



Paul M. Kaplan

Partner

Paul Kaplan is a New York partner in the firm's Litigation & Trial Practice Group specializing in antitrust litigation and counseling. He represents domestic and foreign financial institutions and corporations in federal and state litigation and regulatory matters, and has advised them on the antitrust aspects of mergers and acquisitions, as well as a broad range of industries on general antitrust matters. Paul counsels corporations on the antitrust ramifications of business transactions with a view to avoiding or minimizing exposure to antitrust claims in litigation and represents financial institutions facing regulatory or court enforcement actions.

Paul has practiced law for more than 25 years with major law firms and corporations in the United States and Europe. He began his legal career in London, where he was an associate with an Anglo-American law firm. Following a clerkship in Boston with the Honorable R. Ammi Cutter, a justice of the Massachusetts Supreme Judicial Court, Paul joined the legal department of AT&T, then involved in a complex business reorganization and divestiture, pursuant to a federal court antitrust decree.

He also held the title of vice president at Citibank, NA (Citigroup) in the General Counsel's Office and at J.P. Morgan Chase (Chemical Bank), where he was group counsel in the bank's Middle Market/Financial Services Group.

Paul is an adjunct professor of law at Fordham Law School, where he has taught an advanced antitrust course since 1991. In February 2006, he organized, on behalf of the government of Israel, a financial services delegation to Israel led by the late Honorable Jack Kemp (former U.S. Representative from New York, Secretary of Housing and Urban Development and Republican Party nominee for Vice President in 1996).

Paul currently serves as a Vice President of the America-Israel Friendship League (AIFL) and sits on the Executive, and Law (Pro Bono) Committees of the Board of Directors for the AIFL, a 501(c)(3) not-for-profit organization dedicated to enhancing the political, social and economic ties between America and Israel. He is currently a member of the Boston University Alumni Council and served on The London School of Economics' New York Development Committee from 1999-2001.

He is a member of the American Bar Association – Clayton Act Committee, Section of Antitrust Law. He was also a member of the Association of the Bar of the City of New York – Antitrust and Trade Regulation Committee from 1995-1998 and the Banking Law Committee from 1992-1995. Paul

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Services

Litigation
Antitrust

Education

The London School of Economics
(LL.M., 1978)

Northeastern University
(J.D., 1977)

Boston University
(A.B., 1973)

Admitted to Practice

New York
Massachusetts

is AV rated with Martindale Hubbell, the highest bar rating

Paul received an LL.M. from London School of Economics, University of London. He earned his J.D. from Northeastern University Law School, as well as a A.B. from Boston University, College of Arts and Sciences, cum laude, with distinction, where he was a Trustee Scholar

Representative Experience

Secured a significant victory in federal and state civil litigations in California representing a large financial institution facing claims associated with a terminated joint venture. In order to counter claims against the plaintiffs, Paul successfully asserted four separate claims, which survived an Iqbal/Twombly Motion to Dismiss which requires a heightened pleading standard as set down by the U.S. Supreme Court.

RELATED EVENTS

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| February 8, 2011 | The Bowl Championship Series (BCS): Is it Fair and in Compliance with the Antitrust Laws?, Presentation at Boston University Law School |
| March 12, 2010 | Annual Murphy Conference on Corporate Law, Fordham Law School |
| September 23, 2009 | Drafting Litigation Strategies: Analyzing Recent Court Developments, Presentation for Association of Corporate Counsel |

Publications

United States Senate Subcommittee on Antitrust, Competition Policy and Consumer Rights of the Committee on the Judiciary. *Hearing on the Bowl Championship Series: Is it Fair and in Compliance with Antitrust Law?* Statement of Paul M. Kaplan. 111th Cong., 1st sess. Washington: GPO, July 2, 2009.

"The Credit Suisse Decision and US Financial Markets," *The Daily Deal*, eCCP (eSappience Center for Competition Policy), July 2007.

"Extra-Territorial Reach of U.S. Antitrust Laws to Foreign Firms," *New York Law Journal*, June 13, 2006.

"An Antitrust Primer: Premerger Exchanges of Information," *The Antitrust Counselor*; May 15, 2001.

"The Unfolding Microsoft Drama: Shattered Windows," ALI-ABA Course of Study, Sept. 14, 2000.

"Microsoft's Conclusions of Law - Act 3, Scene I: Placing an Oppressive Thumb on the Scale of Competitive Fortune," *International Legal Strategy*; May 15, 2000.

"Appeals Court Ruling Gave Microsoft an Edge," *The National Law Journal*,
March 8, 1999.
