

#### FINANCIAL SERVICES LITIGATION

PRACTICE AREA COMMITTEE

# NAMMOLF

# 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



Julie Moran Orlans P.C. jmoran@orlans.com

248.502.1400



Kathleen Nitschke Perez Morris knitschke@perez-morris.com 216.621.5161



#### 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

FIRM	FIRM CONTACT/S	LOCATION/S	PHONE				
Boggs Avellino Lach & Boggs balblawyers.com	BETH BOGGS bbogs@balblawyers.com	888.942.2310					
BurgherGray LLP burghergray.com	RANDY MOONAN   rmoonan@burghergray.com	917.410.3152					
d'Arcambal Ousley & Cuyler Burk darcambal.com	MICHELLE D'ARCAMBAL   mdarcambal@darcambal.com	New York, NY Parsippany, NJ Philadelphia, PA	212.973.3175				
Drohan Lee LLP dlkny.com	VIVIAN RIVERA-DROHAN vdrohan@dlkny.com	New York, NY Albany, NY	212.710.0004				
Edwards Maxson Mago & Macaulay em3law.com	AJAY MAGO amago@em3law.com Austin, TX Chicago, IL Dallas, TX New York, NY Washington, DC						
Goosmann Law Firm goosmannlaw.com	JEANA GOOSMANN   goosmannj@goosmannlaw.com WARREN J. FORD III   fordw@goosmannlaw.com	Sioux City, IA Sioux Falls, SD Omaha, NE Spirit Lake, IA	855.843.4531				
Heavner Beyers & Mihlar hsbattys.com	FAIQ MIHLAR   faiqmihlar@hsbattys.com JULIE BEYERS   juliebeyers@hsbattys.com	Decatur, IL Chicago, IL St. Louis, MO	217.422.1719				
Hughes, Watters & Askanase, L.L.P. <b>hwa.com</b>	CAROLYN TAYLOR   <i>ctaylor@hwa.com</i> DOMINIQUE VARNER   <i>dvarner@hwa.com</i> HEATHER MCINTYRE   <i>hmcintyre@hwa.com</i>	Houston, TX	713.759.0818				
Johnson Blumberg & Associates johnsonblumberg.com	KENNETH J. JOHNSON ken@johnsonblumberg.com	Chicago, IL Merrillville, IN Milwaukee, WI Kalamazoo, MI Des Moines, IA	312.541.9710				
Lafayette & Kumagai Ikclaw.com	GARY T. LAFAYETTE glafayette@lkclaw.com	Oakland, CA	415.357.4600				
Lawrence & Bundy lawrencebundy.com	THOMAS BUNDY thomas.bundy@lawrencebundy.com	Atlanta, GA Washington, D.C. Fulton, MD	404.400.3350				
Lawrence Law, LLC lawrencelawllc.com	GREG LAWRENCE   greg@lawrencelawllc.com	Baltimore, MD New York, NY	410.837.6995				
León Cosgrove Jiménez, LLP <b>leoncosgrove.com</b>	DEREK E. LEÓN   dleon@leoncosgrove.com RONALD J. TOMASSI JR.   rtomassi@leoncosgrove.com	Miami, FL Denver, CO Austin, TX	305.740.1977				
Liebler Gonzalez & Portuondo Igplaw.com	JUAN A. GONZALEZ jag@lgplaw.com	Miami, FL Tampa, FL Orlando, FL Ft. Lauderdale, FL	305.379.0400				
Moore & Associates	BENJAMIN D. COOPER   bdc@kteyamoore.com	Bowie, MD	301.798.6446				
kteyamoore.com							
Orlans PC orlans.com	JULIE MORAN   jmoran@orlans.com	Troy, MI Waltham, MA Leesburg, VA Wilmington, DE Naples, FL Boca Raton, FL Wayne, PA	248.502.3144				

