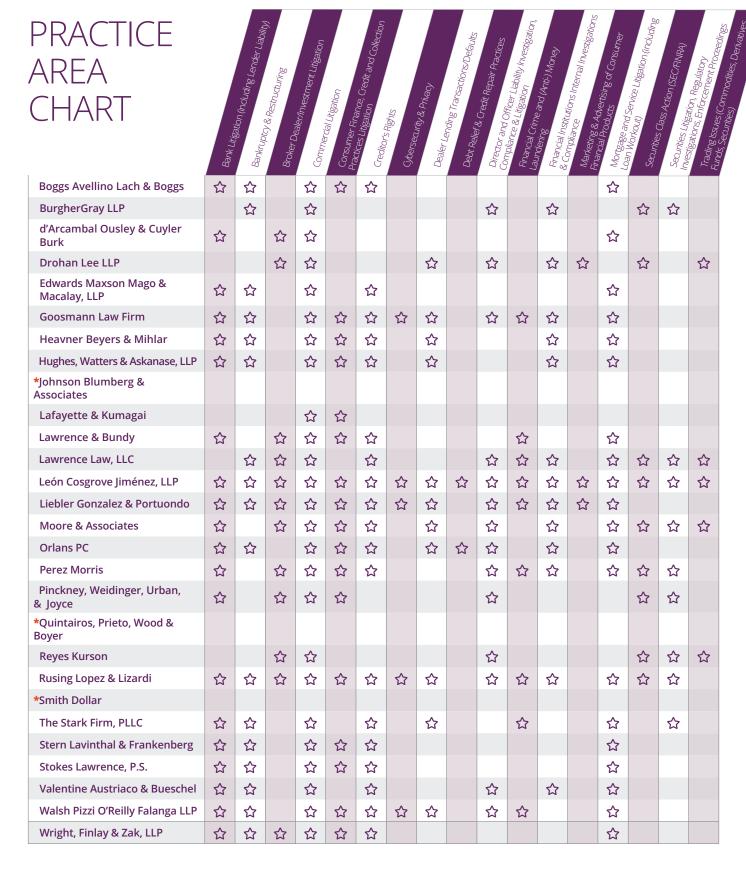
### Washington D.C.

BurgherGray LLP Edwards Maxson Mago & Macaulay, LLP Lawrence & Bundy The Stark Firm, PLLC

### Wisconsir

Johnson Blumberg & Associates

### **PRACTICE** AREA CHART



<sup>\*</sup>Please see firm profile page for practice areas if none marked.



NAMWOLF

## FINANCIAL SERVICES LITIGATION

PRACTICE AREA COMMITTEE

MEMBER FIRMS



BOGGS, AVELLINO, LACH & BOGGS www.balblawyers.com



### Practicing throughout Missouri and Illinois

- > Bank Litigation
- > Bankruptcy & Restructuring > Evictions
- > Business Torts
- > Commercial Litigation
- > Creditors' Rights
- > Foreclosure
- > Loan Workouts
- > Mediation
- > Mortgage Litigation
- > Receiverships
- > Sale & Acquisition of Debt

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### **OUR FIRM**

Formed in 2006, we are a dynamic corporate law firm comprised of highly experienced and diverse attorneys that counsel clients ranging from early-stage companies to Fortune 100 companies on a range of complex business litigation and transactional matters. Our clients come to us when they are looking to partner with a diverse law firm that can marry Big Law sophistication with small firm creativity and responsiveness to deliver best-value in solving their most complex legal challenges.

### **OUR CLIENT**

Ranging from early stage/emerging companies to Fortune 100 global giants, our clients include:

- Global Banks
- Regional and Community Banks ■
- Insurance Companies
- Investors

- Private Investment Funds
- Investment Advisors
- Finance Companies
- Retailers/Manufacturers
- Fintech Companies
- Government Agencies
- Technology Companies
- Asset Managers

### **PRACTICE AREAS**

BurgherGray attorneys have handled some of the most complex transactional and litigation matters. We offer a wide range of legal services, including:

### **Corporate Transactional**

- M&A, Divestitures & Joint Ventures
- Capital Markets & Finance
- Investment Management
- Commercial Transactions
- Financial Restructuring & Bankruptcy
- Intellectual Property & Technology
- Real Estate & Community Development
- Corporate Governance
- Securities Regulation & Compliance

### **Business Litigation**

- Complex Civil Litigation
- Securities Class Action Litigation
- Consumer Litigation
- Consumer Finance Litigation
- Government Investigations & Enforcement
- Internal Investigations
- Employment litigation
- Real Estate Litigation

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# COMPLEX COMMERCIAL AND BUSINESS LITIGATION

#### **OUR EXPERIENCE**

BurgherGray's Litigation Department consists of highly experienced practitioners who represent plaintiffs, defendants, and third parties in various commercial and business disputes, including breach of contract, tortious interference, fraud, breach of fiduciary duty, partnership disputes, defamation, consumer litigation, data breach, class actions, and a host of others. BurgherGray attorneys have litigated numerous cases in state and federal courts nationwide, as well as represented clients before domestic and international arbitration forums. Our attorneys are regularly called upon to handle some of the most challenging litigation for a range of clients from start-ups to Fortune 100 corporations, including global banking institutions, entrepreneurs, corporate officers and directors, investors, not-for-profit corporations, trade associations, labor unions, and governmental bodies.

We have a highly pedigreed and experienced team of litigators that includes a former Branch Chief of the Enforcement Division of the Securities and Exchange Commission, a certified public accountant and other accounting professionals, former in-house legal counsels of Fortune 500 companies, and a partner who has spent considerable time litigating at both defense and plaintiffs' firms, who can provide a comprehensive view of any legal matter to best serve the interests of our clients. BurgherGray litigators collaborate seamlessly with colleagues across a broad spectrum of practice areas to improve efficiency and otherwise add value and insight with respect to litigation and trial planning.

### REPRESENTATIVE MATTERS

- Represented issuer in concurrent securities class action litigations in state and federal courts in connection with the Company's initial public offering.
- Conducted internal investigation on behalf of a public company's audit committee and represented the Company in its engagement with the SEC.
- Represented issuer in an action where plaintiff sought sanctions against the issuer for disclosures, post settlement, that were otherwise required by law.
- Represented large hotel operator in its 28 U.S. Code § 1782 proceedings seeking discovery in the United States in connection with a foreign action pending in the High Court of Justice in London.
- Represent large national bank in connection with trial subpoenas issued by the Department of Justice and Defendants.
- Represent the corporate properties group of a large national bank in various commercial real estate litigations.



### d'Arcambal Ousley & Cuyler Burk LER Attorneys at Law

d'Arcambal Ousley & Cuyler Burk, LLP ("DO&CB") specializes in commercial and financial services litigation of all types throughout New York, New Jersey and Pennsylvania.

### Here's what we do...

- We represent servicing companies and banks in contested foreclosure actions and to quiet title.
- We prepare and litigate title insurance claims, fidelity bond claims and home mortgage indemnity claims.
- We represent life insurers in connection with variable life and annuity product litigation.
- We represent banks to recover unpaid claims pursuant to mortgage indemnity insurance.
- We represent companies with respect to commercial contract and real estate litigation.
- Our attorneys have experience with government investigations, bank receivership recovery actions and regulatory inquiries.



