



## **Carol L. Ziegler**

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**Carol L. Ziegler** has practiced and taught in the area of professional responsibility and legal ethics for almost three decades. From 2003 until 2008, when the New York Rules of Professional Conduct were adopted, she served as a Reporter for the New York State Bar Association's Committee on Standards of Attorney Conduct to comprehensively redraft the disciplinary rules governing lawyers relating to conflicts of interest. From 1988 to 2004, she was a member of the full-time faculty of Brooklyn Law School, where she taught courses in the area of professional responsibility and legal ethics, and served as an associate dean from 1994-2004. Ms. Ziegler continued to teach professional responsibility and legal ethics as an Adjunct Professor of Law at Columbia Law School until her recent retirement. She is now able to specialize in Pilates, museums and lunches with friends.

She received her B.A. with honors from Cornell University, College of Arts and Sciences in 1968, her J.D. *cum laude* from New York University School of Law in 1973, and was admitted to the New York Bar in 1974. She is a member of Phi Beta Kappa, the Order of the Coif and a Life Fellow of the American Bar Association. Ms. Ziegler was a staff attorney with Brooklyn Legal Services Corporation "A" and the Public Education Association, where her practice consisted of civil rights and education rights class action litigation (1974-1979), served as Special Assistant Counsel and Counsel to the Chancellor of the New York City Public Schools (1979-1985) and General Counsel to the New York City Commission on Human Rights (1986-1988). She was a member of the Ethics Commission for the New York State Court System from its inception in 1989 until 1997. She has also served as a member of the Advisory Committee/Committee on Civil Litigation for the United States District Court for the Eastern District of New York, the New York Bar's Committee on Professional Discipline and the New York State Bar Association's Committee on Professional Ethics.

Ms. Ziegler currently serves as a member of the Magistrate Merit Selection Panel for the United States District Court for the Eastern District of New York. She continues to lecture on issues relating to professional ethics.

Marta A. Sisco-Izak

Marta is an Associate Attorney at Fragomen Worldwide. In this role, she works on a variety of employment- and family-based nonimmigrant and immigrant petitions, including petitions for intracompany transferees, treaty investors, individuals with extraordinary ability, as well as many others. Her clients include companies in the advertising, marketing, media, investment, health/pharma, software and technology, real estate industries, etc., as well as nonprofit organizations.

Prior to joining Fragomen, Marta served as an Attorney Advisor to over 30 immigration judges at the New York Immigration Court, as part of the U.S. Department of Justice Attorney General's Honors Program. Marta also worked with the U.S. Citizenship and Immigration Services ("USCIS").

Marta is a regular speaker at immigration related lectures and career panels at various organizations, as well as schools and universities. She also regularly serves as a judge at law school competitions on immigration and other legal issues.

Marta is a Safe Passage Project volunteer, assisting with the Juvenile Docket before U.S. Immigration Judge Rohan. She also represents unaccompanied minors in Special Immigrant Juvenile (SIJ) matters.

## Evan S. Fensterstock

Evan S. Fensterstock joined his father as a Partner at Fensterstock & Partners LLP in May 2015. Evan has been a dedicated and enthusiastic member of the New York American Inn of Court for over five years. Evan's legal practice focuses on complex commercial litigation in state, federal, and bankruptcy courts. Evan has represented companies and individuals on both the plaintiff and the defense side in a wide range of industries and cases including financial services, pharmaceutical, advertising, marketing, recruiting, securities, hospitality, and gaming. Evan has handled disputes involving breach of contract, breach of fiduciary duty, misappropriation of trade secrets, unfair competition, dissolution, accounting malpractice, negligence, defamation, false light invasion of privacy, fraud, and conspiracy. Evan has also conducted internal investigations of individuals and companies and prepared presentations to the Securities and Exchange Commission.

Prior to joining Fensterstock & Partners LLP, Evan was an Associate at Kasowitz, Benson, Torres & Friedman LLP from 2009-2015. At Kasowitz, Evan was highly dedicated to his pro bono work. He was the coordinator of the Holocaust Survivor Representation Pro-Bono Project, which helps Holocaust survivors recoup pensions and payments from the German government for work performed in ghettos during World War II. Evan also worked at the Lenox Hill Neighborhood House with the Health Care Access Project to help low income seniors choose a Medicare Part D plan. In 2013, he received the Legal Aid Society Pro Bono Publico Award for his service to Hurricane Sandy victims and initiating interest at Kasowitz in unemployment insurance benefits cases leading to the Unemployment Insurance Project.