# PAC FIRM CONTACT INFORMATION

FIRM	FIRM CONTACT/S	LOCATION/S	PHONE 855.580.7530		
Perez Morris perez-morris.com	SARAH C. PEREZ sperez@perez-morris.com	Wilton, CT Hartford, CT Boston, MA Princeton, NJ Manhattan, NY Cleveland, OH Columbus, OH Media, PA Philadelphia, PA Pittsburgh, PA			
Pinckney, Weidinger, Urban & Joyce pwujlaw.com	ELIZABETH WILBURN JOYCE ewilburnjoyce@pwujlaw.com	302.507.3360			
Quintairos Prieto Wood & Boyer <b>qpwblaw.com</b>	MICHAEL J. BARKER mbarker@qpwblaw.com	Arizona, California, Florida, Georgia, Illinois, Kentucky, Michigan, New Jersey, New York, Texas, U.S. Virgin Islands	904.226.3660		
Reyes Kurson rkchicago.com	JENNIFER NOVOSELSKY jnovoselsky@rkchicago.com	Chicago, IL	312.262.5512		
Rusing Lopez & Lizardi rllaz.com	REBECCA K. O'BRIEN, ESQ. robrien@rllaz.com	520.792.4800			
Smith Dollar smithdollar.com	RACHEL DOLLAR rdollar@smithdollar.com	Santa Rosa, CA	707.522.1100		
The Stark Firm, PLLC starkfirmpllc.com	ERIN ELIZABETH STARK erinstark@starkfirmpllc.com	Atlanta, GA Miami, FL Pennsylvania, PA New York, NY Dallas, TX Washington, DC Los Angeles, CA	973.797.1100		
Stern Lavinthal & Frankenberg sternlav.com	JEANETTE F. FRANKENBERG Jfrankenberg@sternlav.com	Roseland, NJ New York	973.797.1100		
Stokes Lawrence, P.S. stokeslaw.com	CLAIRE TAYLOR claire.taylor@stokeslaw.com	206.626.6000			
Valentine Austriaco & Bueschel vablawfirm.com	LYDIA BUESCHEL   lbueschel@vablawfirm.com ERICA BRYD   ebryd@vablawfirm.com	Chicago, IL	312.238.9063		
Walsh Pizzi O'Reilly Falanga LLP walsh.law	STEPHEN V. FALANGA sfalanga@walsh.law	Newark, NJ New York, NY Philadelphia, PA	973.757.1107		
Wong Fleming wongfleming.com	LINDA WONG   /wong@wongfleming.com RAMINA DEHKHODA-STEELE rdehkhoda@wongfleming.com	Atlanta, GA Berlin, Germany Chihuahua, Mexico Hamburg, Germany Montreal, Quebec Munich, Germany New York, NY Philadelphia, PA Ponte Vedra Beach, FL Princeton, NJ San Diego, CA Seattle, WA Sugar Land, TX	609.951.9520		
Wright, Finlay & Zak, LLP wrightlegal.net	ROBIN WRIGHT rwright@wrightlegal.net	Newport Beach, CA Las Vegas, NV Seattle, WA	714.477.5050		

# PAC FIRMS BY LOCATION

#### **Arizona**

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

#### <u>California</u>

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

Colorado León Cosgrove Jiménez, LLP

Connecticut Perez Morris

#### <u>Delaware</u>

Orlans PC Pinckney, Weidinger, Urban & Joyce

#### <u>Florida</u>

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

#### <u>Georgia</u>

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

Hawaii Wright, Finlay & Zak, LLP

#### <u>Idah</u>

Goosmann Law Firm Wright, Finlay & Zak, LLP

#### 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

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Goosmann Law Firm Johnson Blumberg & Associates

#### <u>Kentucky</u>

Quintairos, Prieto, Wood & Boyer

#### Maryland

Lawrence & Bundy Lawrence Law, LLC Moore & Associates Orlans PC Massachusetts

Orlans PC Perez Morris

#### <u>Michigan</u>

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

<u> Missouri</u>

Boggs Avellino Lach & Boggs

#### <u>Montana</u>

Wright, Finlay & Zak, LLP

<u>Nebraska</u> Goosmann Law Firm

<u>Nevada</u> Wright, Finlay & Zak, LLP



# PAC FIRMS BY LOCATION

#### <u>New Jersey</u>

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

#### New Mexico

Wright, Finlay & Zak, 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 Wong Fleming

