

# LYNCH THOMPSON<sup>LLP</sup>

150 South Wacker Drive, Suite 2600  
Chicago, Illinois 60606  
312-346-1600  
312-896-5883 (fax)  
<http://www.lynchandthompson.com>

LYNCH THOMPSON LLP is a litigation firm located in the heart of downtown Chicago. The partners of the firm are attorneys who had practiced for many years as partners in a large, nationally-known law firm headquartered in Chicago, gaining experience in complex commercial litigation, including devoting a large part of their practice to class actions and shareholder derivative cases. In recent years, the firm has brought in as counsel another attorney who was a litigation partner at another well-known Chicago firm and has grown to include five associates, and now has total of eight attorneys.

LYNCH THOMPSON LLP's attorneys have over 100 years of combined experience counseling and advocating on behalf of clients in a variety of civil litigation matters. They bring a deep background in commercial litigation, and a wealth of litigation experience across multiple subject areas.

Our attorneys have received top professional ratings, including Martindale-Hubbell "AV" peer review ratings, and recognition by Illinois SuperLawyers and the Leading Lawyers Network. LYNCH THOMPSON LLP is committed to delivering excellence in legal services while maintaining the highest standards of honesty, loyalty, experience and efficiency.

Our practice focuses on all types of complex commercial litigation, including class actions and shareholder derivative matters involving diverse subject areas. Some of the areas of focus at LYNCH THOMPSON LLP include the following:

---

**Complex Commercial Litigation**

We have litigated commercial disputes in state and federal courts across the country, including through trials and appeals, as well as in administrative tribunals and ADR forums such as NASD, JAMS, and AAA. Our practice focuses on complex disputes, including actions pending in multiple jurisdictions, emergency proceedings in equity, and class actions.

---

**Partnership, Close Corporation, Limited Liability Companies, and Business Valuation**

Business organizations controlled by a smaller group of investors can give rise to any number of claims by and against the principals and/or the business entity. We have significant experience sorting through the relationships created by ownership or association in such entities, including business valuation and buy/sell issues.

---

<b>Executive Employment, Restrictive Covenants, Trade Secrets</b>	We have represented executives and employers in connection with significant employment relationship matters. Our experience includes negotiation of employment agreements and litigation regarding post-employment compensation packages and non-competition covenants. We have deep experience with disputes concerning trade secrets, restrictive covenants and unfair competition, representing both departing employees as defendants and their former employers as plaintiffs. Our experience has involved many industries including securities, personal services, healthcare, accounting, manufacturing, and computer technology.
<b>Real Estate Litigation</b>	Real estate developers, owners and investment trusts have relied on our counsel repeatedly. Among other things, our attorneys have represented clients in: internalization transactions; books and records requests; leasing and master lease disputes; tenant/landlord disputes over access and improvements; litigation relating to real estate purchase contracts, loans, mortgages and other security interests; title, property boundary and party wall disputes; mechanics lien matters; foreclosure of commercial and residential real estate assets; disputes between developers and condominium associations; code violation proceedings brought by the City of Chicago; eviction proceedings; and foreclosures.
<b>Director and Officer Litigation</b>	We have successfully represented individual directors and officers of corporations against claims of wrongdoing brought by the corporation and by third parties. Such claims often involve satellite litigation against insurance carriers or other potentially responsible third parties.
<b>Trademark and Unfair Competition, Antitrust</b>	We have substantial experience litigating claims arising out of state and federal trademark and unfair competition laws. We have prosecuted and defended numerous matters under the Lanham Act and its state law counterparts and under antitrust laws, including in class actions.
<b>Consumer Protection Class Actions</b>	Our attorneys have significant experience in both defending and prosecuting class actions under consumer protection statutes, including consumer finance (TILA, FDCPA), consumer fraud, and similar federal and state statutes.

