BOND SCHOENECK & KING ATTORNEYS



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Profile

Honors & Affiliations

- Listed in:
  - *The Best Lawyers in America*®, Commercial Litigation; Litigation - Labor and Employment; Litigation - Municipal, 2013-2024 (listed for more than 10 years)
    - Lawyer of the Year (Rochester), Litigation – Municipal, 2018; 2022
  - *New York Super Lawyers*®, Business Litigation, 2023 (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.
- 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.

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

- 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