#### <u>Ohio</u>

Perez Morris

Oregon Wright, Finlay & Zak, LLP

#### <u>Pennsylvania</u>

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

#### <u>South Dakota</u>

Goosmann Law Firm Wright, Finlay & Zak, LLP

#### <u>Texas</u>

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

#### U.S. Virgin Islands

Quintairos, Prieto, Wood & Boyer

#### <u>Utah</u>

Wright, Finlay & Zak, LLP

<u>Virginia</u> Orlans PC

#### <u>Washingtor</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 Wong Fleming

#### <u>Wisconsin</u>

Johnson Blumberg & Associates



# PRACTICE AREA CHART

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d'Arcambal Ousley & Cuyler Burk	☆		☆	☆										☆			
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Edwards Maxson Mago & Macalay, LLP	☆	☆		☆		☆								☆			
Goosmann Law Firm	☆	☆		☆	☆	☆	☆	☆		☆	☆	☆		☆			
Heavner Beyers & Mihlar	☆	☆		☆	☆	☆		☆				☆		☆			
Hughes, Watters & Askanase, LLP	☆	☆		☆	☆	☆		☆				☆		☆			
Johnson Blumberg & Associates																	
Lafayette & Kumagai				☆	☆												
Lawrence & Bundy	☆		☆	☆	☆	☆					☆	☆		☆			
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*Quintairos, Prieto, Wood & Boyer																	
Reyes Kurson			☆	☆						☆					☆	☆	☆
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Smith Dollar																	
The Stark Firm, PLLC	☆	☆		☆	☆	☆		☆			☆			☆			
Stern Lavinthal & Frankenberg	☆	☆		☆	☆	☆								☆			
Stokes Lawrence, P.S.	☆	☆		☆	☆	☆								☆			
Valentine Austriaco & Bueschel	☆	☆		☆		☆				☆		☆		☆			
Walsh Pizzi O'Reilly Falanga LLP	☆	☆		☆	☆	☆	☆	☆		☆	☆			☆			
Wong Fleming	☆	☆	☆	☆	☆	☆		☆		☆	☆	☆	☆	☆			
Wright, Finlay & Zak, LLP	☆	☆	☆	☆	☆	☆								☆			

\*Please see firm profile page for practice areas if none marked.



# NAMWOLF

# FINANCIAL SERVICES LITIGATION

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PRACTICE AREA COMMITTEE

MEMBER FIRMS



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



#### Practicing throughout Missouri and Illinois

> Bank Litigation

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

ST. LOUIS OFFICE: 9326 Olive Boulevard, Suite 200, St. Louis, MO 63132, (888) 942-2310 COLUMBIA OFFICE: 303 N. Stadium Boulevard, Second Floor, Columbia, MO 65203, (888) 942-2310 BELLEVILLE OFFICE: 2900 Frank Scott Parkway W., Suite 988, Belleville, Illinois 62223, (888) 942-2310

# BURGHERGRAY

1350 BROADWAY - SUITE 1510 New York, NY 10018 | T: 917.410.3152 | F: 646.561.9866 www.burghergray.com

# 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 nation-wide, 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 and insurance companies; as well as 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 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**

- Bright Data Ltd v. Net Nut Ltd, 2:21-cv-00225 (E.D. Tx.) (Successfully defended an issuer and its law firm in a sanction motion, including a full evidentiary hearing, involving the propriety of certain securities disclosures in the face of a confidentiality agreement).
- *Kent v. Hightower et al.*, 2:22-cv-01195 (represent high net worth individuals and affiliated entities in an SEC Receivership action).
- 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.
- Represented large national bank in connection with subpoenas issued by both the Department of Justice and Defendants in a criminal securities fraud trial.
- Represent large national bank in connection with an investigation into allegations of public corruption by the Securities and Exchange Commission.