During law school, Evan interned for the Honorable Raya S. Dreben in the Massachusetts Appeals Court, the Honorable Charles T. Spurlock in Suffolk Superior Court, and the Legal Division of the Massachusetts Department of Correction in Boston,

Massachusetts. In 2007, he was elected Vice Magister of the Bradlee Inn Chapter of the International Legal Honor Society Phi Delta Phi, and in 2008 he received the Phi Delta Phi Balfour Scholarship for outstanding service to Bradlee Inn.

Evan enjoys spending time with his wife, Tara, his daughter, Sydney Rose, and his miniature English bulldog, Wilson. Evan also appreciates the outdoors and takes pleasure in playing golf, basketball, volleyball, and kayaking.

## Joshua Lipsman

Joshua Lipsman, MD, JD, MPH is senior vice president and chief of staff at Manipal Education Americas, the New York City agent for American University of Antigua, a medical university. From 2000 to 2009, he was health commissioner in Westchester County. He has his JD from Pace Law School, where he was on the Law Review. He is a member of the New York City Bar Association. He has worked with the New York State Bar Association health law committee around areas of public health emergency legal preparedness. His medical specialties have included preventive medicine and family medicine. He received the MD degree from the Albert Einstein College of Medicine in the Bronx.



*Michael D. Patrick is a partner in the New York office of the business immigration law firm, Fragomen Worldwide, which he joined as a senior equity partner in 1990. In addition to his acting career at the Inn of Court, Michael has performed on his firm's Executive, Finance, Global Compliance (Co-chair), Investor (Co-Chair), and Legal Affairs and Risk Management (Co-chair) committees, and currently plays a role on the Second Circuit's Committee on Admissions and Grievances. When he was in high school at LREI in Greenwich Village, Michael was an active member of the drama department. He did television commercials through college and law school, which supplemented his waitering activities. When he is not acting, Michael hunkers down as a regular Immigration Columnist for The New York Law Journal and Metropolitan Corporate Counsel and tries to keep his annual listings in Best Lawyers in America, Super Lawyers and Chambers USA: America's Leading Business Lawyers. Michael thanks his wife, Carol Sedwick, now retired after 33 years as an Associate Director in soap operas, for reading him his lines.*

## Allison Charles

Allison is Of Counsel at Kublanovsky Law LLC where her practice areas include a wide range of commercial litigation and transactional matters. Prior to joining Kublanovsky Law, Allison was an Associate at Fensterstock & Partners LLP for many years; previously she served as a Staff Attorney and Development Associate at Volunteer Lawyers for the Arts (VLA) in New York, an organization serving emerging and low-income artists. While attending Brooklyn Law School she was the Mediation Program Coordinator at VLA, facilitating the organization's mediation program.

## Jeffrey Gross

Jeffrey Gross is a Partner in the New York office of Reid Collins & Tsai LLP, where he focuses his practice on complex financial litigation, including insolvency-related matters and professional liability cases.



## DAVID G. ABRAMS

David G. Abrams is a Special Assistant Attorney General in the New York Office of the Attorney General, Medicaid Fraud Control Unit. He is in the Civil Enforcement Unit, where he has worked on a wide-range of matters to recover unlawfully retained taxpayer money. He has also represented the interests of several states on a team comprised of members of the National Association of Medicaid Fraud Control Units, in cases involving nationwide allegations of fraud. In addition to his civil work, he is currently serving as lead prosecutor on a criminal matter.

Prior to joining the Office of the Attorney General, Mr. Abrams was an associate at the litigation boutique Schlam Stone & Dolan LLP, where he specialized in complex commercial litigation. He served as lead associate on matters for some of the largest companies in the world, as well as personally represented basketball legend Julius Erving in a contract dispute matter. He also handled various other cases, including trademark and unfair competition disputes, and claims against a New York City-based developer under the Interstate Land Sales Act.

