BOND SCHOENECK & KING ATTORNEYS

Brian Laudadio

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Profile

A seasoned litigator who serves as outside general counsel for numerous business clients, Brian represents fiduciaries, beneficiaries and heirs in a range of cases involving complex trust and estate issues. His 25 years of litigation experience enable him to strategically achieve his clients' objectives, whether by minimizing litigation risks or by aggressively protecting his clients' interests in contested trust and estate proceedings.

Having litigated many trust and estate disputes, Brian counsels clients to ensure that their trust and estate planning and administration goals are accomplished without challenge.

Brian has been recognized by the highly regarded directory, *Best Lawyers in America* for his litigation skills for five consecutive years and for 2022, he was named Lawyer of the Year in the Rochester market for a litigation category.

Honors & Affiliations

- Listed in:
  - *The Best Lawyers in America*®, Commercial Litigation; Litigation - Labor and Employment; Litigation - Municipal, 2013-2026 (listed for more than 10 years)
    - Lawyer of the Year (Rochester), Litigation – Municipal, 2018; 2022
  - *New York Super Lawyers*®, Business Litigation, 2025 (listed for more than 10 years)
  - *Martindale-Hubbell*®, AV Preeminent Rated
    - *Top-Rated Lawyer in Labor & Employment Law*
- New York State Bar Association
- Monroe County Bar Association
- Fellow, Trial Lawyer Honorary Society

Representative Matters

Trust and Estate Litigation

- On behalf of a trust beneficiary, secured judgment dismissing claims of mistake and fraud by a trust grantor seeking to rescind an inter vivos trust valued in excess of $8 million.

Education

- Syracuse University College of Law (J.D. 1996)
- University of Rochester (B.A. 1993)

Bar/Court Admissions

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

Practices

- Litigation
- Trust and Estate

- Prosecuted claims of breach of fiduciary obligations and self-dealing against a trustee resulting in his removal and a $2.9 million surcharge in favor of the client-beneficiaries.
- Represented beneficiaries of an estate where the Executor failed to account for a multimillion-dollar business interest claiming that the interest was transferred to him prior to the decedent's death. The Executor made a significant settlement offer prior to trial.
- Successfully established claims against a trustee related to his mismanagement of the trust resulting in his removal and recovery of the trust losses for the client-beneficiaries.
- Represented an educational institution in a will contest achieving a significant settlement at trial.
- Regularly represents fiduciaries, including corporate fiduciaries, in matters ranging from more routine trust and estate administration issues to complex contested accountings.
- Represents clients in a variety of proceedings in Surrogate's Court, including trust and estate discovery proceedings and will contests.

Commercial Litigation

- Represented a shareholder in a business dissolution proceeding based on fraud and oppression by other shareholders resulting in the client achieving his goal of remaining the sole shareholder of the highly successful business.
- Represented a precision tool manufacturer in a technically complex breach of contract action related to a machine tool purchase. Obtained a successful verdict following trial and judgment in excess of $1 million.
- Successfully represented a U.S. biodiesel manufacturer against a German biodiesel production plant manufacturer with respect to claims related to the failure of a biodiesel production plant to produce at the quantity and quality specified in the parties' contract.
- Represented a national shopping center developer in a commercial action alleging the breach of commercial lease and personal guaranty. Resulted in a significant settlement of over $900,000.

Other Activities

- Trustee of Free Deliverance Church
- Ministry Leader, City of Refuge Ministry - served in several missionary trips to Guatemala and Venezuela