### Michelle J. d'Arcambal (Partner)

Ms. d'Arcambal manages DO&CB's mortgage fraud affirmative actions, contested foreclosures, fidelity bond claims and other matters representing financial institutions. Ms. d'Arcambal was previously a partner at Ross & Hardies, now known as McGuire Woods LLP, where she represented a national bank in all aspects of its lending transactions and in matters before the OCC. She began her career at Brown & Wood, now known as Sidley & Austin



### Kimberly A. O'Toole (Partner)

Ms. O'Toole defends companies in matters against allegations of bad faith and has sought recoveries on behalf of companies in agent debt cases. She defends contested foreclosure and lien priority actions. Ms. O'Toole also manages e-discovery in response to third party subpoenas with respect to securities class action matters. In addition, Ms. O'Toole manages litigation for the State of New York's Housing Trust Fund Corporation to recover government funds paid to ineligible applicants who fraudulently applied for benefits. Ms. O'Toole previously practiced law with Shearman & Sterling, representing financial institutions in complex civil litigations.



### Edward V. Collins (Of Counsel)

Mr. Collins has acted as general counsel to a small bank, where he represented it in a variety of matters, including contested and uncontested foreclosures. He has represented clients in the purchase, sale, leasing, financing and development of commercial, industrial and residential properties as well as representing both borrowers and lending institutions relating to multi-million-dollar real estate projects involving commercial, industrial and residential properties.



### Grace Pyun (Senior Associate)

Ms. Pyun has significant investigative and litigation experience working in the Federal Government. Prior to joining the firm, she prosecuted white-collar cases as a Trial Attorney in the Department of Justice Antitrust Division, where she successfully investigated and litigated price-fixing and contract bid-rigging conspiracies. She began her legal career in the financial services sector at the Federal Deposit Insurance Corporation (FDIC), where she worked on a variety of regulatory and enforcement actions stemming from the 2008 Financial Crisis, including recovery of D&O professional liability claims and mortgage and accounting fraud.

New York City Office 40 Fulton Street, Suite 1501 New York, NY 10038 New Jersey Office
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Four Century Drive,

Philadelphia Office 1500 Market Street, 12th Floor, East Tower

### DI Drohan Lee

DL's Alternative Investments, Litigation and Regulatory Practice Groups comprise the firm's cornerstone offering to the financial services industry. We advise clients in the formation and operation compliance of banking, brokerage, insurance and financial market principal and intermediary businesses. DL also advises managers of investment vehicles, including hedge funds, funds of funds, commodity pools, and venture capital, private equity and real estate funds.

In addition to organizing and providing ongoing representation to hundreds of investment funds and managers, the firm also advises US and international brokers, dealers, electronic market platforms, and banks. We provide a full range of legal services to our financial industry clients, comprising advice on legal structuring and other formation issues (including master-feeder, side-by-side and umbrella fund structures), securities, commodities and derivatives regulation, business term alternatives, marketing arrangements, ISDA and other trading documentation, exchange listing, and international tax planning.

DL serves both buy and sell side clients in structuring and documentation of derivatives transactions, including OTC forex, swaps, futures, options, portfolio leverage facilities, collars, repurchase agreements and participation agreements. We represent dealers and end users in credit default swaps on portfolio and single name exposures, as well as total return swaps on equity securities, hedge funds, loans, asset-backed securities and other assets. We advise companies in hedging currency, commodity, credit and interest rate risk through swaps and other derivatives transactions. In the course of our representation we negotiate ISDA and other industry standard agreements for a broad array of market participants in a wide variety of settings, including private and public offerings of rated securities.

We regularly counsel clients on a multitude of regulatory requirements, including compliance policies and procedures; sales practices, suitability and "know your customer;" supervisory responsibilities and compliance procedures; short sales and stock lending; trading, order handling and trade reporting; insider trading prevention and information barriers; research, advertising and sales literature; online trading; net capital; soft dollars; books and records retention; credit transactions (Regulations T, U and X and SRO margin Rules), including portfolio margining; clearing and prime broker relationships; and CFTC registration requirements and counterpart-analogous requirements under state securities laws. In addition, we conduct audits and internal investigations to assist clients in assessing the adequacy of their regulatory controls.

DL also has significant experience and a record of success in resolving a variety of business, securities and commercial disputes, particularly with respect to complex investment transactions. Our attorneys practice in Federal and State trial and appellate courts and before various regulatory agencies, including FINRA, SEC, NFA and CFTC. Our attorneys also arbitrate before the American Arbitration Association's Commercial and International Dispute Resolution forums.

The Firm's contact person is Vivian Rivera-Drohan, 680 Fifth Avenue, New York, NY 10019, tel: (212) 710-0004, email: vdrohan@dlkny.com.



We help

### INHOUSECOUNSEL

win disputes, achieve their company's goals, and spend time on what's worth it.



Locations in Nebraska, South Dakota, and Iowa. Licensed in Nebraska, Iowa, South Dakota, North Dakota, Minnesota, Missouri, and Kansas.

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### **Banking & Finance**

Banking & Finance Litigation
Commercial Insolvency and
Restructuring
Corporate Governance
Creditors Rights
Finance & Corporate Lending
Financial Institutions Regulation
Financial Services Litigation
Fiduciary Liability Insurance









### **HEAVNER, BEYERS & MIHLAR, LLC**

A Women-Owned Law Firm



ILLINOIS + MISSOURI www.hsbattys.com





**HEAVNER, BEYERS & MIHLAR, LLC** is a full service law firm with 40 years' experience in representing the servicing industry in all aspects of creditors' rights litigation and default related services, offering state-wide coverage in Illinois and Missouri. We are a certified Women's Business Enterprise by the Women's Business Development Center – Chicago Certificate Committee, and are the largest such certified firm situated in Illinois.

We are at the forefront of all challenges and issues facing our clients and are focused on providing value driven solutions to meet those challenges. We are dedicated to cost-effective and efficient delivery of services compliant with regulatory requirements and client demands, and we are committed to creating effective alternative fee arrangements with clients based on the project involved, which we strongly believe to be mutually beneficial to our firm and our clients.

Our Co-Managing Members Julie Beyers and Faiq Mihlar personally oversee all departments and services. Julie Beyers,

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### PRACTICE AREAS

- Mortgage Foreclosures
- Banking + Finance Litigation
- Default Legal Services
- Bankruptcy
- Auto Finance Collections
- Credit Card Collections
- Evictions
- Unsecured Debts + Replevins
- Appellate Practice
- Real Estate
- Title + REO Services
- Regulatory + Compliance

### ST. LOUIS OFFICE

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Representing Clients in the Servicing Industry for 40 Years



For over 40 years, Hughes, Watters & Askanase, LLP (**HWA**) has guided creditors, creditors' committees, bankruptcy trustees, and debtors, proactively and defensively, through the intricacies of consumer and business bankruptcy liquidations, reorganizations and cross border insolvency.

