



## David R. King

*Partner*

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Newark

(973) 274-2002 PHONE

### SERVICES

- Litigation, Construction Litigation, Product Liability, Real Estate Litigation & Dispute Resolution, Insurance & Reinsurance, Restructuring & Bankruptcy, Business Litigation

### EDUCATION

- Columbia Law School (J.D., 1995)
  - Harlan Fiske Stone Scholar
- Boston College (B.A., 1992)

### ADMISSIONS

- New York
- New Jersey
- Pennsylvania
- U.S. District Court, E.D. New York
- U.S. District Court, S.D. New York
- U.S. Court of Appeals, 3rd Cir.
- U.S. District Court, Dist. of New Jersey
- U.S. District Court, E.D. Pennsylvania
- U.S. Court of Appeals, 2nd Cir.

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David King is a partner in Herrick's Litigation Department.

He concentrates his practice in complex commercial litigation, including real estate, construction, class action and securities litigation. David is also an experienced insurance coverage and reinsurance litigator, having represented both insureds and insurance companies in coverage matters and reinsurance claims. He regularly represents and advises the firm's clients with respect to insurance related issues, including purchasing appropriate coverage, policy interpretation and claims submissions.

David practices in state and federal courts before both trial and appellate courts, and also resolves matters through alternative dispute resolution mechanisms including mediation and arbitration. He is recognized as an AV Preeminent-rated attorney under the Martindale-Hubbell Peer Review Ratings.

His recent matters include the representation of the Chapter 7 bankruptcy trustee of Winstar Communications in an adversary proceeding in Delaware Bankruptcy Court. David co-chaired the three-month bench trial, which resulted in a judgment worth over \$300 million for the trustee on preference, equitable subordination and breach of contract claims. David also successfully represented the trustee through the appeal of the judgment to the District Court of Delaware, and on further appeal to the United States Court of Appeals for the Third Circuit, where the Court affirmed the Bankruptcy Court in all relevant aspects and left the judgment fully intact. He continued to represent the Trustee's interests in disputes among Winstar's creditors concerning distributions of the litigation proceeds.

Other recent matters include the successful defense of Bridgestone Americas in the Third Circuit's landmark Marcus class action decision, his representation of a consumer products manufacturer post trial, where he secured the reversal of a jury verdict in a published New Jersey Appellate Division opinion that remanded the construction contract dispute for a new trial, and his ongoing representation of a registered investment advisor in a multi-million dollar key-man disability policy coverage action.

David and his wife are co-founders and board members of Colin's Kids, a nonprofit charity dedicated to funding research into congenital heart defects, and aiding families struggling with the cost of care for infants born with heart defects.

#### Accolades

[Herrick, Feinstein LLP Wins New Jersey Law Journal's Commercial Litigation Department of the Year-Finalist](#)