



Commercial Contracts Disputes

Contracts form the foundation of virtually every business enterprise, and many commercial litigation cases inevitably come down to the rights and obligations under contracts, which often include forum requirements or alternative dispute resolution procedures. The sophistication, size, and geographic reach of our practice allows us to offer an unsurpassed range of legal knowledge and experience in commercial contract disputes throughout the United States, we are intimately familiar with often complicated or confusing state and federal laws and with contracting practices and requirements in particular industries.

We make it our priority to understand and protect our clients' most important business interests in a focused and cost-effective manner, and wherever appropriate we seek to negotiate solutions to our clients' contractual disputes without unnecessary or expensive litigation. When litigation is the best course, we possess a stable of highly experienced trial lawyers, and we will ensure that your contractual rights are protected.

Our commercial contract disputes practice extends to many industries, including banking, finance, insurance, real estate, construction, technology, defense, pharmaceuticals, telecommunications, retail, government contracts and health care. Not only do we understand contract rights, but we have the substantive knowledge in these and many other industries that allows us to understand how basic contract rights apply to the peculiarities of a particular industry or contracting relationship.

CAPABILITES

Commercial contracts litigation is best handled by lawyers who understand both the law and how it relates to your specific business and industry. Our areas of substantive experience and focus include:

- Banking
- Finance
- Insurance
- Real estate and construction
- Technology
- Defense
- Pharmaceuticals
- Telecommunications

KEY CONTACTS

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- Retail
- Government contracts
- Healthcare

EXPERIENCE

- Represented biotech and life sciences companies in litigation arising from M&A transactions and joint development disputes.
- Won an eight-figure monetary award for WorldCom and successfully defended claims seeking termination of a multi-year, multibillion-dollar contract after a two-week arbitration in New York
- Obtained dismissal of bad faith, breach of contract and consumer fraud act claims asserted by class against insurance carrier
- Represented medical device company in dispute with former distributors arising out of acquisition of competitor company. Resolved on terms favorable to client
- Represented publicly held technology company in a breach of contract arbitration against a large Japanese company relating to the development and sale of next-generation portable MP3 audio players for automobiles. Settled on favorable terms.
- Defended the founder of an IT services company against fraud and contractual misrepresentation claims brought by a private equity firm following recapitalization of the company. After one week trial, arbitrator rejected fraud claim outright and awarded less than three percent of the contractual damages claim
- Defended a publicly held IT services company against a contract claim for a transaction fee brought by an investment banking and consulting firm following the sale of the company's Asian subsidiaries. Obtained summary judgment and successfully defended judgment on appeal.
- Represented a distributor against a manufacturer of nationally known fitness equipment on trial of the unlawful termination of the distributorship
- Representation of national restaurant franchiser in trial in Connecticut involving allegations of breach of contract and fraud. Motion for judgment at conclusion of plaintiff's case granted
- Defense of non-profit relief organization with global operations against allegations it was bound by a letter of intent to purchase the plaintiff's commercial building, despite certain environmental hazards found on the property. After a two-week trial, the jury returned a verdict for the defendant on all claims
- Successfully represented an airplane company in a contract dispute that enforced client's rights to recover on a contract by which it sold trade claims to another company.
- Secured a trial victory in the New York County Supreme Court for a US subsidiary of a Spanish conglomerate concerning a procurement contract dispute. The contract is the largest commercial contract that a Spanish company has ever been awarded outside of Spain.
- Represented a Texas-based energy company, in an ad hoc arbitration in New York under the SMA Rules with a Belgian shipowner.
- Achieved a substantial victory for an investment firm for breach of a continuing guaranty concerning a US\$16 million development loan that was accelerated based upon material adverse change default.

INSIGHTS

Publications

You may be surprised to learn you are selling unregistered pesticides – key points for retailers to help avoid liability

26 JUL 2018

Retailers and manufacturers face significant liability for selling products they do not realize are pesticides and that would not, in fact, be pesticides if not for careless labeling.