HWA attorneys protect unsecured creditors with specialized problems, such as franchisers, landlords, licensees and licensors. Our experts evaluate the security documentation of secured creditors, identify any issues and recommend solutions to avert challenges to lien validity and/or priority.

Our attorneys handle a wide variety of insolvency matters, in diverse venues, ranging from the relatively straightforward to the most complex, including:

- Asset Sales and Purchases
- Claims, Claim Objections, Plan Objections
- Challenges to Lien Validity/Priority
- Lien Enforcement on Collateral
- Litigation and Adversary Proceedings
- Preferences and Fraudulent Transfers
- Chapter 7 and Chapter 11 Trustee representation

Our solutions are pragmatic, economical and demonstrate a commitment to do whatever it takes to protect and preserve our clients' interests

### **HWA**

Was one of the first creditor firms to participate in HACBA (Houston Association of Consumer Bankruptcy Attorneys), 1996- current, resulting in excellent and collegial relationships with Houston's debtor attorney bar.

Has the first woman appointed as a Chapter 7 Panel Trustee, Southern District of Texas, Houston & Galveston Divisions, 1984- current

Attorneys have 7 certifications in Business and/or Consumer Bankruptcy Law, Texas Board of Legal Specialization

### JOHNSON, BLUMBERG & ASSOCIATES, LLC ATTORNEYS AT LAW

Johnson, Blumberg & Associates, LLC is a minority-owned law firm serving clients for approximately 15 years in the Midwestern states of Illinois, Wisconsin, Indiana, Michigan, Minnesota and Iowa. We represent lenders and servicers, note buyers, creditors and other security holders in federal, bankruptcy, and state courts.

### AREAS OF PRACTICE:

- **Default Litigation**: JB&A offer our clients cradle-to-the-grave service, including initiating the foreclosure suit, curing title issues, entry of the foreclosure judgment, scheduling of and bidding at sheriff's sale, recording the deed or certificate, evicting and gaining possession of the premises, if necessary, and handling the REO closing. We protect the interests of clients holding junior mortgages by filing answers, judgment affidavits, and petitions for surplus. Additionally, we handle all aspects of contested litigation associated with residential and commercial mortgage foreclosures, appeals, and defending our clients in suits for TILA, fraud, tort actions and other claims.
- **Bankruptcy**: The Bankruptcy Department files proofs of claim, motions for relief from automatic stay, motions to dismiss, attends Rule 341 meetings of creditors, handles contested cram-down litigation and complex Chapter 11, 12, and 13, presentation, defends preferential transfer actions, and defends and pursues adversary claims.
- **REO Closings**: The REO Department negotiates terms with the buyer, clear exceptions from title, comply with all municipal requirements, including water bills, zoning and inspection issues, prepare full closing documentation, attend the closing, review closed loan packages and ensure that proceeds are promptly received by the lender or investor.
- Commercial Litigation: The Commercial Litigation Department represents lenders and creditors in a wide range of commercial transactions and litigation in state, federal, and bankruptcy courts at both trial and appellate levels. We represent businesses in matters involving obtaining, protecting and enforcing security interests, defending against fraud and other tort actions, and prosecuting and defending contract disputes. We have extensive experience representing landlords and court-appointed receivers in foreclosure, litigation, eviction, loan workout, collection and bankruptcy matters.

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Chicago, IL 60606b

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Michigan Office 5955 W Main Street, Suite 18 Kalamazoo, MI. 49009 Iowa Office 309 Court Avenue, Suite 249 Des Moines, IA. 50309

### **Representative Clients:**

**FDIC** 

**SETERUS** 

PHH MORTGAGE

WELLS FARGO

FANNIE MAE

SELECT PORTFOLIO

**SERVICING** 

QUICKEN LOANS

FREDDIE MAC

BAYVIEW LOAN SERVICING

SHELLPOINT LOAN SERVICING

FLAGSTAR BANK

GREGORY FUNDING

PNC BANK

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### Lafayette & Kumagai



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Lafayette & Kumagai LLP, 1300 Clay Street, Suite 810, Oakland, California 94612 Tel: 415.357.4600 www.lkclaw.com

**ABOUT THE FIRM:** Lafayette & Kumagai LLP is a boutique litigation firm located in Northern California. Established in 1994, the firm has a reputation for excellence with a proven track record of successfully representing its clients in all aspects of litigation. The firm takes pride in the recognition it receives from its clients and the legal community for its litigation and trial skills. Lafayette & Kumagai has extensive experience in both state and federal courts throughout California and has a distinguished record for motion practice, jury trials and appeals. Clients trust the firm's handling of high-profile cases with media exposure.

Lafayette & Kumagai received the Minority-Owned Law Firm Client Service Award, presented by the California Minority Counsel Program for outstanding client service. The firm was named by clients as an Honor Roll firm in Complex Commercial Litigation and Complex Employment Litigation in BTI Litigation Outlook 2019: Changes, Trends and Opportunities for Law Firms. The firm has been listed in "Litigation Kings" and in "Who Represents America's Biggest Companies?" in Corporate Counsel's annual report on the law firms most used by the Fortune 100.

**FINANCIAL SERVICES LITIGATION PRACTICE:** Lafayette & Kumagai LLP has extensive experience defending financial services providers in general business litigation matters including Bank of America, Macy's, Inc., Prudential, Wells Fargo Bank and Comerica Bank. The firm has substantial experience handling consumer credit litigation and currently handles Fair Credit Reporting Act ("FCRA"), Federal Debt Collections Practices Act ("FDCPA") and Telephonic Collection Practices Act ("TCPA") on behalf of a major retailer.

Lafayette & Kumagai is well-known for its strong trial practice. The firm's attorneys have extensive experience preparing cases for trial from the commencement of litigation, but often are brought in midstream to try cases on behalf of clients such as CBS, Viacom, McKesson Corporation, the Regents of the University of California and Shell Oil Company. Sought out for their trial expertise, the firm's lawyers are retained to try cases that fall outside their bailiwicks, ranging from securities cases to a consumer class action in which Plaintiff's demand exceeded \$78 million.

**AREAS OF PRACTICE:** Consumer Credit Litigation; Business Litigation; Commercial Litigation; Class Actions; Toxic Tort; Product Liability; Labor & Employment; Trial Practice; Appellate Practice

REPRESENTATIVE CLIENTS: AT&T Services, Inc.; Bank of America; The Coca-Cola Company; Comcast Cable; E.l. du Pont de Nemours & Company; GlaxoSmithKline; Home Depot, Inc.; Johnson & Johnson; Macy's, Inc.; McKesson Corporation; Microsoft Corporation; Prudential; Shell Oil Company; United Continental Holdings, Inc.; United Parcel Service, Inc.; Viacom, Inc.; Xerox Corporation; Aetna Life Insurance Company; CalPERS; CBS Broadcasting Inc.; DirecTV Group, Inc.; MTV Network; Nationwide Mutual Insurance Company; Pacific Bell Telephone Company; Pacific Gas and Electric Company; Sedgwick Claims Management Services; Sutter Health; Tyco International, Ltd.