d'Arcambal Ousley & Cuyler Burk

#### OUR FIRM

d'Arcambal Ousley & Cuyler Burk, LLP ("DO&CB") represents leading corporations in the financial and insurance services industries throughout New York, New Jersey and Pennsylvania. DO&CB is comprised of skilled lawyers who have gained knowledge and experience through previous practice with major law firms and corporations. The firm's diversity in thought, experience and backgrounds reflects its corporate clients' law departments, clients and customers.

#### OUR PRACTICE

DO&CB regularly advises and defends financial institutions and specializes in arbitrations, mediations and complex litigation matters in both state and federal forums. These arbitrations and litigated cases involve securities, variable and whole life and annuity insurance products, and other financial products.

#### OUR CLIENTS

AFLAC • Brighthouse Financial • Canada
Life • Combined Insurance • DiamondRock
Hospitality Company • Equitable • The
Hartford • Home Depot • Homes and
Community Renewal (New York) • Hyatt
• Marriott • Metropolitan Life Insurance
Company • Mondelez International, Inc.
• New York Life Insurance Company
• Primerica • Prudential Financial and

Subsidiaries • Red Ventures • Standard Insurance Company • State Farm • Walmart

#### Corporate & Financial Litigation

DO&CB represents financial services companies in:

- Mortgage fraud actions against brokers, title insurers, appraisers and settlement agents
- Quiet title actions and counterclaims brought by borrowers against servicing companies, banks and MERS based on securitization and assignment of mortgages
- Commercial contract matters under master service: agreements and statements of work
- Commercial contract matters for hospitality and corporate clients
- Annuities and variable insurance product litigation
- Third-party class action securities matters
- Sales practices litigation
- Fidelity bond matters

#### **FINRA** matters

- FINRA arbitrations involving securities sales, variable insurance products, breach of fiduciary duty by an investment advisor for failure to diversify and allocate assets, unsuitable investment advice, 10b-5 fraud claims
- Selling away, churning and negligent supervision claims

#### **Regulatory Law**

- Advising clients regarding multi-state jurisdictional requirements with respect to contract language and other matters
- Advising clients regarding the development of new lines of business and the operation of existing lines of business

# D 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.

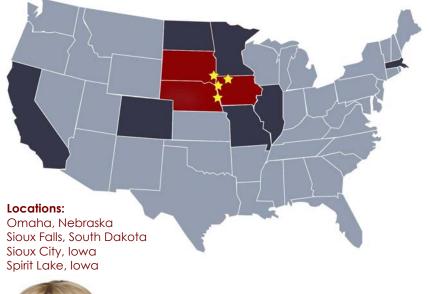
DL also has significant experience and a record of success in resolving a variety of business, securities and commercial disputes, particularly with respect to complex investment transactions. Our attorneys practice in Federal and State trial and appellate courts and before various regulatory agencies, 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: <u>vdrohan@dlkny.com</u>.

# Legal for People who Lead We represent business leaders as the largest woman-owned law firm in the Midwest for trailblazers leading the way in America.

#### Midwest Locations in IOWA, NEBRASKA, & SOUTH DAKOTA

#### 32 Attorneys & Billions of Dollars in Deals & Disputes



#### **PRACTICE AREAS**

Litigation Disputes Employment Contracts Mergers, acquisitions Compliance

#### **INDUSTRIES**

Manufacturing Banking Finance Fintech Transportation & Logistics Technology Retail, **Restaurants, & Hospitality** Construction Agribusiness Real Estate



#### Contact Jeana Goosmann, CEO & Managing Partner

Email: GoosmannJ@GoosmannLaw.com Phone: 712-226-7401







**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, juliebeyers@hsbattys.com. Faiq Mihlar, faigmihlar@hsbattys.com.

> CHICAGO OFFICE 100 North LaSalle Street Suite 1410 Chicago, Illinois 60602 (312) 999-9110

DECATUR OFFICE 111 East Main Street PO Box 740 Decatur, Illinois 62525 (217) 422-1719

### **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**

9326 Olive Boulevard Suite 100 Olivette, Missouri 63132 (314) 551-2122

#### 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

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#### 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.

