GT GreenbergTraurig

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Broker-Dealer Practice



Greenberg Traurig offers clients one of the broadest and deepest broker-dealer practices in the country. We help our clients formulate strategies and take steps to limit their litigation and regulatory risk. We are also trial lawyers with wide-ranging trial and arbitration experience. The members of our team have collectively tried more than one thousand arbitration cases to final award. We have served as lead defense counsel in hundreds of securities class actions, derivative lawsuits, and regulatory investigations and enforcement actions – including some of the largest and most complex regulatory actions ever filed.

Broker-Dealer Arbitration & Litigation

- Provide counsel informed by our experience representing market-leading broker-dealers to final award or judgment in thousands of securities arbitrations and trials throughout the country, including trying some of the largest arbitration cases to verdict, with numerous matters involving more than $100 million.
- Analyze and explain to judges, juries, and arbitration panels complex issues involving all types of securities instruments, including structured products, partnerships, mortgage backed securities, options, commodities and futures, and hedge funds.
- Handle complex employment disputes in court and FINRA arbitration involving claims of wrongful termination, statutory employment discrimination, whistleblower retaliation, and U5 defamation, including claims brought in connection with ongoing regulatory inquiries and enforcement actions.
- Draw on a wealth of GT resources to assist in the defense of these matters, including a nationwide arbitrator database, a database of investigators and other support personnel, and an intranet designed for secure, efficient information sharing with clients.

> *We work closely with attorneys in related disciplines throughout the firm – including corporate and securities, white collar criminal defense, and corporate compliance and governance under Sarbanes-Oxley – to provide clients with a strategic portfolio of counseling and defense services.*

Broker-Dealer Practice



The firm's broad Government Law & Policy Practice – along with the many former federal and state prosecutors and former SEC attorneys who practice at GT – enables us to offer clients advice based on not only legal acumen, but also a thorough understanding of the government process.

Securities Regulatory Practice

- Represent broker-dealers, registered individuals, issuers and their officers and directors, accounting firms, hedge funds, and investors in investigations by the SEC, FINRA, state securities regulators, the Justice Department and the states' attorneys general, as well as the CFTC, and banking regulators.
- Conduct internal investigations and compliance reviews for broker-dealers and investment advisers, as well as develop anti-money laundering and internal control policies and procedures.
- Draw on the firsthand experience of our team members who have served as senior SEC attorneys and state securities regulators.

Securities Class Action Defense

- Represent companies and their officers and directors, auditors, attorneys, underwriters, hedge funds, and private equity firms.
- Serve as AIG panel counsel.
- Defend virtually every type of securities claim – from accounting fraud and restatements to hyped projections and missed forecasts.
- Draw on GT's detailed databases of court decisions, briefs, and related topics to help develop defense strategies that are tailored to the facts and jurisdiction of each particular case.

Shareholder Derivative Litigation

- Represent public companies and their officers and directors in derivative actions arising from mergers and acquisitions, executive compensation, and other corporate transactions.
- Draw on our attorneys' broad experience attacking demand futility allegations and the judgment to know when – and when not – to establish a special litigation committee.
- Counsel special or audit committees on evaluating and responding to actions before and after they are filed.

White Collar Securities Defense

- Connect clients with the strategic counsel of GT's 90+ former federal and state prosecutors who focus their practice on criminal and civil white collar securities defense matters.
- Provide counsel to individual and institutional clients directed at securing outcomes that preserve clients' reputations and minimize the impact of proceedings on their ongoing business activities.

Transactional Litigation

- Represent companies, independent directors, special committees, buyers, and sellers in connection with stock-holder class and derivative actions, dissenters' rights appraisal, contests for control, SEC investigations regarding promotion of value of a corporation's publicly traded securities, material breaches of representations and warranties in stock purchase agreements, and other issues.

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Securities Litigation:

SEC Investigations & Enforcement

Greenberg Traurig's securities litigators regularly represent companies, accounting firms, broker-dealers, registered individuals, hedge funds, executives, directors, and investors in SEC and other regulatory investigations and enforcement actions.

We have wide-ranging experience guiding our clients through the process of SEC investigations and defending a diverse array of alleged securities law violations.

GT attorneys work closely with our clients to develop and implement strategies that support their business objectives, ranging from aggressive litigation through trial to a quick settlement involving modest concessions.

Our Capabilities

- Wide-ranging experience in virtually all types of securities violations, including:
  - Accounting fraud and misstatements
  - Insider trading
  - Options practices
  - D&O bar proceedings
  - Market timing and late-day trading
  - Market manipulation
  - Securities offerings
  - Whistleblower complaints

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SEC Investigations & Enforcement



Our Team

- A dedicated team of experienced practitioners in New York, Delaware, Illinois, Florida, Texas, California, and Massachusetts who work seamlessly together.
- Strong track record of defending clients against enforcement proceedings, including trial victories against the SEC.
- Approved counsel for top D&O insurers.
- Interdisciplinary approach involving the firm's broad Government Law & Policy Practice offers clients a thorough understanding of the regulatory process.

Wide-Ranging Experience

- Currently representing clients in the financial, communications, energy, medical device, and information technology industries.
- Recently guided the investigative process and avoided enforcement actions for clients in the semiconductor and energy industries.
- Favorably resolved recent enforcement actions alleging insider trading, accounting fraud, and fraudulent transfers against clients in the pharmaceutical, business services, asset management, and engineering industries.
- Litigated a recent accounting fraud enforcement action through trial for a client in the computer software industry.

SUBSTANTIVE LITIGATION PRACTICE GROUPS

Antitrust Litigation & Competition Regulation

Appellate

Bankruptcy Litigation

Class Action Litigation

Commercial Litigation

Complex Torts

– Environmental & Toxic Tort Litigation

– Pharmaceutical, Medical Device & Health Care Litigation

– Products Liability and Mass Torts

Construction Litigation

eDiscovery & eRetention

Federal Regulatory and Administrative Law

Financial Services Litigation

Intellectual Property Litigation

International Litigation & Dispute Resolution

Labor & Employment Litigation

Media & Entertainment Litigation

Real Estate Litigation

Securities & Shareholder Litigation

Trial Practice

White Collar Defense & Special Investigations

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Securities Litigation:

Shareholder Class Action Litigation



Greenberg Traurig litigators focus on defending companies, officers and directors, accounting firms, and investment banks in securities class action litigation of virtually every type in courts across the country. The complex, high-stakes nature of this litigation requires counsel with wide-ranging experience, broad resources and talent, a strong track record, and industry familiarity. We approach each client relationship as a partnership and use strategic thinking and creativity to design a litigation strategy tailored to each client's needs.

Our Capabilities

- Wide-ranging experience in virtually every type of securities claim, including:
  - Accounting fraud
  - Restatements
  - Stock-drops
  - Financial products and insurance
  - Securities offerings
  - Market manipulation
  - Insider trading
  - Whistleblower complaints
- Experience representing companies large and small in a wide range of industries
- Approved counsel for top D&O insurers
- One of the few firms to defend a securities class action through trial

Our Team

- A dedicated, nationwide team of securities litigators who work seamlessly together.
- Experienced associates who focus on securities litigation.
- Cost-effective approach borne from experience and tailored to each client.

Wide-Ranging Experience

- Lead defense counsel in scores of shareholder class actions from coast to coast.
- Significant experience defending clients against the leading plaintiffs' firms
- Multiple appellate decisions that have shaped the securities litigation landscape.

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