---

**Securities Litigation**

Our attorneys have extensive experience litigating securities fraud cases in federal and state courts brought as class actions, derivative actions, and individual actions. We have represented entities and individuals in a wide variety of class and derivative actions, including: target companies in tender offer litigation; securities issuers in stock-drop and going-private cases; broker-dealers and registered representatives in suitability, churning, market-timing and other types of investment-related litigation; investment companies in direct and derivative actions attacking fees and disclosures; REITs and REIT employees in actions relating to public filings; and banks, bank holding companies and witnesses in connection with securities, bankruptcy and ERISA litigation arising out of bank failures.

---

**Broker-Dealer Litigation**

We have significant expertise in representing broker-dealers in securities litigation, regulation and enforcement issues, financial services industry litigation, and alternative investment litigation, as well as general commercial litigation. We also have successfully represented broker-dealers, investment banks, investment management firms, and employees in investigations and disciplinary proceedings initiated by the SEC, NASD, NYSE, FINRA and state regulatory agencies and in arbitrations and mediations.

---

**Investigations**

Our attorneys have represented clients, affiliates and witnesses in literally dozens of investigations. These include investigations into accounting issues raised by audit committees of public companies; litigation committee investigations triggered by derivative action filings or demand letters; management-requested investigations into potential issues of quality control, employee misconduct or compliance with corporate policy; and investigations launched in connection with actual or potential inquiries from federal government and quasi-government agencies (*e.g.*, SEC, CPSC, FTC, FDIC, DOJ, CFTC, FINRA, NYSE, NASD, etc.) or from state prosecutors, taxing authorities and regulators.

---

**Insurance Coverage Litigation**

We have advanced claims under insurance policies issued in a variety of contexts, including D&O, P&C, disability, and advertising injury. While most of our work has been on behalf of policy holders, we have, from time to time, been called upon to represent carriers.

---

**Business Torts**

Our attorneys have significant experience prosecuting and defending actions alleging breach of fiduciary duty, tortious interference with contract, tortious interference with business expectancy, and other business torts.

---

<b>Trusts and Estates Disputes</b>	We have represented parties in various disputes concerning trusts, wills and estates. We have provided counsel to trust and estate beneficiaries, along with trustees, executors, and personal representatives, on issues arising out of disputed wills and trusts.
<b>Litigation for Non-Payment</b>	We not only have experience in litigating direct claims for debts, but also in asserting theories to impose liability against third parties (such as officers, directors, and shareholders) or corporate debtors based on fraudulent conveyance, piercing the corporate veil, and similar approaches. We also have extensive experience with foreclosure on UCC filings for personal property. We have represented lenders seeking to collect amounts due and debtors seeking to avoid unwarranted actions by creditors. Our experience includes pursuit of debtors into bankruptcy and litigation over whether debts are non-dischargeable claims. We represent borrowers looking to adjust and work out debt claims so that the lenders can achieve more than might be available through traditional litigation. We have particular experience in debt collection in the aviation industry, collecting sums due to aircraft lessors in the United States and foreign jurisdictions.
<b>Project Management Disputes</b>	Our attorneys have represented entity clients and witnesses in supply contract and construction disputes, including representing a financial services company providing credit and master lease financing programs, an aircraft component supplier in disputes with its end-user customers and its sub-component suppliers, a utility in a dispute with its insurer over hundreds of millions of dollars in emergency repair and response costs, and suppliers of computer outsourcing technology in disputes over the agreed-upon services.
<b>Products Cases</b>	Manufacturers of a wide variety of consumer and industrial products have sought representation from our lawyers. These matters have included supplier-client disputes over performance, product and strict liability personal injury claims, product recall actions, and breach of warranty class actions.
<b>Emergency Litigation</b>	Our overall experience in complex commercial disputes has led to a particular expertise in litigation involving temporary restraining orders and preliminary injunctions. We have successfully prosecuted and defended numerous actions in courts of equity, both state and federal.
<b>Electronic Discovery Counseling</b>	We provide counsel regarding e-discovery matters, including collection, review and production, and advise clients and other attorneys regarding particular issues that may arise in the e-discovery context.