<u>Headquarters</u> 230 West Monroe Suite 1125 Chicago, IL 60606b Indiana office 500 W. Lincoln Hwy Suite J Merrillville, IN. 46410 <u>Wisconsin office</u> 633 W. Wisconsin Ave Suite 408 Milwaukee, WI 53203

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

230 West Monroe Street, Suite	1125, Chicago, Illinois 60606
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FAX: 312-541-9711

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**Representative Clients:** 

FDIC

SETERUS PHH MORTGAGE

GREGORY FUNDING

PNC BANK

CONTACT: Kenneth J. Johnson ken@johnsonblumberg.com www.johnsonblumberg.com

# Lafayette & Kumagai



1300 Clay Street, Suite 810, Oakland, CA 94612 Tel: 415.357.4600 Fax: 415.357.4605 www.lkclaw.com

CONTACT: Gary T. Lafayette, glafayette@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* magazine'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

LICENSED TO PRACTICE IN: California, Oregon and Idaho

REPRESENTATIVE CLIENTS: AT&T Services, Inc.; Bank of America; The Coca-Cola Company; Comcast Cable; E.I. 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

FINANCIAL SERVICES



Lawrence & Bundy attorneys advise and serve clients across a broad spectrum of the financial industry in all aspects of litigation, arbitrations, investigations, and regulatory matters. Our in-depth knowledge of industry trends and issues enables us to collaborate effectively with clients to assess opportunity and risk and execute an efficient and effective approach to dispute resolution. Our clients include financial institutions, commercial banks, lenders and mortgage servicers, card issuers and processors, insurance companies, and vendors servicing the financial industry. Our team of litigators is equally equipped to navigate complex class action litigation and single-consumer disputes, with a breadth of experience in state and federal court as well as consumer and

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## Innovative | Aggressive | Independent

#### Other Firm Practice Areas:

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

Main Office

Baltimore, MD 21201

New York Office

The Warehouse at Camden Yards

323 W. Camden Street, Suite 700

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

Martindale-Hubbell

REEMINENT

#### **Financial Services Litigation**

When litigation is necessary, Lawrence Law attorneys have a proven record of success in complex and high-profile cases across the nation. We 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 substantial experience 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 Greg:

Greg Lawrence, Partner 410-837-6995 | greg@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







Disclaimer: Each case is different. Prior success provides no assurance of future success.



#### 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** 



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Orlando

Тамра

#### **ABOUT THE FIRM:**

Liebler, Gonzalez & Portuondo is an AV<sup>®</sup> 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



Banking Bankruptcy Regulatory UCC Retail Hospitality Real Estate

**Private Equity** 

**INDUSTRIES:** 



CONTACT:

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

#### 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 Sarah Perez sperez@perez-morris.com perezmorris.com

# P W U J

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

## DELAWARE LITIGATION COUNSEL FINANCIAL SERVICES LITIGATION

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



Michael Weidinger 302-504-1528 mweidinger@pwujlaw.com



Patricia Urban 302-504-1526 purban@pwujlaw.com



Elizabeth Wilburn Joyce 302-504-3360 ewilburnjoyce@pwujlaw.com



Megan Ix Brison 302-485-0835 mixbrison@pwujlaw.com

<u>Financial Services Industry Representation</u> <u>in the Delaware Court of Chancery, Delaware Federal Courts,</u> <u>and other Delaware State Courts</u>

 Corporate and Commercial Litigation
 Class & Derivative Action Defense
 Director & Officer Representation

- Merger & Acquisition Disputes
- Hedge Fund Litigation
- Fintech Disputes
   Partnership & Limited Liability Company Disputes
   Trust Disputes
   Breach of Contract Disputes
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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.



