



David G. Januszewski

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Cahill Gordon & Reindel LLP

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Practices:

Corporate Governance & Investigations
Crisis Advisory Group
Employee Benefits & Executive
Compensation
Environmental
Insurance & Reinsurance
Litigation
Pro Bono

Education:

Yale University, B.A., 1985, *summa cum laude*
Harvard Law School, J.D., 1988, *cum laude*

Clerkships/Government Service:

Honorable Thomas J. Meskill, United States
Court of Appeals, Second Circuit, 1988-1989

Bar Admissions:

New York
Connecticut

David G. Januszewski is a member of the firm's litigation group.

David has served as lead counsel in complex litigation challenges including securities, insurance, employment, bankruptcy and environmental issues. He has also led internal investigations arising from alleged violations of banking, insurance, securities and other laws and regulations, as well as allegations of accounting irregularities. David has defended leading corporations and professionals in investigations by the Securities and Exchange Commission, the Department of Justice and other federal and state agencies. David is recognized as one of New York's top commercial litigators by *Chambers USA* and has been named among the leading securities litigators in New York by *The Legal 500*.

SELECTED MATTERS:

- Representation of a national homebuilder with respect to federal criminal and SEC investigations and civil litigation.
- Representation of major hotel and resort company in an action against former employees and a competitor alleging theft of electronic and hard copy materials constituting trade secrets and proprietary information.
- Representation of international insurance and financial services company in class actions arising from losses associated with collateralized debt obligations and other products impacted by the subprime crisis.
- Representation of two former WorldCom, Inc. directors in numerous federal and state actions filed on behalf of its shareholders, bondholders and ERISA plan participants.
- Representation of corporations and compensation committee directors with respect to investigations relating to stock option grant issues.
- Representation of the environmental division of a major insurer with respect to coverage and other issues relating to pollution liability, clean-up and other insurance policies.
- Representation of several leading issuers, together with their officers and directors, in federal shareholder class actions across the country.
- Representation of a leading international bank in connection with a \$700 million claim relating to foreign exchange transactions.
- Representation of a major international insurance company in an arbitration hearing arising from the company's acquisition of another company, in which the sellers unsuccessfully claimed certain contingent payments totaling \$85 million.

- Representation of the audit committee of an iconic Internet company in an investigation of accounting improprieties, and subsequent representation of the company in related federal criminal proceedings and an SEC investigation, resulting in no charges being brought against the company, notwithstanding multiple felony convictions of former officers and employees.
- Representation of a leading resort company in a three year SEC investigation, where the Commission terminated its investigation without taking any action against the company or its directors, officers or employees.
- Representation of a Bermuda insurance company in defense of claims by a competitor arising from the hiring of former employees.
- Representation of nine underwriters in securities class action, obtaining dismissal of the complaint and affirmance on appeal.
- Successfully tried, on behalf of a legal publication, a libel action in Connecticut state court.
- Representation of a national supermarket chain in a federal collective action and an action brought by the New York Attorney General, both alleging failure to pay minimum and overtime wages.
- Successful representation of a corporation in a two month arbitration hearing in which a former executive claimed more than \$26 million in additional consideration arising from his sale of his company to the corporation and his subsequent employment by the corporation.
- Defended a national insurance broker in federal and state investigations arising from bribery of government officials by an officer, resolving the matter with no charges filed against the company.
- Served as plaintiff's counsel for a leading corporation in a professional liability case, prevailing after a two week jury trial in New York Supreme Court.
- Representation of an underwriter bank with respect to government investigations and litigation arising from the demise of Refco, Inc.

David co-chairs Cahill's pro bono and ethics committees. He joined Cahill in 1990 and became a partner in 1997.