Prior to joining Schlam Stone & Dolan, Mr. Abrams was an associate at Buchanan Ingersoll & Rooney, where he primarily handled commercial creditors'-rights cases, as well as other, general litigation matters.

Mr. Abrams is a 2007 graduate of the Benjamin N. Cardozo School of Law, where he was awarded a Dean's Scholarship and was a Public Interest Law Students Association Summer Stipend recipient. Originally from Chicago, Mr. Abrams briefly returned there during law school, to work as a judicial extern for the Hon. George Lindberg, a U.S. District Court Judge in the Northern District of Illinois. Mr. Abrams is a 2002 graduate of New York University, where he was awarded a Draper Scholarship.

He is admitted in New York and New Jersey state courts, as well as the Federal

# SUSMAN GODFREY L.L.P.



## Shawn J. Rabin

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### Overview

Shawn Rabin successfully tries cases for plaintiffs and defendants in state and federal courts across the country. He has represented clients in breach of contract, fraud, patent, antitrust, class action, will contents, securities, and other complex business disputes. Rabin handles all aspects of his cases, from evaluating claims before a complaint is filed to selecting juries and seeing cases through to verdict.

No matter whether he is working by the hour, on a fixed fee, or a contingency fee arrangement, Rabin litigates efficiently and cost effectively. Unlike lawyers who follow the same model and structure for every type of case, Rabin's creativity and strategic thinking give his clients the extra margin necessary for victory. In recognition of his success, Super Lawyers has recognized Rabin as a "Rising Star" every year from 2007 to 2013 (Law & Politics Magazine, Thomson Reuters). Rabin was also elected to membership in the Fellows of the Texas Bar Foundation and has a perfect Avvo rating. And after winning a major trial victory in the state of Kentucky, the Governor of Kentucky appointed Rabin to the Honorable Order of Kentucky Colonels and bestowed upon him the title of "Colonel Shawn Rabin."

### Notable Representation

In 2013, Rabin was hired to argue and draft the appellate brief for a case pending before an en banc panel of the Delaware Supreme Court. Rabin represented the former stockholders of Harmonix Music Systems against Viacom in an appeal involving Viacom's acquisition of Harmonix and the Guitar Hero and Rock Band video games. The Delaware Supreme Court affirmed the lower-court judgment in a published opinion that can be accessed here: *Winshall v. Viacom Intern. Inc.*, 76 A.3d 808 (Del. 2013) (en banc).

In 2013, Rabin helped secure a ruling significantly reducing the potential damages sought by the National Hockey League against Rabin's client. In that case, the NHL sued Jerry Moyes and his family stemming from their ownership of the Phoenix Coyotes hockey team and sought more than \$140,000,000 in damages. The case was originally filed in New York state court. Rabin devised a successful plan to have the case removed from New York state court to New York federal court to Arizona federal court and then to an Arizona Bankruptcy court. After successfully moving the case back to

Arizona (article discussing the move [here](#)), Rabin took and defended the key depositions in the case and then successfully moved for summary judgment eliminating most of the NHL's claims. An article discussing the decision can be accessed [here](#).

In 2012, Rabin was hired by a world-renowned surgeon to represent him in cases pending in federal court and arbitration against a medical device manufacturer. As lead trial counsel, Rabin formulated the trial strategy, took and defended the key depositions, and handled most of the direct and cross-examinations at trial. The lawsuits resulted in a confidential settlement after trial.

In 2012, Rabin was hired by a widow to defend a multi-million dollar will contest that was filed by the deceased husband's children. After taking key depositions, winning several rulings before the Probate Court, and devising a strategy to prove the deceased had the proper mental capacity to execute his will, Rabin was able to position the case for a confidential settlement before trial.

In 2012, Rabin was hired by Trover Solutions to defend a putative class action filed against it and several insurance companies in federal court in the Southern District of New York. The case involved whether New York law prohibited placing liens on personal injury or wrongful death settlements. After extensive briefing and argument, Judge Patterson dismissed all of the Plaintiffs' claims resulting in a total victory for Rabin's client. The published decision can be accessed [here](#): *Meek-Horton v. Trover Solutions, Inc.*, 915 F.Supp.2d 486 (S.D.N.Y. 2013).