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# RUSING LOPEZ & LIZARDI ATTORNEYS AT LAW

#### **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.

<u>Repurchase Litigation</u> - 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 -</u> 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.

#### 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 24 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

COMMERCIAL & CUSTOM LENDING (SECURED OR UNSECURED) COMMERCIAL CAPITAL COMMERCIAL CARD COMMERCIAL LITIGATION ASSET BASED LENDING WEALTH & INVESTMENT MANAGEMENT TREASURY MANAGEMENT REAL ESTATE FINANCE REAL ESTATE & LAND USE

BANKING & FINANCE

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) SUMMER WILLIAMS (FL) BOBBI ROQUEMORE (TX, LA) DANIELLE LUBIN (VA, DC, MA) ELIZABETH DODD (KY, IN) MARCIA MCCRAW (NY, CA, HI, WA) ERIC GEORGE (PA) JAMES WOOD (TX) STEVE BIEGENZAHN (CA) YAFFA KAGAN (NY, NJ) KIYAM POULSON (NY)

los angeles **dallas** Miami

#### Office Locations

ATLANTA\* WASHINGTON DC PHILADELPHIA NEW YORK

## 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.

#### WHAT WE DO Comprehensive default services including the following:

#### LITIGATION

- . Civil & Commercial litigation in both state & federal courts
- Lender-based litigation including TILA, RESPA & FDCPA
- Property-based issues
- Mediation

#### BANKRUPTCY - CREDITOR'S RIGHTS

- Comprehensive & strategic services
- Preserving & securing creditor collateral
- Negotiation & documentation of restructuring transactions
- Enforcement of remedies

#### TRANSACTIONAL

- Residential & Commercial financing
- Consumer loan review
- Formation & structuring of corporate entities,







# **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).

For a full list of our Financial Services attorneys, please visit www.stokeslaw.com/practice-areas/financial-services



# vab

#### FSL PAC Contact ERICA BYRD ebyrd@vablawfirm.com



#### Financial Service Practice Areas:

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

## Representative Value Engagements:

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

# **WALSH** PIZZI O'REILLY FALANGA



Partner



Christopher M. Hemrick Partner



Associate



# **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.

# **Our Financial Services Team**

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 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.

#### **Additional Practice Areas**

Appeals • Bankruptcy, Reorganization & Creditors Rights • Business & Commercial Litigation • Class Action Defense • Construction • Cyber Security & Data Privacy • eDiscovery • Education • Insurance • Intellectual Property • Internal Investigations • Labor & Employment • Mediation, Arbitration & Special Master Appointments • Regulatory & Public Policy • Special Education • Trade Secrets & Employee Mobility

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#### **Financial Services Litigation**

#### **KEY SERVICE AREAS:**

- Collections
- Bankruptcy
- ForeclosuresReplevins
- Creditors' Rights
   Litigation
- Choice of Entity and Entity Formation
- Corporate Finance
- Corporate Governance
   Emerging Markets
- FundingInternational Transactions
- Partnerships and Joint Ventures
- Technology Transactions
- Synthetic Leases
- Securitization
- Asset Based Lending
- Retail Installment Sales
   Financing
- Private Equity Transactions
- Reporting Requirements
- Restructuring
- Stockholder Matters
- Strategic Alliances
- Capital Leases
- Operating Leases
- Motor Vehicle Dealer Floor Plan Financing
- Leasing & FinancingReal Estate Mortgage
- FinancingConstruction Financing
- Purchase and Sale of Commercial Real Estate

#### CONTACT:

ATLANTA 2675 Paces Ferry Rd. Suite 100 Atlanta, GA 30339 404-848-0115

NEW JERSEY 821 Alexander Road Suite 200 Princeton, NJ 08540 609-951-9520

WASHINGTON 9840 Willows Road, NE Redmond, WA 98052 425-869-4040

www.wongfleming.com

Wong Fleming was founded in 1994 and today has 40 attorneys in offices across the country and in Canada, Germany, and Mexico. The representation of banks and financial institutions is a core industry practice area for us and generates approximately 40% of the firm's revenues. The firm is AV-rated and more than 75% of the firm's attorneys are minorities, women or both.