# LAWRENCE & BUNDY LLC agile client service

Lawrence & Bundy's **Bankruptcy**, **Receivership and Fiduciary** practice group has extensive experience advising institutional creditors and parties in interests in consumer and business matters under the United States Bankruptcy Code. Our national practice has included advising on a range of issues including dischargeability, defense of preference and avoidance actions, Fair Debt Collection Practices Act compliance, and ancillary litigation and transactions.

In commercial restructuring matters, we have substantial experience advising lessors, asset purchasers and unsecured creditors' committees, as well as advising on insolvency-related fraud investigations. We have successfully represented secured creditors in the real estate and automotive industries, alleged avoidance action transferees, trustees and other parties in interest in cases and controversies in insolvency matters, restructurings and workouts.

John Lewis, Jr, leads the firm's Bankruptcy, Receivership and Fiduciary practice and has over 25 years of experience representing debtors in both consumer and commercial bankruptcy cases. He currently serves as one of fourteen panel Chapter 7 trustees for the United States Bankruptcy Court for the Northern District of Georgia, Atlanta Division. He also previously served for eight years as a panel Chapter 7 trustee for the United States Bankruptcy Court for the Western District of Missouri (Kansas City), where he administered business and consumer liquidation estates in over 8,000 cases.

As in-house litigation counsel for The Coca-Cola Company, John managed, primarily without the assistance of outside counsel, active customer, vendor and supplier bankruptcy reorganization and liquidation matters, essentially creating a profit center for the Company through strategic participation on unsecured creditors' committees and developing an aggressive claims management process. These processes and practices improved the Company's bankruptcy-related recoveries by over \$10 million in a five-year period.

During his tenure with Coca-Cola, John developed and presented training modules to credit managers both within the Company (e.g., Coca-Cola Finance Corporation, Minute Maid, etc.), as well as quick service restaurants (e.g., Burger King, Wendy's, etc.), airlines and various other customer groups of Coca-Cola. The topics addressed, among other things, included managing troubled accounts, asserting reclamations claims, required recordkeeping for defending alleged preferential transfer, and the assumption of agreements under section 365 of the Bankruptcy Code.

John began his legal career as an Honors Attorney with the U.S. Trustee's Office in Rockville, Maryland, where he managed an active docket of over 200 Chapter 11 cases.

John Lewis, Jr. • john.lewis@lawrencebundy.com • 404-400-3353



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8115 Maple Lawn Boulevard, Suite 350, Fulton, MD 20759 PHONE: 240-786-4998 | FAX: 240-786-4501







Greg Lawrence | Partner

Erinn Maguire | Partner

### Other Firm Practice Areas:

- Construction Law
- Business and Corporate Litigation
- Trade Secrets and Copyright Litigation
- Products Liability
- Labor and Employment Law
- Government Enforcement Defense
- Corporate Law

#### **Main Office**

The Warehouse at Camden Yards 323 W. Camden Street, Suite 700 Baltimore, MD 21201

#### **New York Office**

757 Third Avenue, 20th Floor New York, NY 10022

### Financial Services Litigation

When seeking representation for any matter, it important to consider a law firm that is experienced and has a track record of pursuing the best possible outcome for their clients. When litigation is necessary, Lawrence Law attorneys have a proven record of success in complex and high-profile cases across the nation and are aggressive, trial-ready, and focus on the heart of a dispute. Our financial services team consists of accomplished commercial and business litigators with extensive experience at all stages of dispute resolution. They expertise in representing broker-dealers and their registered representatives before FINRA and in related litigation in Maryland state and federal courts. Our team has experience representing banks and lending institutions. As both their legal advocates and problem solvers, our litigators work closely with their clients to fully understand their clients' industry and business objectives and develops strategies to achieve the most efficient resolution to disputes. They also counsel clients on identifying litigation risk and minimizing litigation exposure.

To learn more about how we can help you with your company's financial services litigation needs, contact one of our experienced litigators:

#### Greg Lawrence, Partner

Erinn Maguire, Partner

212-269-3234 | greg@lawrencelawlc.com

667-400-6301 | erinn@lawrencelawllc.com

### More About Lawrence Law

Lawrence Law is a boutique business law firm that is focused on solving legal issues for businesses and businesspeople. No matter the case or the circumstances—whether we're representing small family-owned companies or multi-billion dollar commercial enterprises, spearheading high-profile investigations and litigation, or advising clients on business transactions and employment law issues—Lawrence Law is always thorough, resourceful, and strategic.

Meet our team and see more game-changing results > LawrenceLawLLC.com







**Super Lawyers** 





### **About León Cosgrove**

León Cosgrove is a litigation boutique, drawing its talent from the ranks of top-tier law firms such as Morgan, Lewis & Bockius, Hunton & Williams, Skadden Arps, DLA Piper, Ropes & Gray, Winston & Strawn, Boies Schiller, and other Am Law 100 firms. Many of us are former federal law clerks, and all of us have substantial expertise in high-stakes litigation.

León Cosgrove's attorneys have experience in a wide range of commercial litigation matters and have represented Fortune 500 companies, including some of the largest financial institutions in the world. We are experts in various areas of the law, including, but not limited to:

**Bank and Mortgage Litigation** – Our attorneys have experience in lender liability actions, suits by loan participants, actions arising from letters of credit and other forms of commercial paper, commercial and residential foreclosure actions, and loan fraud matters. We have obtained judgments exceeding \$400 million on behalf of our clients in disputes involving financial services and products, and defended some of the world's largest financial institutions in over 200 jurisdictions across the United States.

**Bankruptcy** - We routinely represent financial institutions, vendors, landlords, secured and unsecured creditors, troubled companies, officers and directors, official and ad hoc committees of creditors, purchasers of distressed debt and assets, bankruptcy and liquidation trustees, and state and federal court-appointed receivers. Members of our firm regularly appear in bankruptcy and other courts, representing plaintiffs and defendants in actions involving preferential and fraudulent transfers, financial fraud, Ponzi schemes, breaches of fiduciary duty, creditors' rights, and insolvency related matters.

**Broker Dealer and Investment Litigation and Arbitration** – Our lawyers have handled hundreds of disputes, both customer-initiated and intra-industry, for some of the largest financial institutions in the United States. These cases typically involve allegations regarding suitability, misrepresentation and fraud, unauthorized trading, churning, product failures, failure to supervise, selling away, and variable annuity and mutual fund sales practices.

**Commercial Litigation** - León Cosgrove has been recognized as a leader in commercial litigation, reflecting its lawyers' significant experience in representing clients in all types of breach of contract, fraud, fraudulent conveyance, tortious interference, unfair competition, RICO, breach of fiduciary duty, negligence, and other commercial actions in state and federal courts throughout the country, as well as in arbitration proceedings.







www.leoncosgrove.com



Financial Institutions

#### **INDUSTRIES:**

Banking
Bankruptcy
Regulatory
UCC
Retail
Hospitality
Real Estate
Private Equity



**CONTACT:** 

Juan A. Gonzalez Managing Partner 44 W. Flagler Street 25th Floor Miami, Florida 33130 (305) 379-0400 JAG@lgplaw.com www.lgplaw.com



MIAMI FORT LAUDERDALE

**O**RLANDO

**TAMPA** 

### **ABOUT THE FIRM:**

Liebler, Gonzalez & Portuondo is an  $AV^{\otimes}$  rated full-service minority-owned law firm and has been voted the most diverse law firm in South Florida for the last several years. LGP's 65 attorneys work in offices throughout Florida and speak 13 languages.