When may a label say “gluten free”? Get ready to comply with FDA’s final rule

9 SEP 2013

[FRANCAST SERIES](#)

NEWS

DLA Piper announces launch of Artificial Intelligence practice

14 MAY 2019

DLA Piper announced today the launch of its Artificial Intelligence practice, which will focus on assisting companies as they navigate the legal landscape of emerging and disruptive technologies, while helping them understand the legal and compliance risks arising from the creation and deployment of AI systems.

Mariana Lozza and Nicolas Teijeiro join DLA Piper Argentina

14 MAY 2019

DLA Piper Argentina announced today the addition of Mariana Lozza as a partner in the International Arbitration practice and Nicolas Teijeiro as a partner in the Corporate Finance practice. Both will be based in the firm's Buenos Aires office.

Carl Wessel joins DLA Piper's Litigation practice in Washington, DC

22 APR 2019

DLA Piper announced today that Carl Wessel has joined the firm's Litigation practice as a partner in Washington, DC.

DLA Piper represents Immunomedics in dismissal of class action lawsuit

16 APR 2019

DLA Piper announces partnership promotions for 2019

1 APR 2019

DLA Piper is proud to announce that 77 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2019 in the United States and May 1, 2019 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 43 different offices throughout 20 countries.

Kathleen Birrane named to the *Daily Record's* 2019 Top 100 Women list

14 MAR 2019

DLA Piper is pleased to announce that Kathleen Birrane, a partner in the firm's Litigation practice and Insurance sector, has been named to the *Daily Record's* 2019 Top 100 Women list.

Peter Karanjia joins DLA Piper's Telecom and Appellate practices in Washington, DC

4 MAR 2019

DLA Piper announced today that Peter Karanjia has joined the firm's Telecom and Appellate practices as a partner in Washington, DC.

DLA Piper announces launch of Blockchain and Digital Assets practice

26 FEB 2019

DLA Piper announced today the launch of its Blockchain and Digital Assets practice, which will offer strategic advice on a global basis to address the needs of companies implementing blockchain technology solutions and creating and deploying digital assets.

Stefanie Wayco joins DLA Piper's Litigation practice in Atlanta

31 JAN 2019

DLA Piper announced today that Stefanie Wayco has joined the firm's Litigation practice as a partner in Atlanta.

Former Delaware Attorney General Matt Denn joins DLA Piper's Litigation practice

23 JAN 2019

DLA Piper announced today that Matt Denn, who has served as Delaware's attorney general since 2015, has joined the firm's Litigation practice as a partner in Wilmington.

Terry Weiss joins DLA Piper's Litigation practice in Atlanta

23 JAN 2019

DLA Piper announced today that Terry Weiss has joined the firm's Litigation practice as a partner in Atlanta.

Kate Brown de Vejar joins DLA Piper as global co-chair of International Arbitration

22 JAN 2019

DLA Piper announced today that Kate Brown de Vejar has joined the firm's Litigation practice as a partner in Mexico City and New

York.

Two DLA Piper lawyers listed in *D Magazine's* 2019 Best Lawyers Under 40 list

8 JAN 2019

Crystal Woods and James C. Bookhout were recently named to *D Magazine's* 2019 Best Lawyers Under 40 list, which recognizes outstanding young lawyers in Dallas.

Eric Falkenberry named a *Law360* Data-Driven Lawyer for 2018

5 DEC 2018

Eric Falkenberry has been named a *Law360* Data-Driven Lawyer for 2018.

DLA Piper and IKM Advocates secure victory for the Republic of Kenya defeating a US\$2 billion ICSID claim

24 OCT 2018

In a decisive victory for the Republic of Kenya, DLA Piper and DLA Piper Africa member firm, IKM Advocates, have successfully defeated the claim estimated to be worth US\$2 billion in arbitration proceedings brought by a mining investor, Cortec Mining Kenya Limited. The claim was brought under the bilateral investment treaty (BIT) between the UK and Kenya dated 13 September 1999. The arbitration took place under the auspices of the World Bank's International Centre for Settlement of Investment Disputes (ICSID), with the hearing taking place in Dubai in January 2018. The Tribunal issued its award on 22 October 2018.