#### **REPRESENTATIVE MATTERS**

Wong Fleming represents financial institutions in three main areas: (1) Bankruptcy and Creditors' Rights; (2) Corporate Asset Recovery; and (3) Contract Litigation.

#### **Bankruptcy and Creditors' Rights**

- Successfully argued in bankruptcy court that an assignment of receivables granted to the secured creditor was a title transfer of the account receivables to the secured creditor, as opposed to serving as collateral securing the repayment of the loan. This resulted in the recovery of \$3.1 million to the secured creditor outside the bankruptcy estate and thwarted the Chapter 11 debtor/borrower from using these proceeds to fund a reorganization plan.
- Negotiated Bidding Procedures and Sale orders under Section 363 in many bankruptcy proceedings.
- Successfully defended or negotiated favorable settlement terms on preference actions in many cases.
- Prosecuted and tried fraudulent transfer actions.
- Negotiated favorable first-day orders for secured creditors in many bankruptcy proceedings, including cash collateral, adequate protection and DIP financing.
- Successfully defended numerous adversary proceedings in bankruptcy courts, US District Courts, and the Circuit Courts of Appeals throughout the country.
- Commercial foreclosures throughout the country.
- UCC Article 9 litigation.

#### **Corporate Asset Recovery**

- Recovery of \$650,000 on a deficiency claim against an individual guarantor whose signature on his guarantee was forged. We successfully argued that the guarantor had ratified the forged signature through his conduct and his execution of a subsequent forbearance agreement.
- Recovery of \$1.5 million on a deficiency claim against a husband and wife guarantor. The guarantors had successfully transferred all of their assets into a trust outside of the statute of limitations period for fraudulent conveyances, but through the firm's own comprehensive asset search of the defendants, we identified a transfer from the guarantors to their son of valuable real estate that was within the statute of limitations for a fraudulent conveyance action. This allowed us to successfully posture the case for a substantial recovery.
- Recovery in full on a six-figure obligation after entry of a pre-suit attachment and inspection of a
  perfume store in New York based on pending action filed against company and guarantors in New
  Jersey.
- Recovery of full payment of a debt of almost \$500,000, plus attorney's fees, against a medical lab and individual doctor guarantors by commencing repossession proceedings as to all collateral and entering judgment against the doctors as liens against their homes.
- Successful argument on a contested AAA arbitration proceeding in a deficiency action arising out of a floor plan financing agreement in federal court and recovery of \$200,000 which was all the available assets guarantor had as confirmed through our diligent asset searches. We routinely handle AAA arbitration and federal court confirmation of awards for a client who provides floor plan financing.
- Successful settlement and recovery against a company in the clothing industry and guarantors on behalf of a financial institution bringing suit including a fraudulent transfer complaint. The matter settled due to the pressure brought by the fraudulent transfer of the family home.

#### **Contract Litigation**

Distribution Agreements; Copyright and Trademark; Vendor Agreements; Insurance Coverage

# WRIGHT, FINLAY & ZAK, LLP

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



#### KEY CONTACTS



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



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



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



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

# Minority and Women Owned Law Firms (NAMWOLF).

#### **OVERVIEW**

Wright, Finlay & Zak, LLP ("WFZ") is a full-service litigation and transactional law firm with offices in California, Nevada, and Washington. We also have attorneys who are licensed in Arizona, Oregon, Utah, 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 excellent service at a reasonable cost.

#### LOAN SERVICING AND DEFAULT LITIGATION

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.

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

#### 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. WFZ's 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 servicing.

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

#### 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.

# NAMMOLF FINANCIAL SERVICES

WATE

PRACTICE AREA COMMITTEE