### **OUR FINANCIAL INSTITUTION GROUP:**

The LGP Financial Services Group helps clients of every size, from Fortune 100 companies to smaller financial institutions. We understand that our clients have pressing financial institutional needs that require timely, real world business-oriented advice. As financial institution litigation is one of our primary practice areas, attorneys of Liebler, Gonzalez & Portuondo represent financial institutions such as banks, savings and loans associations, insurers, and loan services. LGP's Financial Institution Practice Group includes subpractices including commercial workouts and foreclosures, consumer finance defense, bank operations litigation, employment and real estate workplace litigation.

### **KEY FINANCIAL INSTITUTION PRACTICE AREAS:**

- •Commercial Workouts And Foreclosures
- •Defending Class Action Lawsuits
- •Litigating Claims
  Related To The Fair
  Debt Collections
  Practices Act, The Real
  Estate Settlement
  Procedures Act, The
  Truth In Lending Act,
  And The Fair Credit
  Reporting Act
- •Remedies Under The Uniform Commercial Code
- •Deposit Account Litigation
- •Consumer Finance Defense
- Employment Litigation
- •Workplace Real Estate Litigation
- •ADA Defense

- •Lender Liability Defense
- •Representing Creditors' Interests In Bankruptcy Court
- •Violations Of Federal And State Securities Laws
- •Providing Regulatory Compliance Services















### NAMWOLF FINANCIAL SERVICES LITIGATION PAC

Benjamin D. Cooper is a recent addition to Moore & Associates and the FSL POC. He serves as *Of Counsel* and a senior litigator. He has significant experience in financial services litigation and regulation which he gained through different perspectives – as outside counsel for D&O liability insurance carriers, as a Registered Investment Adviser, as outside counsel for Merrill Lynch and other Wall Street banks, as in-house counsel, and principal/associated person for several large broker-dealer/RIA networks and as an attorney investigator with industry SRO FINRA Enforcement. Benjamin's draws on his diverse experience within the financial services industry to analyze complex and/or novel issues from multiple perspectives and identify optimal solutions.

Benjamin was part of team that successfully defended directors and officers in some of the largest bank failures in recent history. He also has substantial business experience having founded a Registered Investment Adviser and several real estate investment firms. Benjamin combined his business and legal experience becoming an integral part of Eversheds Sutherland's Broker-Dealer Litigation group which successfully defended hundreds of claims arising from the collapse of the dotcom bubble and where he received the firm's prestigious Pro Bono Award. Subsequently, Benjamin held the position of Associate General Counsel for AIG's broker-dealer division where he was responsible for nationwide litigation during and after the Great Financial Crisis. He also held the position of Chief Legal Officer and Corporate Compliance Officer at Securian Financial's broker-dealer subsidiary until the sale of the firm to private equity. Benjamin held a position as an integral member of FINRA's Enforcement Department where he investigated potential violations of securities laws including fraud, sales practice, insider trading, AML, Reg ATS, Reg NMS, Order Routing/Best Execution, 529 Plans, VA exchanges, Rule 5122 Member Private Offerings and Rule 4530 customer complaint filings.

Benjamin holds a Bachelor of Arts Degree in Political Science from the University of Michigan (*with Distinction*) and a Juris Doctor Degree from Northwestern University School of Law (*Cum Laude*). He is licensed to practice law in Georgia and Illinois.

### **FIRM**

Moore & Associates kteyamoore.com

### FIRM CONTACTS

Managing Partner: K. "Teya" Moore | <u>kkm@kteyamoore.com</u> Senior Counsel: Benajmin D. Cooper | <u>bdc@kteyamore.com</u> Orlans PC is one of the largest WBENC certified women owned law firms in America, representing 200 of the largest banks, servicers, finance companies, government agencies and Fortune 500 companies.

The firm concentrates its practice in secured and unsecured loan resolution including mortgage and auto defaults, credit card collections, bankruptcy, complex litigation, eviction, residential and commercial real estate transactions/REO sales, portfolio due diligence and regulatory compliance.

Orlans integrates sophisticated technology and Lean Six Sigma principles with robust quality assurance and control, defining a new standard of client service, cost containment and precision.

Our attorneys are client focused, forward thinking and innovative. Our attorneys work closely with our clients to manage risk and find legally compliant solutions for their most complex challenges. The Firm provides legal services in the jurisdictions of Delaware, District of Columbia, Florida, Maryland, Massachusetts, Michigan, New Hampshire, Rhode Island and Virginia.



A full-service business law firm practicing nationwide with offices in Ohio, Connecticut, Massachusetts, New Jersey, New York & Pennsylvania.

### We Know Financial Services



Perez Morris represents a wide variety of clients in the financial services industry. From small, regional banking institutions to national as well as global retail and commercial banks, our attorneys routinely handle matters including, but not limited to, allegations of breach of contract, breach of fiduciary duty, statutory violations, regulatory violations, negligence, fraud and misrepresentation.

We both counsel our clients routinely on developments within the industry that may impact their business and also serve as trusted advisors and zealous advocates for them before, during, and after claim events that in some cases may only be resolved through litigation.

Our financial services clients know that we truly partner with them in understanding their business, listening to their concerns and needs, and ultimately delivering unparalleled results that are efficient and cost-effective while being truly responsive to the organization's goals and objectives.

### Good People. Doing Great Legal Work. Exceptionally Well.







Perez Morris is a women-owned business law firm headquartered in Ohio with offices in Connecticut, Massachusetts, New Jersey, New York, and Pennsylvania.

We represent some of the largest U.S. and international industry leaders in the airline, automotive, construction, financial services, food & restaurant, healthcare, insurance, retail, global shipping & logistics, and transportation & trucking industries. We guide these clients to manage their business risks as well as their professional, management and commercial liability exposures. We help make deals happen by providing unmatched defense, business litigation, general counsel, and commercial transaction services worldwide.

At Perez Morris, we believe that great legal outcomes require hard work, attention to detail, and above all, reliable expertise. Our clients know that we do this – for them – every day.

FIRM CONTACT
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perezmorris.com





### Pinckney, Weidinger, Urban & Joyce LLC

"Big firm" talent, sophistication and experience, with "small firm" personalization of service and rate structure.

### DELAWARE LITIGATION COUNSEL

- 4 Financial Services Litigation
- **♣** Breach of Fiduciary Duty Cases
- **4** Trust Disputes
- **♣** Breach of Contract & Fraud
- + Class & Derivative Action Defense + Director & Officer Representation
- **♣** FINRA Disputes



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We routinely work with outside counsel from all over the country!