In 2011, Rabin won a defense verdict on behalf of The Rawlings Company in a class action challenging the company's classification of its employees as exempt from the overtime laws. During the three-week jury trial in Kentucky state court, Rabin picked the jury, handled the direct examinations of many of the company's witnesses--including the company's top executive--and cross-examined Plaintiffs' witnesses. This complete victory for Rabin's client was achieved in one of the first wage and hour class actions to go to trial in Kentucky. The verdict was featured in the *American Lawyer* [here](#) and *Law360* [here](#).

In 2010, Shawn Rabin was hired by a family to represent them in a shareholder oppression case. Rabin engineered a strategy that placed the family in the best litigation position without harming the company in which they owned substantial shares. Rabin's outside-the-box approach led to an arbitration and then a confidential settlement.

In 2009, Shawn Rabin represented an international company against a subsidiary of a large New York bank in a contract dispute regarding the failed purchase of a company. Rabin briefed the crucial motion to dismiss and handled preparing the case for expedited discovery and trial. Shortly after Rabin filed the response to the Motion to Dismiss, the defendants chose to settle the case--a substantial victory for Rabin's client.

In 2008, Shawn Rabin tried a patent infringement case before the Honorable Judge T. John Ward and a jury in the Eastern District of Texas for their client C2 Communications. The case involved whether the nation's largest

telecommunication carriers infringed a voice over internet protocol (VoIP) patent. The case settled after the third day of trial, following the close of C2's case-in-chief and Rabin's direct examination of the patent's owner and C2's damages expert. For more information about this case, please see this article.

In 2008, Bill Carmody and Shawn Rabin settled a lawsuit involving a horrific drunk driving collision. In 2005, a drunk driver struck a hotel van transporting a family to the airport. A young girl was killed and members of the family were severely injured. Rabin performed an extensive investigation before filing suit to determine exactly how and where the drunk driver became intoxicated. This pre-complaint investigation resulted in confidential settlements with some of the wrong-doers. Rabin then filed a complaint against the two bars where the drunk driver had consumed alcohol. All of the defendants chose to settle after Rabin took damaging depositions of the key witnesses. The value of these significant settlements are confidential.

In 2008, Brian Melton and Shawn Rabin represented a defendant against claims that it wrongfully terminated its former CEO. After several rounds of discovery and several victories before the trial court judge, the opposing party agreed to settle the case for a minimal amount.

In 2007, Shawn Rabin spent almost one-quarter of the year in trial defending a large company against a wage and hour class action. Rabin performed the direct and cross examination of more than a dozen fact and expert witnesses. A description of Rabin's cross-examination of the first trial witness was published by news services across the world (the article can be accessed by clicking here).

In 2005 and 2006, Shawn Rabin represented a Fortune 100 company in a highly confidential accounting dispute against a major accounting firm. The allegations in the case included breach of fiduciary duty, breach of contract, and accounting malpractice. Before filing a lawsuit, both parties agreed to brief the issues before a former Texas Supreme Court Justice. Rabin took the lead for Susman Godfrey's client and, after several months of negotiation, the parties reached a favorable settlement.

In 2004, Shawn Rabin achieved a key victory in a case representing a class of residential and business customers against the major telecommunications companies, including Sprint and AT&T by writing the winning briefs in an appeal before the United States Court of Appeals for the Tenth Circuit. The court's unanimous opinion can be accessed here. The claims against AT&T eventually proceeded to a jury trial in which Susman Godfrey successfully obtained a favorable jury verdict (news article can be accessed here).

## Education

Shawn Rabin graduated with Honors from Georgetown University's School of Foreign Service with a major in International Politics and Security. At Georgetown, he was awarded the Dean's Citation given to a graduate who displays high academic achievement and service to the community. Rabin obtained his J.D. from the University of Texas, where he received the distinctions of Chancellor and Order of the Coif. Rabin also served as an Associate Editor of the *Texas Law Review*.

### Judicial Clerkship

After law school, Shawn Rabin clerked for the Honorable Juan R. Torruella of the United States Court of Appeals for the First Circuit.

