

Select Representations

Among numerous other representations, Mark has represented clients in the following areas:

Litigation

- Federal Court defense judgment, upheld on appeal, for publically traded biopharmaceutical company which was sued for over \$30 million by broker over investment placement fee dispute
- Obtained preliminary injunction and successfully represented family members in closely held business dispute
- Obtained judgment in favor of the seller of a radio station in a claim against third-party transferors for fraudulent conveyance
- Successfully defended insurance company against claims by managing general agent for commissions and other damages allegedly due to agent in excess of \$6 million arising from lawyers professional liability program
- Successfully represented charitable organization in mediation with bank over entitlement to large interest payment on bequest

Insolvency

- Representation of the estates of insolvent insurance companies, captives and risk retention groups in the administration and marshaling of estate assets, the development, implementation and execution of litigation strategies to recover assets and maximize recovery to policyholders and guaranty associations, the development, implementation of plans for the treatment of estate assets and claims, the obtaining of judicial enforcement of lawsuit injunctions in favor of the insolvency estate in foreign jurisdictions, and the prosecution of third-party litigation to recover assets for the policyholders and guaranty funds
- Representation of a state insurance commissioner in the seizure of a risk retention group, the uncovering of fraudulent activity, the investigation and analysis of the solvency of the company and the identification of the perpetrators of the fraudulent activity, and ultimate referral of white collar criminal activity to state and federal law enforcement

Investigations

- Successfully represented public university in the investigation of complaints of violations of Title VII and IX arising from allegations by current and former students and graduate students of sexual harassment and battery by university officer. The findings and conclusions of the investigative report were ultimately validated by an award of summary judgment in favor of the university
- Provided assistance to the Federal Bureau of Investigation, Department of Homeland Security, the Internal Revenue Service, the United States Postal Service, and the Department of Justice in the investigation and successful prosecution of a white collar criminal who, through a massive fraud, was responsible for the seizure and insolvency of a risk retention group
- Successfully represented public university in the investigation of allegations of violations of Title IV HEA

- Represented public university in the investigation and successful negotiation of NCAA Constitution and Bylaws infractions

Regulatory

- Successfully represented insurance commissioners in the seizure of captive and risk retention group due to concerns of fraudulent activity
- Successfully represented insurance commissioners in obtaining rehabilitation and liquidation orders under state insurance insolvency law

Criminal

- Represented white collar defendants in negotiated pleas
- Criminal trials in state and federal courts
- Represented individuals and government and institutional bodies in federal and state grand jury investigations