NAMWOLF

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### Overview of Services Provided by the Business, Financial Services & Real Estate Division

Quintairos, Prieto, Wood & Boyer, P.A. (QPWB) is a full service law firm with twenty (20) offices strategically located throughout the United States and U.S. Virgin Islands and is the largest minority owned law firm in the country. Our Business, Financial Services & Real Estate Division (the "Division") was created to focus on the wide range of legal issues impacting those businesses engaged primarily in the financial services and real estate industries. In addition to these areas, the Division provides a broad range of services to its clients in a number of different industries and fields. Typical clients represented by the attorneys within the Division include but are not limited to, the following: Mortgage loan servicers; student loan servicers; auto finance companies; real estate and development companies; mortgage lenders and originators; government sponsored enterprises; bank and non-bank financial institutions; and governmental entities and political subdivisions. Through the Division, QPWB provides legal services in Business and Commercial Litigation; End to End Default Legal Services; Real Estate Transactions; Appellate Practice; National Litigation and Loan Oversight; Residential Mortgage Backed Securities; Regulatory and Compliance; and Title Insurance Services.

The Business, Financial Services & Real Estate Division is managed by attorney Michael J. "Mike" Barker, Esq. who is based in Jacksonville, Florida. Inquiries on the Division's services and general questions can be directed to Mike anytime via e-mail at mbarker@qpwblaw.com or you can give him a call at (904) 226-3660.

### **Practice Areas**

- End to End Default Legal Services
- Foreclosures
- Mortgage and Consumer Litigation
- Bankruptcy
- REO Disposition Title Services
- Evictions
- Appellate Practice
- National Litigation and Loan Oversight Services
- Residential Mortgage Backed Securities (RMBS)
   Transactional and Litigation Services
- Regulatory and Compliance
- Residential and Commercial Real Estate
   Transactions, Litigation and Development
- Title Insurance and Escrow Services
- Business and Commercial Litigation



RK NAVIGATES THE DYNAMIC INTERSECTION BETWEEN BUSINESS AND GOVERNMENT

### **Financial Services Practice**

Our financial services team advises and defends banks, investment advisors, broker-dealers and other financial institutions in investigations and disputes before state and federal regulators, mediators and arbitrators, and in state and federal courts. Our experienced team has handled:

- **Investigations**, including those initiated by the SEC, DOJ, FINRA, or state regulators, from the initial request for information to any subsequent enforcement or disciplinary proceedings.
- Broker-Dealer Litigation/FINRA, including customer and industry disputes involving allegations of fraud, breach of fiduciary duty, failure to supervise, raiding and defamation on Form U5.
- **Consumer Litigation**, including claims based on the Truth in Lending Act (TILA), the Fair Debt Collection Practices Act (FDCPA), the Telephone Consumer Protection Act (TCPA) and state law equivalents.
- Class Action and Derivative Litigation, including actions pursued against financial institutions and their individual directors and officers for securities fraud and breach of fiduciary duty.

### **About Reyes Kurson**

RK is a Chicago-based boutique law firm. Our attorneys come from sophisticated large law firm practices, have owned and operated businesses, and/or played significant roles in government. This blend of technical expertise and practical savvy allows us to be aggressive, effective advocates for our clients without losing sight of the need to find practical and cost-efficient solutions to the problem at hand. Our diverse backgrounds give us the unique insight necessary to produce tailored, effective results.













### **Financial Services Practice**

Rusing Lopez & Lizardi has an exceptionally experienced team of both transactional and litigation attorneys experienced in banking, credit union, and financial institution representation, creditors rights, bankruptcy, collections, and restructuring. Our team is currently counsel to financial institutions in a full spectrum of matters including compliance and disclosure, secured and unsecured consumer and business lending, equipment finance, forbearance and work-out agreements, foreclosure and trustee's sales, litigation to collect on notes and guaranties, defense of regulatory enforcement actions and lender liability claims, and representation in bankruptcy reorganizations and liquidations. Our defense attorneys have substantial experience litigating in both state and federal court and before state and federal administrative agencies as well.

- · Compliance and Disclosure
- Receiverships
- · Secured and unsecured consumer and business lending
- · Collection litigation
- · Forbearance and work-out agreements
- · Foreclosure and trustee sales
- · Defense of RESPA, TILA, FCRA, FDCPA and UDTPA claims Defend lender liability claims
- · Defense of regulatory enforcement actions
- Defense for broker/dealers in FINRA arbitrations involving fraud, failure to supervise, unsuitable investments and breach of fiduciary duty
- Representation of secured and unsecured creditors in Chapter 7, 11, and 13 bankruptcy, including: Plan Objections, Valuation Disputes; Relief from Stay; Non-Dischargeability and Adversary Actions; and Claim and Preference Actions
- Preparation, negotiation, and completion of complex financial transactions; Ensuring the mechanisms to protect investor rights and exits are secured, monitored, and honored.
- · Red Book Listed Bond Counsell

Rusing Lopez & Lizardi is a certified Minority Business Enterprise (MBE) by the Pacific Southwest Minority Supplier Development Council and has been a proud member of the National Association of Minority and Women Owned Law Firms (NAMWOLF) since 2013. RL&L is listed as a Tier I Arizona law firm in U.S. News and World Report's Best Law Firms. RL&L lawyers have been listed in The Best lawyers in America© Editions for the past 15 years and are listed in 16 separate practice areas. For the 15th consecutive year, RL&L attorneys have also been recognized on the Arizona Super Lawyers lists.

Rusing Lopez & Lizard, PLLC has a confident team with experience and the resources to provide all clients with the best possible counsel. Attorneys in our firm are licensed to practice in Arizona, California, Colorado, Washington D.C., New Hampshire, and New York.

www.rllaz.com

Established in 1992. One Firm. Two Cities. 6363 N Swan Road, Suite 151 Tucson, AZ 85718 520.792.4800 16427 N Scottsdale Road, Suite 200 Scottsdale, AZ 85254 480.663.9800



### SmithDollar PC ATTORNEYS AT LAW

404 Mendocino Avenue, Second Floor Santa Rosa, California 95401 Contact: Rachel Dollar rdolllar@smithdollar.com

Telephone (707) 522-1100 Facsimile (707) 522-1101

Smith Dollar PC is a certified, woman-owned law firm with deep experience in financial services.

#### Practice Areas:

<u>Lending Counsel/Transactional</u> - Smith Dollar provides counsel and advice to financial institutions concerning the establishment of lending policy and procedure and enforcement of specific collateralized obligations. We also draft internal and external documentation including trust opinions, lending opinions letters, promissory notes and deeds of trust, escrow instructions, borrower correspondence and notices. Smith Dollar administers a nationwide specialty lending program for a top 10 bank.

<u>Commercial Lending Litigation</u> - Smith Dollar handles judicial and non-judicial foreclosure of real property and mixed security loans, including guarantee enforcement and workouts. We have significant experience with SBA lending, construction-to-perm and cross-collateralized loans.

<u>Consumer Lending Litigation</u> - Smith Dollar handles both origination and servicing litigation in the mortgage space including matters alleging violations of RESPA, TILA, ECOA, FHA, FDCPA, FCRA, UDAPP and HBOR. Smith Dollar also handles litigation arising out of automobile based financing and breach of warranty.