DLA Piper secures summary judgment victory on behalf of well-known economist in fraud lawsuit

12 OCT 2018

DLA Piper won summary judgment on behalf of well-known economist Dr. Arthur Laffer, one of multiple defendants in a lawsuit alleging securities fraud and numerous other claims, and seeking more than US\$30 million in damages.

R. Matthew Hiller joins DLA Piper's Litigation practice in Chicago

9 OCT 2018

DLA Piper announced today that R. Matthew Hiller has joined the firm's Litigation practice as a partner in Chicago.

Ellen Dew named to the *Daily Record's* 2018 Leading Women list

5 OCT 2018

DLA Piper is pleased to announce that Ellen Dew, an associate in the firm's Litigation practice, has been named to the *Daily Record's* 2018 Leading Women List.

Daniel Tobey joins DLA Piper's Litigation practice in Dallas

19 SEP 2018

DLA Piper announced today that Daniel Tobey has joined the firm's Litigation practice as a partner in Dallas.

Brooke Kim and Evan Parness named *Law360* Rising Stars

16 AUG 2018

DLA Piper is pleased to announce that *Law360* has named Brooke Kim and Evan Parness to its 2018 list of Rising Star attorneys.

Angela Agrusa named to the *Los Angeles Business Journal* Top Litigators list

15 AUG 2018

DLA Piper is pleased to announce that Angela Agrusa has been named as one of the Top Litigators by the *Los Angeles Business Journal*.

Lida Rodriguez-Taseff joins DLA Piper's Litigation practice in Miami

6 AUG 2018

DLA Piper announced today that Lida Rodriguez-Taseff has joined the firm's Litigation practice as a partner in Miami.

Harout Samra of DLA Piper reappointed to Florida Third District Court of Appeal Judicial Nominating Commission

1 AUG 2018

Harout Samra was reappointed by Florida Governor Rick Scott to serve on the Florida Third District Court of Appeal Judicial Nominating Commission for a second term.

DLA Piper wins significant victory for New York University

31 JUL 2018

DLA Piper won a significant victory for its client, New York University (NYU), in an Employee Retirement Income Security Act (ERISA)- related class action.

DLA Piper and cooperative firm lawyers recognized by the Latin American Corporate Counsel Association

17 JUL 2018

DLA Piper is pleased to announce that the Latin American Corporate Counsel Association have included eleven firm and cooperative firm attorneys on their list of Latin America's leading business lawyers.

Eric Falkenberry named to the Fastcase 50 list

12 JUL 2018

Eric Falkenberry was named to the "Fastcase 50" list which honors "the smartest, most courageous innovators, techies, visionaries and leaders in the law."

Kristi Kung joins DLA Piper's Litigation and Healthcare practices in Northern Virginia and Washington, DC

27 JUN 2018

DLA Piper announced today that Kristi Kung has joined the firm's Litigation and Healthcare practices as a partner in Northern Virginia and Washington, DC.

Levi Heath joins DLA Piper's Litigation practice in Los Angeles

19 JUN 2018

DLA Piper announced today that Levi Heath has joined the firm's Litigation practice as a partner in Los Angeles.

Robby Robertson joins DLA Piper's Litigation practice in Chicago

12 JUN 2018

DLA Piper announced today that J. Robert "Robby" Robertson has joined the firm's Litigation practice as a partner in Chicago.

DLA Piper secures victory for WebSpectator

24 MAY 2018

DLA Piper secured a victory this week in its representation of WebSpectator Corporation, a Santa Monica-based company that pioneered online analytics and attention ad space, as the plaintiff before the United States District Court for the Central District of California.

Angela Agrusa named to the *Daily Journal's* Top Women Lawyers in California list

2 MAY 2018

DLA Piper is pleased to announce that Angela Agrusa, a Los Angeles-based partner in the firm's Litigation practice, has been named one of the Top Women Lawyers in California by the *Daily Journal*.

