



Jeremy E. Deutsch

Member

New York

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Jeremy has more than 20 years of experience in business law, including conducting complex corporate and commercial litigation and arbitration, as well as transactional work and day-to-day legal counseling.

In litigation, Jeremy has represented clients and tried cases to verdict and arbitrated matters to final award in matters involving large frauds, breaches of fiduciary duty, breaches of contract and joint venture agreements, complex financial instrument and securities litigation, real estate lending, shareholder derivative suits, stock option litigation, construction disputes, employment disputes, and violations of restrictive covenant agreements by employees. He has experience in cross-border litigation in the United States, Canada, and England, including matters involving securities fraud, trade secret theft, copyright and trademark infringement, commodities fraud, investment liability/mandatory indemnification issues, RICO claims, employment contracts, and management buyout litigation. He has been lead trial counsel in U.S. federal courts, New York state and other state courts, and private dispute resolution in the American Arbitration Association, FINRA, JAMS, and the International Chamber of Commerce International Court of Arbitration. Jeremy also has extensive federal and state court injunction experience.

Jeremy's corporate practice embraces all areas of corporate transactional and advisory roles. In transactional work, he has represented clients in mergers and acquisitions, sales and leases, employment agreements and terminations, and all manner of commercial transactions, including private investment deals, technology transactions, and private equity. In advisory work, he acts as general counsel to a number of different businesses and provides counsel and advice to established businesses and startups on corporate relationship creation and architecture; corporate governance, including disputes between partners and advising boards of directors; and counseling with respect to day-to-day business issues.

Jeremy's training as a trial lawyer gives him an unusual perspective on corporate matters, as he has seen and litigated the results of failed deals and ventures. He views corporate work as a form of centralized risk management, insofar as well-designed contracts on other corporate documents foster productive partnerships and can help prevent disputes and litigation.

Experience

Representative Litigation Matters

- Represented the largest limited partner in one of the Madoff feeder funds, both in litigation against the fund's auditor and in negotiating and structuring the bankruptcy settlement with the SIPC Trustee.
- Conducted an internal investigation to resolve issues at a commodity futures trading firm where a partner stole millions of dollars from the firm and mismarked specialist trading positions.
- Tried an oral breach of joint venture case in the Commercial Division of New York State Supreme Court, obtaining a defense verdict on millions of dollars of alleged liability.
- Obtained a mandatory preliminary injunction in the U.S. District Court for the Southern District of New York after an abbreviated two-week discovery phase and a two-day evidentiary hearing on

Practice Areas

- Appellate & Supreme Court
- Commercial Litigation
- Distressed Real Estate
- Employment Litigation
- Financial Services

Education

- Tulane University Law School, J.D., 1993
- Yale University, M.B.A., 2020
- Brandeis University, B.A., *cum laude*, 1990

Bar Admissions

- New York

Court Admissions

- U.S. Court of Appeals for the Second Circuit
- U.S. District Court -- Eastern District of New York
- U.S. District Court -- Southern District of New York
- U.S. District Court -- Western District of Michigan

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claims of breach of fiduciary duty, copyright infringement, and theft of trade secrets. This result was affirmed by the U.S. Court of Appeals for the Second Circuit.

- Obtained full monetary award and attorneys' fees after a week of FINRA arbitration hearings concerning a claim for repayment of a margin loan, and defeated substantial counterclaims for fraud, breach of fiduciary duty, and conversion.
- Conducted an American Arbitration Association employment arbitration on behalf of a former chief financial officer concerning breach of his separation agreement and employment contract, obtaining a full judgment on the contract and an award of attorneys' fees.
- Conducted an American Arbitration Association construction arbitration and substantially defeated claims by a former contractor on the grounds of defective performance.
- Conducted an International Chamber of Commerce arbitration under the laws of the State of India concerning breach of a license agreement.
- Represented privately held financial services companies in the pursuit of various business protection claims for improper customer solicitation and trade secret theft.
- Served as the defense in a shareholder's derivative suit involving claims of fraud and breach of fiduciary duty. All claims were resolved in favor of the defendants, with an award of sanctions and fees.
- Represented the plaintiffs, and subsequently the Creditor's Committee as special counsel, in an accounting malpractice action. Recovered millions of dollars for the bankruptcy estate.
- Represented an international technology company in cross-border simultaneous litigation to protect trade secrets, enforce restrictive covenants, and prevent unfair competition.
- Represented the plaintiffs in connection with RICO claims associated with a trading and barter company, including joint representation of the trustee in bankruptcy, resulting in successful settlement of all monetary claims.
- As a Foreign Associate in Nabarro's international litigation and arbitration group in London, participated in litigation concerning the BCCI scandal.

Representative Corporate Law Matters

- Conducted a multi-million dollar sales process for Liquidating Trust Certificate and drafted bespoke purchase/sale documents for the sale of the certificate in the secondary SIPC claims trading market leading to a successful closing. Provided advice and counsel with respect to the sale of another such interest in the secondary market for a different client to a different buyer.
- Created joint venture arrangements (and all associated documents, including operating agreement, subscription agreement, licensing agreements, and employment agreements) for the expansion of an existing business into a new location with new operating partners and investors.
- Negotiated a successful private investment by an industry-leading reinsurance brokerage firm in a newly formed specialty investment banking consulting firm (concentrated in the insurance and reinsurance space), including significant revisions to a complex operating agreement. Acted as general counsel for the investment banking consulting firm.
- Conducted the sale of a New York City boutique advertising firm to a European advertising firm, including handling the stock purchase agreement, employment agreements, and legal opinions and coordinating the work of the accountants, bankers, and foreign attorneys.
- Negotiated an employment contract for the President of a major international, publicly traded fashion company, including the stock option agreement and restricted stock grants.
- Negotiated a severance package and associated agreements for the Chief Marketing Officer of a \$125 billion hedge fund.

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