Repurchase Litigation - Smith Dollar has been national repurchase counsel to several large financial institutions, enforcing contractual representations and warranties and recovering losses against downstream mortgage sellers. We developed standardized pleadings, developed strategy and litigated complex issues related to forum selection, statute of limitations, indemnity enforcement and contractual interpretation.

<u>Title Curative</u> - Smith Dollar has significant experience resolving complex title issues both pre and post origination. We have litigated title related issues, established equitable liens, made and enforced title claims and successively prosecuted actions against title insurers for declaratory relief, breach of the insurance contract and bad faith.

<u>Recovery and Fraud Litigation - Smith Dollar handles all types of fraud and recovery litigation including fraud, negligence and breach of contract actions against mortgage brokers, real estate agents, escrow and settlement agents, notaries and title companies. We have significant experience in closing protection letter enforcement and director and officer liability.</u>

### Representative Financial Services Clients

FDIC
Wells Fargo
JPMorgan Chase
U.S. Bank
CIT Bank
Lehman Brothers

BMO Harris Bank
Homeward Residential
Aurora Loan Services LLC
Prospect Mortgage LLC
First Tech Credit Union
Redwood Credit Union

Security Service Federal Credit Union American Home Mortgage Servicing Luther Burbank Savings & Loan Homebridge Financial Services Quantum Servicing Corporation Colonial National Bank

### STARK

THE STARK FIRM is a practice that covers over 16 states with a focus solely on the representation of financial institutions.

Stark has been certified as a woman-owned business by the Women's Business Enterprise National Council and a SBA Women Owned Small Business for over 20 years. Stark and our attorneys are also proud members of the National Association of Minority and Women-Owned Law Firms (NAMWOLF). The founding partner has a deep expertise in banking, finance, lending, real estate transactions, bank regulatory, SBA services and creditor's rights which we have developed into a thriving firm supporting national and regional financial institutions. The firm is dedicated to serving the litigation and transactional needs of our banking clients through our diverse group of highly qualified attorneys. Stark is committed to exceeding expectations.

### **Practice Areas**

BANKING & FINANCE

COMMERCIAL & CUSTOM LENDING (SECURED OR UNSECURED)

COMMERCIAL CAPITAL

COMMERCIAL LITIGATION

ASSET BASED LENDING

WEALTH & INVESTMENT MANAGEMENT

TREASURY MANAGEMENT

REAL ESTATE FINANCE

REAL ESTATE & LAND USE

DISTRESSED REAL ESTATE, CREDITORS

RIGHTS & WORKOUTS

PRE-LITIGATION COLLECTION

FINANCIAL SERVICES LITIGATION

BANKRUPTCY, RESTRUCTURING,

& INSOLVENCY

**FORECLOSURES** 

POST-JUDGMENT COLLECTION

& REPLEVIN ACTIONS

BANK REGULATORY

SBA SERVICES

### Lawyers

ERIN ELIZABETH STARK (AL, GA)

MELAINA HAISFIELD (FL, TX, DC, MD)

JEN B. ALEWINE (GA)

ANTONISHA BAKER (FL)

LUCIANA HOLBERT (GA, FL)

SUMMER WILLIAMS (FL)

ASHLEY SMITH (TX, IL)

DANIELLE LUBIN (VA, DC, MA)

LINDA ALLE-MURPHY (PA, NJ)

SCOTT JOHNSON (VA, DC)

MATTHEW CARLSON (PA, NJ, DE)

MARISA GRANT (NC)

SUNNY WU (NY, NJ, ONTARIO (CANADA)

STEVE BIEGENZAHN (CA)

### Office Locations

ATLANTA\*

WASHINGTON DC

PHILADELPHIA

NEW YORK

LOS ANGELES

HOUSTON

MIAMI

### STERN, LAVINTHAL & FRANKENBERG, LLC

105 Eisenhower Parkway, Suite 302, Roseland, NJ 07068 973.797.1100 www.sternlav.com

A CORNERSTONE IN THE FINANCIAL SERVICES INDUSTRY FOR OVER 70 YEARS



### WHO WE ARE

WBENC certified and an active member of NAMWOLI SL&F is proud to be 100% woman owned. We are a fu service default firm with extensive experience representing lenders and financial service companies in complex litigation.

### WHERE WE ARE GOING

SL&F is committed to developing its practice to keep pace with our client's protocols for compliance, cost effectiveness and efficiency. Our onsite IT staff works diligently to provide the most effective tools and customized system integrations for ensuring accurac and precision timeline management.





### **INSOLVENCY & CREDITORS' RIGHTS LITIGATION**

Not all loans perform with perfection. And debts are not always paid. It's called "the business cycle" for a reason, after all. When the seas get rough, we help our lender and business clients choose the right path.

**Nonjudicial Remedies.** Many disputes and defaults can best be resolved without litigation and our attorneys know how to effectively implement lenders' and other creditors' remedies short of litigation. We routinely assist in work outs and forbearance agreements with an eye toward returning a loan or a business deal to a performing status or in a structured collaboration with the borrower/debtor to optimize the value of collateral in liquidation. When this path does not lead to a satisfactory outcome, we are able to quickly begin repossession or foreclosure proceedings.

Judicial Remedies. Whether the choices are to sue on a Note and Guaranty, seek judicial foreclosure, initiate collection proceedings, or have a receiver appointed to preserve and liquidate assets, our attorneys have deep experience in the relevant law and are at home in the courtroom. We are able to advise on the benefits and potential pitfalls of a particular course of action and bring to bear decades of experience with receiverships, state court proceedings, and the bankruptcy courts.

Bankruptcy Proceedings. Our insolvency & creditors' rights attorneys provide counseling and advocacy services to creditors involved in or impacted by bankruptcy-related matters. We represent both secured and unsecured creditors in all types of creditor rights and insolvency related litigation. Our unsecured creditor clients run the gamut from small businesses pursuing collection of a claim to institutional investors and shareholders. We also represent unsecured creditors with specialized problems, such as landlords, vendors, and franchisors, helping our clients navigate and achieve the most favorable resolutions for their businesses. Secured creditor clients may include lenders and other trade vendors, along with a range of other creditors. After evaluating the best approach for our creditor clients, we make practical recommendations and are ready to employ the full range of creditors' remedies in the bankruptcy courts, including motions for relief from the bankruptcy stay, objections to plan confirmation, defending against objections to claims, motions to allow administrative expenses, and the like. We also assist our clients in opposing preference actions and other clawback litigation under the bankruptcy code.

Maximizing Recovery. When enforcement proceedings begin, our lender and creditor clients want to minimize the risk of loss. We take a practical, cost-effective approach focused on what will provide the best net benefit at the end of the day.



Claire H. Taylor 206.892.2192 claire.taylor@stokeslaw.com

National and Global Reach. In order to better serve our clients needing representation outside of Washington, Stokes Lawrence is a member of two prestigious organizations, National Association of Minority and Women Owned Law Firms (NAMWOLF), and, Lawyers Associated Worldwide (LAW).