### Honors and Distinction

*Super Lawyers* named Rabin a "Rising Star" in 2007, 2008, 2009, 2010, 2011, 2012 and 2013 (Law & Politics Magazine, Thomson Reuters). Rabin was also elected to membership in the Fellows of the Texas Bar Foundation.

In 2011, the Governor of Kentucky appointed Shawn Rabin to the Honorable Order of Kentucky Colonels and bestowed upon him the title of "Colonel Shawn Rabin."

### Professional Associations and Memberships

Shawn Rabin is admitted to the state courts of New York and Texas and the United States Court of Appeals for the 1st, 5th and 10th Circuits and the United States District Courts for the Northern, Southern, Eastern, and Western Districts of Texas.

Rabin works with a variety of legal organizations in their efforts to help the public. Most recently, Rabin has been assisting Mothers Against Drunk Driving (MADD) by training volunteers on civil litigation. Rabin was also quoted extensively in the Winter 2009 issue of the MADDvocate, which can be accessed [here](#).

Rabin is also an active member of the Litigation Committee of the New York City Bar and is a Barrister in the New York American Inn of Court.

### Recent Wins

*Johnston et al v. The Rawlings Company, L.L.C* — Neal Manne, Shawn Rabin and Kalpana Srinivasan win a full defense verdict after a three-week jury trial on behalf of The Rawlings Company in wage and hour class action.










Laurel is a commercial litigator whose practice focuses on complex business disputes in both state and federal courts, including breach of contract, intellectual property, securities litigation, and bankruptcy litigation. She also has experience representing clients in foreign arbitrations, and has represented an audit committee in connection with an internal investigation into potential violations of the Foreign Corrupt Practices Act.

Additionally, Laurel devotes time to pro bono work. She successfully obtained insurance coverage for an individual whose home was demolished as a result of Hurricane Sandy. She also served as the second chair in a week-long jury trial representing the author of the play *Point Break LIVE!* in a breach-of-contract and copyright-infringement lawsuit that resulted in a verdict and a \$250,000 damages award for the client.

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Laurel's Practices

- ▶ **Shareholder Litigation & Enforcement**
- ▶ **International Dispute Resolution & Arbitration**
- ▶ **FCPA & Global Anti-Corruption**

Education

- Columbia Law School, J.D., 2012 (Senior Editor, *The American Review of International Arbitration*)
- University of Vermont, B.A., Psychology, 2009
- Admitted to practice: New York; U.S. Court of Appeals for the Second Circuit; U.S. District Courts for the Southern and Eastern Districts of New York

Activities

- Member: New York State Bar Association, New York City Bar Association, The New York American Inn of Court, New York County Lawyers Association

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Carlos Ramos-Mrosovsky

Carlos is a senior associate in our international arbitration group, based in New York.

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## Practice

### Disputes

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## About

Carlos represents clients in commercial and international investment disputes before a diverse range of arbitral institutions, and before US federal and state courts. He has also advised clients on issues of US constitutional and administrative law, and on US economic sanctions. Carlos' clients include leading international energy, mining and infrastructure companies, as well as sovereign governments.

In his active pro bono practice, Carlos has represented Iraqi refugees seeking resettlement in the United States, as well as individual plaintiffs in federal civil rights actions challenging unlawful government seizures of private property. Working with Oxfam America, he has advised civil society organizations on the responsible management of natural resources in developing countries.

Carlos is a co-chair of the International and Arbitration & ADR Committee of the International Section of the New York State Bar Association. He is also a member of the American Society of International Law, the American Bar Association, the New York City Bar Association, the ICC Young Arbitrators Forum and the New York American Inn of Court.