Alva Mather joins DLA Piper's Litigation practice in Philadelphia

30 APR 2018

DLA Piper announced today that Alva Mather has joined the firm's Litigation practice as a partner in Philadelphia.

Angela Agrusa and Ann Lawrence named to *Los Angeles Business Journal's* 2018 Most Influential Women Attorneys list

26 APR 2018

DLA Piper is pleased to announce that Los Angeles-based partners Angela Agrusa and Ann Lawrence, global co-chair of the firm's Retail Industry sector, have both been selected for the Los Angeles Business Journal's 2018 Most Influential Women Attorneys list.

DLA Piper wins significant victory for Maryland Reclamation Associates

17 APR 2018

DLA Piper won a significant victory for its client, Maryland Reclamation Associates, Inc.(MRA), in a case filed against Harford County, Maryland, in the Harford County Circuit Court.

DLA Piper adds Jason Lewis and Jason Hopkins to Litigation practice in Dallas

5 APR 2018

DLA Piper announced today that Jason Lewis and Jason Hopkins have joined the firm's Litigation practice as partners in Dallas.

DLA Piper announces partnership promotions for 2018

3 APR 2018

DLA Piper is proud to announce that 62 lawyers have been promoted to its partnership. The promotions are effective as of 1 April 2018 in the United States and 1 May 2018 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 42 different offices throughout 20 countries.

Brett Ingerman named to the *Daily Record's* 2018 Leadership in Law list

26 MAR 2018

DLA Piper is pleased to announce that Brett Ingerman, managing partner of the firm's Baltimore office, was named to the *Daily*

Jeff Tsai joins DLA Piper's Litigation, White Collar and Investigations practices in California

26 MAR 2018

DLA Piper announced today that Jeff Tsai has joined the firm's Litigation, White Collar and Investigations practices as a partner in California, based out of the San Francisco and Los Angeles offices.

DLA Piper advises Timor-Leste on historic maritime treaty

6 MAR 2018

DLA Piper has been advising the Government of Timor-Leste, for more than four years, on its historic maritime treaty with the Australian Government, signed today at the United Nations Headquarters in New York, following the successful outcome of a compulsory conciliation process.

Former United States Magistrate Judge Andrew J. Peck to join Litigation practice in New York

3 MAR 2018

DLA Piper announced today that former United States Magistrate Judge Andrew J. Peck will join the firm's Litigation practice as senior counsel in the New York office.

DLA Piper files amicus brief with US Supreme Court in capital case

20 FEB 2018

DLA Piper filed on a pro bono basis an amicus brief to urge the United States Supreme Court to grant the petition for certiorari for Eric Branch.

DLA Piper expands in Dallas with addition of leading employment and litigation lawyers

1 FEB 2018

DLA Piper announced today that Marc Katz and Isabel Crosby have joined the firm's Dallas office as partners in the Employment practice, and Rob Hoffman has joined as a partner in the Litigation practice.

Businesses still not fully aware of Data Protection issues

31 JAN 2018

DLA Piper has released its second Data Privacy Snapshot report, finding that once again, company global privacy programs have gaps in meeting increasingly demanding global privacy principles. Significantly, it appears that many companies are falling short of data protection obligations under the General Data Protection Regulation (GDPR), which will start to apply from 25 May 2018.

Joel Athey joins DLA Piper's Litigation practice in Los Angeles

24 JAN 2018

DLA Piper announced today that Joel Athey has joined the firm's Litigation practice as a partner in Los Angeles.

DLA Piper adds to Chicago Litigation practice with Amy Rubenstein and John Scholnick

22 JAN 2018

DLA Piper announced today that Amy Rubenstein and John Scholnick have joined the firm's Litigation practice as partners in the Chicago office.

Stephen Matthews joins DLA Piper's Litigation practice in New Jersey

17 JAN 2018

DLA Piper announced today that Stephen Matthews has joined the firm's Litigation practice as a partner in the Short Hills, New Jersey, office.