# Vab

FSL PAC Contact

ERICA BYRD

ebyrd@vablawfirm.com



### Financial Service Practice Areas:

- Draft loan transactions for financial institutions
- Creditor's interests in bankruptcy court
- Judgment enforcement and collections
- Receivership actions
- Regulatory and employment issues for financial institutions

### Representative Engagements:

- Counsel financial institutions on documentation for commercial lending departments
- Represent creditors in Chapter 7, 11, and13 bankruptcy matters
- Represent receiver of insolvent financial institution
- Conduct internal investigations for financial services client on sensitive business issues



#### NAMOLF LAW FIRM MEMBER

### Financial Services Litigation

The financial services landscape is in constant flux. New laws, regulations and administrative oversight require continuous monitoring and understanding. Financial services companies expect personalized advice and recommendations from attorneys with knowledge of, and experience within, the existing legal framework, coupled with the ability to obtain results in a practical, cost-effective manner. Our attorneys possess a broad range of financial services litigation experience in the areas of commercial lending and lender liability, commercial law, bankruptcy and financial restructuring, insolvency, creditors' rights and fiduciary services.



Stephen V. Falanga Partner



Christopher M. Hemrick Partner







Eric S. Padilla

### What we do for our Financial Services clients:

Walsh attorneys offer clients extensive in-court experience (including alternative dispute resolution), having successfully represented all types of business entities, financial institutions and individuals in a wide range of complex commercial litigation matters throughout New Jersey and New York, at both the state and federal level, from inception through trial and appeal. Our team also regularly represents lenders and parties-in-interest in connection with bankruptcy litigation and contested matters, commercial loan workouts, foreclosure and debt-instrument litigation, tax sale foreclosures, judgment enforcement and other insolvency-related matters. Walsh also represents lenders in litigation relating to the Fair Credit Reporting Act and other compliance-related statutes, laws and regulations.

Our attorneys have equal experience representing debtors and creditors in both bankruptcy liquidations and restructurings, and serve as national bankruptcy counsel to a number of domestic and foreign corporations. Our firm also serves as primary bankruptcy counsel to a publicly traded banking corporation headquartered in New Jersey. Our team prides itself on its ability to provide the firm's financial services clients with dynamic and pragmatic counseling and solutions.

### What really sets us apart:

The number and representative experience of our attorneys allows us to offer clients unique, personalized and cost-effective legal services to accommodate virtually every need in the commercial lending, asset disposition, commercial law, distressed debt and insolvency-related spaces. Walsh's attorneys routinely collaborate among our firm's practice groups to provide clients with access to other lawyers with experience in class-action defense, litigation, labor and employment, intellectual property and other specialized areas in an inter-disciplinary approach to provide guidance and solutions to any financial services or risk management issue that may arise.

#### Recognized Proficiency in a Wide Range of Practice Areas

Appeals I Bankruptcy, Reorganization & Creditors' Rights I Business & Commercial Litigation I Class Action Defense I Construction

Cyber Security & Data Privacy I eDiscovery I Education I Financial Services & Risk Management I Insurance I Intellectual Property

Internal Investigations I Labor & Employment I Mediation, Arbitration & Special Master Appointments I Regulatory & Public Policy

Special Education I Trade Secrets & Employee Mobility

### WRIGHT, FINLAY & ZAK, LLP

excellent service at a reasonable cost.

**OVERVIEW** 

EXPERIENCE. SERVICE. RESULTS.





Wright, Finlay & Zak is nationally certified as a Women's Business Enterprise by the Women's Business Enterprise Counsel-West, a regional certifying partner of the Women's Business Enterprise National Council (WBENC). WFZ is also a proud member of the National Association of Minority and Women Owned Law Firms (NAMWOLF).



#### **KEY CONTACTS**



Robin P. Wright Managing Partner rwright@wrightlegal.net (949) 477-5059



LOAN SERVICING AND DEFAULT LITIGATION



T. Robert Finlay Partner rfinlay@wrightlegal.net (949) 477-5056

WFZ's core practice area includes representing national, regional and small loan servicers, investors and originators in all aspects of mortgage banking and consumer finance litigation. Representation ranges from defending creditors in individual borrower cases to class and "mass" actions involving payment misapplication, loan modification, wrongful foreclosure, predatory lending, bankruptcy, title, rent control, force-placed insurance, unfair business practices and other mortgage-related issues impacting our clients. Our attorneys have experience in defending cases involving most Federal and State statutes, including the California and Nevada HOBR, TILA, RESPA, FCRA, FDCPA, California's Rosenthal Act, TCPA, SCRA, RICO, HAMP and HAFA. We successfully resolve most cases via settlement that results in a performing asset or liquidation. WFZ also assists its clients in mortgage fraud recovery, helping our clients recover mortgage losses caused by originator, broker or appraiser fraud and negligence. WFZ can also assist with affirmative actions for judicial foreclosure, deficiency judgments, title curative and receiverships.

Wright, Finlay & Zak, LLP ("WFZ") is a full-service litigation and transactional law firm with offices in California, Nevada, Washington, and Utah. We also have attorneys who are licensed in Arizona, Oregon, New Mexico, Montana, Hawaii, Idaho, and South Dakota, allowing WFZ to assist you with your legal needs throughout the Western United States. WFZ provides its legal services at reasonable hourly rates, with particular attention to the overall cost of any matter. Our goal is to provide quality representation and

If you have any questions pertaining to this area of practice, please contact Robert Finlay or Robin Wright.

Michelle A. Mierzwa Partner, Compliance nmierzwa@wrightlegal.ne (949) 438-1265

### SERVICING COMPLIANCE

WFZ provides mortgage servicing clients with all aspects of regulatory compliance advice. WFZ's attorneys have assisted its clients with compliance with the CFPB Rules, National Mortgage Settlement and various federal statutes, including FDCPA, RESPA, TILA and TCPA. We have designed programs for many of our clients to ensure compliance with California and Nevada's Homeowner Bill of Rights, Washington's Foreclosure Fairness Act, and state and federal successor in interest laws. Compliance, Licensing and Regulatory Division is actively involved in the state lobbying process and has direct access to lobbyists in many of the states we cover on the West Coast. WFZ is able to track pending laws, oppose unwanted laws and revise bills that are likely to pass, which helps our clients track potential new legislation and implement new procedures to ensure compliance when the new laws go into effect. WFZ also assists clients in responding to regulatory complaints and investigations relating to loan

If you have any questions about our servicing compliance practice, please contact Michelle Mierzwa.



Gwen H. Ribar Partner gribar@wrightlegal.net (949) 477-5055

### MORTGAGE LITIGATION MANAGEMENT

WFZ provides several of its clients with short and long term litigation management solutions. Our litigation management responsibilities include litigation intake and file review, case strategy, hiring and overseeing local counsel, reviewing invoices, monthly reporting, ensuring consistency among local counsel and ensuring that both the asset and litigation are moving forward in the direction consistent with the client's goals. WFZ will provide onsite or remote assistance to meet the client's need, whether short or long term. For more significant needs, WFZ can act as General Counsel for a small or medium size client who needs dedicated counsel to handle its day-to-day legal needs.

For questions about our mortgage litigation management practice, please contact Robert Finlay or Gwen Ribar.

