



Partner

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Services

Class Actions > Complex Commercial Litigation > Corporate Governance >
Asset Management Litigation/Enforcement >
White Collar, Compliance and Investigations > Litigation > M&A Litigation >
Securities Litigation/Enforcement >

Michael S. Doluisio has more than 20 years of experience in trial and appellate matters. Since 2012, *Benchmark Litigation* has identified Mr. Doluisio as a “securities litigation star,” and since 2014 he has been recognized by *Legal 500 US* for his Securities Shareholder Litigation practice. He is also ranked in *The Best Lawyers in America* for commercial litigation and insurance litigation.

Mr. Doluisio regularly represents businesses in the financial services, mutual fund, hedge fund, and private equity industries. He has significant experience with financial services litigation, internal investigations, securities litigation, shareholder derivative litigation, actions involving mergers and acquisitions, accounting malpractice and fraud actions, and other complex commercial litigation. He has tried cases in federal and state courts and argued a number of appeals.

Selected Corporate Governance and Shareholder Actions

- **Delaware Chancery Court Fiduciary Duty Trial:** Representation through trial of Delaware LLC member in connection with claims alleging numerous breaches of fiduciary duty and contract.
- **Remy International Fiduciary Duty Arbitration:** Represented leading automotive parts manufacturer in connection with three week arbitration involving contract and breach of fiduciary duty claims brought by one of manufacturer's international joint venture partners.
- **President of Freddie Mac:** Representation of president of Freddie Mac in connection with securities class action alleging misrepresentations regarding subprime mortgages.
- **International Bottling Company:** Representation of bottle manufacturer in connection with securities class action arising out of manufacturer's IPO.
- **Technology Incubator:** Represented Safeguard Scientifics in connection with securities class action, resulting in denial of class certification and summary judgment for defendants

Actions Involving Funds and Asset Managers

- **Leading Public REIT Arbitration:** Represented public REIT in connection with a three week arbitration that produced more than US\$175 million in shareholder value from third party professionals and service providers.
- **Puerto Rico Bonds Litigation:** Represented hedge fund in connection with preliminary injunction proceedings involving Puerto Rico bond defaults.
- **Leveraged Buyout “Clawback” Litigation:** Represents more than 20 mutual fund families in connection with litigations arising out of the bankruptcies of the Tribune Company and the Lyondell Chemical Company; serves as mutual fund liaison counsel on the executive committee of defense counsel in the Tribune litigation.
- **Fixed Income Mutual Funds:** Represented major mutual fund family and its senior executives in connection with securities class actions alleging billions of dollars of losses arising out of the funds’ disclosures regarding mortgage backed securities, credit default swaps, and total return swaps.
- **Mutual Fund Excessive Fees Litigation:** Represented mutual fund advisor and trustees in connection with claims arising under Section 36(b) of the Investment Company Act.
- **Municipal Bond Mutual Funds:** Represented major mutual fund family and its senior executives in connection with securities class actions alleging billions of dollars of losses arising out of municipal bond mutual funds’ disclosures regarding the funds’ risks and investments in derivatives, real estate development bonds, and other volatile securities.
- **Directors of Cayman Islands-based hedge fund:** Represented directors of hedge fund in connection with litigation brought by bankruptcy trustee alleging fraud by investment manager.
- **Venture Capital Firm:** Represented venture capital firm in connection with investor action alleging securities fraud, RICO, and various commercial torts, resulting in dismissal of all claims.

Selected Complex Commercial Actions

- **Leading Investment Bank in Connection with Subprime Litigation:** Represented JPMorgan in an action by the Chapter 7 trustee of American Business Financial Services, a failed subprime lender, alleging fraud and seeking more than US\$1 billion in damages.

- **Commercial Real Estate Intermediary:** Representation of HFF, Inc. in connection with numerous disputes regarding commercial real estate and its financing.
- **Adelphia Communications Corporation:** Represented Adelphia in connection with claims against its former auditor, resulting in one of the largest accounting malpractice settlements in the U.S.
- **Nationwide Insurance Appeal:** Representation of leading insurance company in connection with appeal from one of the largest insurance bad faith verdicts in Pennsylvania history.
- **Leading software manufacturer:** Represented leading software manufacturer in a matter brought by customer to enforce a poison pill provision in a software license agreement, resulting in summary judgment in favor of defendant.

EDUCATION

- Pennsylvania State University, B.S., 1991, High Distinction
- Harvard Law School, J.D., 1994, *cum laude*

ADMISSIONS

- Pennsylvania
- New Jersey
- Supreme Court of Massachusetts
- Supreme Court of Pennsylvania
- United States Court of Appeals for the Second Circuit
- United States Court of Appeals for the Third Circuit
- United States Court of Appeals for the Sixth Circuit
- United States Court of Appeals for the Tenth Circuit
- United States District Court for the Eastern District of Pennsylvania
- United States District Court for the Eastern District of Michigan
- United States District Court for the Northern District of Florida

CLERKSHIPS

- United States District Court for the Eastern District of Pennsylvania, Honorable Edward N. Cahn

MEMBERSHIPS

- Member, Penn State Law School Board of Advisors

SPEAKING ENGAGEMENTS

- **Identify and Overcome Fatal Flaws that Can Doom Advertising & Marketing** — IA Watch's Commitment to Compliance Conference 2015, Philadelphia, PA (September 21, 2015)