

Litigation

The successful resolution of disputes is always a pressing matter for businesses or individuals who find themselves in litigation. Tact, diplomacy, negotiation and resilience are as essential as the substantive knowledge itself.

With a presence in U.S., Israel, China and London, ZAG-S&W combines these traits and experience across our offices to provide the most professional and thorough service, striving to protect both the client's assets and reputation throughout any dispute.

Whether high stakes litigation or the potential to become so, we bring an enviable track record in negotiating and settling a broad array of complex commercial and financial disputes, domestically and abroad. From high-profile securities and class actions litigation to intellectual property and employment disputes, our lawyers know how to quickly and effectively settle a case so that clients can return to what they do best: running their business.

Representative Client Work U.S.A

- Tried a case on behalf of an investment management company that established the enforceability of a non-competition covenant against a portfolio manager.
- Successfully represented a Texas-based retail store in a complex breach of contract action.
- Represented an institutional investor in civil and criminal proceedings to recover losses resulting from rogue employee's off-market trading of more than \$9 billion in securities.
- Used our investigation and litigation skills to secure claims for first-party and third-party insurance coverage for the largest records and information management services company in a multiparty litigation, after arson destroyed one of its record storage warehouses.
- Defended a Canadian engineering company in a federal securities class action in Texas arising from the Bre-x gold scandal.
- Pursued an action on behalf of SAP and its founders, against a law firm for aiding and abetting fraud and breach of fiduciary duty — designated one of the ten “major litigations of the year” by the *National Law Journal*.
- Went to federal court to help an international bank collect a loan in excess of \$100 million from the central bank of a foreign nation.
- Secured a successful international arbitration decision involving a distribution agreement for a multi-national pharmaceutical company.
- Represented a publicly-traded technology company against a publicly-traded Canadian company in a dispute concerning the theft of confidential, proprietary and trade secret information relating to business methodologies for electronic data storage and protection.
- Conducted nationwide intellectual property protection and enforcement programs and handled related litigation for Tiger Woods, Arnold Palmer, Jack Nicklaus and their licensing entities, as well as Comedy Partners (South Park), and NCP Marketing Group, Inc. (Tae Bo).

Representative Client Work Israel

- Represented **Dorad** in a multi-million dollar dispute with East Mediterranean Gas Company (EMG), which is one of the big suppliers of natural gas in the Middle East. Dorad has claims against EMG for breach of Gas Supply contract, by which EMG was supposed to supply gas to Dorad's power station in Ashekelon.
- Represented a group of **Dan** shareholders in a principal claim (38-124-08-15) against officers and the controlling shareholders of Dan with respect to large scale transactions and a demand to repay to Dan amounts in excess of 100 million Shekels. The proceedings ended recently in a settlement agreement.
- Represented the **World Likud** in two separate appeals filed by different members of the movement regarding the organizational and financial conduct of the movement. One of the appeals was filed by the former mayor of the city of Eilat, Mr. Gabriel Kadosh.
- Represented **Bynet** in both petitions brought by Tadiran and by Bezeq International. The petitions were denied in the District Court (11355.06.16, 30895.06.16), as well as the Supreme Court (in appeals submitted by Bezeq international and Tadiran - 1473.17, 1772.17).
- Represented **AVBA** in a dispute with Westerwood Global - an Irish company, with respect to a transaction from 2010 in which AVBA sold its holdings in an Israeli partnership called EMA Israel. The Plaintiff, Westerwood Global, claims that it is entitled to a portion of the consideration paid to AVBA in that transaction, an amount of approximately \$2M (24208.04.14).
- Represented several companies from the **AVBA Group** in a lawsuit filed by the accounting firm that provided accounting services to the group until 2006. The lawsuit ended in a settlement agreement in which AVBA is required to pay about a third of the claimed sum (7505.09.13).
- Represented **Little Prince** in a Class Action in the District Court of Haifa (57748.05.16) with claimed damages of Millions of Shekels. The Class Action contains claims about alleged defects in feeding cups (Sippy Cups) that are distributed by Little Prince and manufactured under the brand name "Tomme Tippee".
- Represented the senior **South African businessman, Mr. Theo Rothstein**, in several legal disputes regarding multi-million Shekels worth of property in Israel (case numbers 13155-04-17 / 17879-02-17 / 31346-03-17 / 55193-02-17)).
- Represented **Jerusalem Residence Ltd. - Real estate company** in a dispute about a multi-million Shekels worth of property in Jerusalem (case number 49245-05-17).
- Represented Mr. Reichman in legal proceedings in the District Court of Tel Aviv (case number 16585-12-14) in a complexed claim that included causes such as infringement of minority rights, imposing a BMBY mechanism on the counter-part, and more. The final verdict was given on February 2017.

For further information about our Litigation practice, please visit our website at www.zag-sw.com or contact:

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