DLA Piper represents UC Davis Health in settlement of lawsuit against Sacramento County

14 DEC 2017

DLA Piper represented UC Davis Health and the Regents of the University of California in a recently settled lawsuit filed against Sacramento County over payment obligations for medical care provided to county indigent patients and jail inmates.

DLA Piper's Paul A. Tiburzi elected Chairman of the Greater Baltimore Committee Board of Directors

8 DEC 2017

DLA Piper is pleased to announce that Paul A. Tiburzi has been unanimously elected as the new Chairman of the Board of Directors of the Greater Baltimore Committee (GBC).

Mark Waite joins DLA Piper as partner in Houston

2 NOV 2017

DLA Piper announced today that Mark Waite has joined the firm's Litigation practice as a partner in Houston.

Amy Rudd joins DLA Piper's Litigation practice as partner in Austin

11 OCT 2017

DLA Piper announced today that Amy Rudd has joined the firm's Litigation practice as partner in the Austin office.

DLA Piper successfully represents NuVasive in shareholder derivative suit victory

4 OCT 2017

DLA Piper successfully defended NuVasive, its board of directors and three officers of the company in a shareholder derivative suit.

DLA Piper completes merger with Liner LLP

2 OCT 2017

DLA Piper is pleased to announce that its combination with Liner LLP, a Los Angeles-based boutique law firm, is now effective.

DLA Piper's Philadelphia office adds two new associates

2 OCT 2017

DLA Piper today announced the addition of two new associates to the firm's Philadelphia office.

DLA Piper announces healthcare enforcement response team

26 SEP 2017

To better serve the healthcare sector, DLA Piper has established a team of experienced professionals to address governmental enforcement proceedings arising from activity by HEAT and other regulators.

DLA Piper recognized as a litigation powerhouse by BTI Consulting

14 SEP 2017

DLA Piper is pleased to announce that it has been recognized as a "powerhouse" law firm for class actions and complex commercial litigation by BTI Consulting Group in its recently published *BTI Litigation Outlook 2018* report.

Former Assistant to the US Solicitor General Ilana Eisenstein joins DLA Piper's Litigation practice in Philadelphia

7 SEP 2017

DLA Piper today announced the addition of Ilana Eisenstein to the firm's Litigation practice as a partner in Philadelphia.

DLA Piper adds litigator Christopher Oprison in Miami

22 AUG 2017

DLA Piper announced today that Christopher Oprison has joined the firm's Litigation practice as a partner in Miami.

Lisa Haile and Gina Durham named *Daily Journal* Top Intellectual Property Lawyers in California

16 AUG 2017

DLA Piper is pleased to announce that the *Daily Journal* has named Lisa Haile and Gina Durham to its 2017 list of Top Intellectual Property Lawyers in California. The award recognizes attorneys who successfully argued a novel theory of law, saved a client's business by winning a case or protected a client's portfolio.

DLA Piper advises Beijing BDStar Navigation Co., Ltd on the purchase of an interest in the in-tech Group

19 Jun 2017

DLA Piper has advised BDStar as part of a bidding procedure on the acquisition of an interest in the company in-tech GmbH, a supplier for the digitization and the development in the area of automotive, machinery and transportation systems.

DLA Piper berät Beijing BDStar Navigation Co., Ltd beim Erwerb von Anteilen an der in-tech Gruppe

19 Jun 2017

DLA Piper hat die BDStar beim Erwerb einer Beteiligung an der in-tech GmbH, einem international agierenden Spezialisten für Digitalisierung und Entwicklung in den Branchen Automotive, Maschinenbau und Verkehrssysteme, beraten.

DLA Piper lawyers and practices ranked in latest Chambers edition

31 MAY 2017

DLA Piper today announced that 161 of the firm's lawyers and 62 of its practices were ranked in *Chambers USA's* 2017 guide.

DLA Piper Litigation attorneys win Burton Award for legal writing

25 MAY 2017

DLA Piper Litigation partners Mike Piazza and Jonathan Haray, along with Litigation associate Katie Ruffing, received a 2017 award for legal writing from the Burton Awards for Legal Achievement.
