

Business & Commercial Litigation

Our Business and Commercial Litigation team specializes in resolving and defending business disputes with innovative strategies. With a wealth of experience across multiple jurisdictions, we've successfully represented clients in state, federal and appellate courts, as well as before various governmental tribunals. We work with organizations of all sizes, from international corporations to small businesses, always aiming to achieve favorable outcomes while minimizing costs and disruptions through early case evaluation.

Our approach prioritizes understanding your business needs and objectives, often incorporating alternative dispute resolution methods to efficiently manage both domestic and international cases.



What We Do

- Facilitate settlement agreements through Alternative Dispute Resolution
- Handle antitrust and trade regulation matters
- Represent clients in bankruptcy/creditors' rights disputes
- Conduct corporate investigations and defend against business crimes
- Defend against class actions
- Litigate commercial disputes
- Resolve construction disputes
- Address employment-related disputes
- Manage environmental litigation
- Combat fraud through litigation
- Defend insurance claims and handle coverage disputes
- Navigate internet and e-business legal matters
- Litigate media and communications law disputes
- Handle probate, trust and guardianship issues
- Defend against product liability and toxic tort claims
- Resolve real estate and land use issues
- Address regulatory controversies
- Lead securities litigation efforts
- Handle tax disputes
- Navigate trade regulation issues
- Manage Uniform Commercial Code disputes
- Defend restrictive covenants
- Prosecute trade secret thefts, employee raiding claims, breaches of fiduciary duty and duty of loyalty, and other unfair competition matters
- File injunctions to initiate temporary restraining orders that block disclosure of confidential information

Our Experience

- Represented a publicly traded micro-controller manufacturer in a \$40 million breach of warranty claim
- Represented a sole proprietor to verdict in a case involving antitrust, monopoly and restraint of trade

- Obtained multi-million dollar jury verdict for gas marketing company in breach of contract case arising from the sale of natural gas under the Uniform Commercial Code
- Represented a technology company in obtaining an injunction against its largest competitor in the handheld computer industry for violation of the Lanham Act for false and misleading statements concerning the performance of its wireless computer products
- Represented a housing authority in a \$10 million bidding contract dispute
- Represented Midwest-based retail store chain in UCC breach of warranty claim against a manufacturer in China who supplied defective and non-conforming goods
- Defended a \$600 million toxic tort class action involving medical monitoring and personal injury claims
- Prosecuted breach of warranty and breach of contract counterclaim under the Uniform Commercial Code for retail company arising from delivery of non-conforming and defective goods
- Obtained a multimillion dollar arbitration award involving a breach of contract claim and copyright infringement related to software development and theft of trade secrets
- Acted as special counsel to the Ohio Attorney General defending a claim of abuse of discretion by the state on the award of an operating agreement for a rail line
- Obtained a jury verdict on behalf of a natural gas marketing company in a commercial dispute with an out-of-state supplier that terminated the client's natural gas supply
- Represented a Midwest-based manufacturing company and several executive officers in a national grand jury investigation of price fixing
- Defended a shipping company involving preference avoidance claims
- Defended nine companies that were sued in federal court on a shareholder derivative dispute
- Prevailed in the New Jersey Supreme Court on behalf of a tire manufacturer on a high profile issue involving the protection of trade secrets and confidential information produced during the litigation discovery process
- Defended securities class action involving a regional utilities retirement-invest program with allegations of fraud and misrepresentation
- Represented the nursing home and hotel industry in a 10(b)(5) securities fraud and common law fraud litigation
- Represented a distributor of kitchen products in a jury trial pertaining to antitrust (monopoly and restraint of trade) claims
- Represented several senior employees of a large financial institution being investigated for both criminal and civil violations of law in connection with the loss of tens of millions of dollars by Cuyahoga County, Ohio
- Represented a Fortune 500 company in a dispute with a Canadian company over the sale of the client's Dutch subsidiary and ownership of intellectual property rights related to acrylic latex technology
- Defended the constitutionality of Ohio's E-Check program
- Represented auto manufacturers and RV component suppliers with respect to lemon law, Consumer Sales Practices Act, and breach of warranty claims
- Obtained a federal court injunction to prevent a township from depriving a developer of commercial zoning
- Defended a tire company against a subpoena from a competitor relating to competitive and confidential information
- Prosecuted a constitutional challenge to an Army Corps of Engineers interpretation to a budget bill rider that denied our client equal protection and due process
- Prosecuted a claim on account for a large petroleum company and a third party claim alleging fuel contamination of gasoline provided by another large petroleum company
- Managed litigation involving fraud and negligence in loan activity relating to a golf course resort project in the Midwest
- Represented a large hotel chain in a case involving a guest falling through a walkway which encircled the hotel's grand ballroom
- Represented a travel services company in matters including the filing of an underground storage tank insurance claim and trying indemnity arbitration

- Represented a rubber chemicals manufacturer in a four-week jury trial in state court against trade secret and non-compete claims by a competitor
- Defended a television manufacturer in both property damage and injury suits
- Represented a national hotel chain in litigation involving the construction of a large hotel and a dispute with the general contractor
- Defended a motorcycle manufacturer against alleged deceptive trade practices and breach of warranty regarding a sprocket on a motorcycle
- Represented a national newspaper chain, digital company, and subsidiaries in numerous cases involving libel, invasion of privacy, breach of contract, public records and open meetings issues, with numerous cases tried to jury verdict
- Obtained emergency relief for a media client on Election Day 2004 in the U.S. Sixth Circuit Court of Appeals against the Ohio Secretary of State, preventing enforcement of a directive banning the media from polling places
- Obtained mandamus relief for a media client in the U.S. Sixth Circuit Court of Appeals preventing federal district judge from enforcing a preliminary injunction to remove material from the Internet due to injunction constituting a prior restraint