



## Banking and Financial Services Litigation

Our firm represents financial institutions and other financial services clients in litigation throughout the Northeast, in the Mid-Atlantic region and Nationwide. We count among our litigation clients commercial banks, savings banks, bank holding companies, mortgage bankers, leasing companies, credit unions, and other institutions and businesses. Virtually every type of litigation arising within the banking and financial services world is covered, as well as every type of dispute resolution, including mediations, arbitrations, and alternative dispute methods.

### Litigation Counsel for the Banking and Financial Services Industry

Within the ambit of banking and financial services litigation, we serve our clients' full spectrum of legal needs. Our expertise in representing clients in commercial and regulatory litigation includes:

- Breach of contract
- Business Torts
- Collections, including collections on guarantees
- Consumer financial services
- Director and officer liability
- Commercial foreclosures
- Employment matters
- Lender liability claims
- Branch acquisitions and sales
- Mergers
- ERISA-related matters
- Regulatory issues
- Check fraud
- Servicing claims
- Inter-bank claims
- Zombie property laws
- Medallion claims

We also represent clients in actions involving claims under the Equal Credit Opportunity Act, the Fair Credit Reporting Act, the Fair Debt Collection Practices Act, the Home Ownership and Equity Protection Act, the Truth-in-Lending Act, the Real Estate Settlement Procedures Act, and the Uniform Commercial Code. With a team of highly-

experienced litigators and appellate lawyers, we provide our clients with unparalleled and vigorous representation in federal and state court from the initial pleadings through final appeal.

## We are Leaders in Real Estate-Related Financial Services Litigation

Our banking and financial services attorneys provide expert guidance through complex commercial foreclosures, including actions involving multiple parties, cross-claims, and counterclaims. We have in-depth comprehensive experience in all phases of asset recovery, realizing upon a myriad of assets for our banking and institutional clients. Our litigators excel in all details and nuances of asset recovery, always with the goal of the quickest and safest realization on assets.

We are also at the forefront of alternative asset realization (in addition to traditional litigation), with an emphasis on asset sales to speedy asset recovery. We represent clients in complex multi-asset sales as well as sales of single assets (such as individual note sales) and always with a view to protecting our clients from unwarranted collateral challenges such as claw-backs and fraudulent transfer claims. We continuously review methods to suggest alternatives to clients to locate the speediest method suitable for our clients.

Our Bankruptcy Group plays an integral and key role in these cases as well, guiding a client through the abbreviated asset recovery and realization processes of bankruptcy sales in lieu of traditional foreclosure, substantially shortening asset realization time by months, if not years. Our transactional workout attorneys also guide clients through deeds-in-lieu of foreclosure similarly and substantially reducing the time involved in the asset recovery process. We are at the forefront of these ever-evolving areas, providing strategic guidance custom-tailored to each client's unique financial and operational needs. Among the strategies at which we excel are:

- Deeds-In-Lieu Of Foreclosure
- Bankruptcy Sales and Asset Disposition in Bankruptcy Court
- Note Sales (single as well as multiple assets)
- Short Sales
- Medallion Sales (Defaulted Medallion Loans)
- Actions on Guaranties
  - Personal Guaranties
  - Carve-Out Guaranties ("Bad Boy" Guaranties)
  - Limited Guarantees
- Receiverships