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## Recent deals/Highlights

Some of Carlos' more significant matters include:

- representing a ConocoPhillips subsidiary in an ICSID arbitration against Ecuador arising from the expropriation of investments in several oil fields;
- representing the Federative Republic of Brazil in an international money laundering and asset recovery action in federal district court;
- representing a Canadian mining company in an ICSID Additional Facility arbitration challenging Venezuela's expropriation of its investment in one of the world's largest gold deposits;
- representing an African state entity in an ICC arbitration against a Japanese engineering services firm arising from a major infrastructure project;
- representing a global engineering and construction services company in two disputes concerning the construction of chemical processing plants in a South Asian country;
- representing a US energy company in an ICC arbitration against various subsidiaries of a Latin American state oil company;



- representing a global engineering, construction and services company in an action brought by plaintiffs alleging violations of international human rights and labor standards under the Alien Tort Statute;
- advising a US energy company on a long-term Liquefied Natural Gas (LNG) supply dispute;
- advising numerous clients on compliance with new US economic sanctions imposed on Russian individuals and entities in response to the crisis in Ukraine;
- advising the SIPC-appointed trustee of Bernard L. Madoff Securities LLC on international litigation to recover funds for defrauded investors;
- representing plaintiffs in a challenge by 26 US states, an independent business organization, and individuals to the constitutionality of the US Patient Protection and Affordable Care Act (2010);
- representing former Iraqi interpreters for US and allied forces facing death threats from terrorist groups in proceedings under the Iraq Special Immigrant Visa (SIV) program and in litigation to compel US government action on their visa applications;
- advising a major international financial institution on the application of international human rights law and the law of war to its investments in the defense sector; and
- advising a leading US electric utility company on issues related to the national and international regulation of greenhouse gas emissions.

#### Recent speaking engagements

- “Recognition and Enforcement of Arbitral Awards,” Düsseldorf International Arbitration School, Düsseldorf, Germany, Sept. 9, 2015.
- “Investment Treaties and Arbitration in Africa,” ABA Africa Forum, Nairobi, Kenya, June 5, 2015.
- “Structuring the Deal: Bilateral Investment Treaty Considerations,” Doing the Deal in Africa, Emerging and Frontier Markets Association conference, Washington, DC, May 28, 2015.
- “International Investment Arbitration and US Courts,” New York State Bar Global Law Week, May 13, 2015 (moderator).

#### Publications

- “Anti-Suit Injunctions in Support of International Arbitration in New York,” LEXIS PSL: Arbitration, Sept. 2015.
- “Interim Measures in Support of Arbitration in New York” (with Giulia Previti), LEXIS PSL: Arbitration, March 2015.
- “International Arbitration: Important 2014 Cases in Review,” The Summit: Georgetown Journal of International Law Online, January 2015.
- “A Constructive Role for International Law in the Senkaku Islands Dispute?” Islands of Contention: The China-Japan Border Dispute in a Multidisciplinary Perspective, ed. Tim F. Liao, Kimie Hara and Krista Wiegand, 2015.
- “The COMMISA Decision: A US Federal District Court Confirms an Arbitral Award Annulled at Its Seat” (with Alex Yanos and Elliot Friedman), Mealey’s International Arbitration Report, September 2013.
- “ICSID Tribunal Renders Record-Setting Award,” International Dispute Resolution News, Fall 2013.
- “Kiobel v. Royal Dutch Petroleum: Whither the Alien Tort Statute?” (with Timothy P. Harkness), Thomson Reuters News & Insights, December 2012.
- “Can Ghana Escape the ‘Oil Curse’?” Africa Law Today, November 2011.



- [Can Ghana Escape the Oil Curse?](#) *Africa Law Today*, November 2011.
- “Abdullahi v. Pfizer: Implications for Environmental Claims Under the Alien Tort Statute,” *International Environmental Law Newsletter*, July 2010.
- “A Case for Trying Pirates Before a UN Tribunal” (with David B. Rivkin, Jr.), *The Washington Post*, December 2010.
- “Notable Cases: *Comer v. Murphy Oil U.S.A.*,” 585 F.3d 855 (5th Cir. 2009), *ENR Global Report*, April 2010.
- “International Law’s Unhelpful Role in the Senkaku Islands,” *University of Pennsylvania Journal of International Law* 903, 29(4) (2008).

## Career to date

Carlos has been a senior associate with Freshfields Bruckhaus Deringer US LLP since 2012. Before joining Freshfields, he was an associate with Baker & Hostetler LLP from 2007 to 2012.

## Qualifications and education

Carlos received his JD, cum laude, from Harvard Law School and his AB, cum laude, from Princeton University, Woodrow Wilson School of Public and International Affairs. He is admitted to practice in New York and the District of Columbia.

## Languages

English, conversational Spanish.

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