



John H. Chun

*Partner*

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John H. Chun is a partner in Herrick's Restructuring & Finance Litigation Department.

John's practice focuses on financial and complex commercial litigation matters, including representing plaintiffs and defendants in disputes arising from M&A, structured finance and securities transactions. He also has extensive experience in litigation involving trade secrets, breach of restrictive covenants, raiding and clawback claims as well as white collar criminal defense and internal investigations.

John's clients include private equity and hedge funds, startups, C-suite executives, technology and healthcare companies, insurance companies and brokers, and other corporate clients.

Prior to joining Herrick, John was of counsel at Quinn Emanuel Urquhart & Sullivan.

#### Services

- Restructuring & Finance Litigation
- Litigation
- Corporate Litigation
- White Collar Defense & Investigations
- Real Estate Litigation & Dispute Resolution
- Employment
- Employment Litigation

#### Education

- Fordham University School of Law (J.D., *magna cum laude*, 1997)
  - Fordham Law Review: Senior Articles Editor, 1996-1997
- Wesleyan University (B.A., 1994)

#### Accolades

- 2005 Recipient, Legal Aid Society Pro Bono Award

#### Experience

- Represented purchasers and sellers in connection with contract and fraud claims arising from M&A transactions, including indemnity, MAE and earnout disputes.
- Represented individual and institutional clients in connection with trade secret, breach of restrictive covenant, raiding and clawback claims in federal and state court as well as arbitration.

- Represented institutional and private equity clients in litigation involving RMBS, CDO, and life settlement and credit card securitizations in federal and state courts.
- Represented mezzanine lender in intercreditor disputes with senior lenders over major commercial real estate in New York.
- Represented institutional and individual defendants in criminal proceedings and investigations in federal and state court.
- *Blattman et al. v. C3, Inc. et al.*, No. 15-530, 16-750 (D. Del.): represented defendants against common law and securities fraud claims, securing trial victory and payment of attorneys' fees.
- *In re Global Business Travel Share Purchase Agreement Litigation*, No. 20-0338 (Del. Ch.): defended sovereign wealth fund in litigation involving MAE clause after onset of COVID-19.
- *BTG Pactual Brazil Infrastructure Fund II, L.P. et al. v. Sunedison, Inc. et al.*, No. 650676/2016: secured order attaching assets in order to protect international arbitration award.
- *Aon v. Marsh USA Inc. et al.*, No. 2021-015086-CA-01; represented multinational insurance broker in connection with raiding and breach of restrictive covenant claims.
- *International Business Machines Corp. v. Steinberg*, No. 63997/2015 (Westchester Sup.): represented plaintiff in connection with enforcement of restrictive covenant agreements and trade secret claims.
- *A.J. Richard & Sons, Inc. v. Forest City Ratner Cos., LLC*, No. 514736/2015 (N.Y. Sup.): defended developer in connection with breach of contract claims arising from Pacific Park project in downtown Brooklyn.
- *PCVST Mezzco 4 LLC et al. v. Wachovia Bank Commercial Mortgage Trust 2007-C30 et al.*, Index No. 652045/2014 (N.Y. Sup.): represented mezzanine lender in intercreditor disputes with senior lenders over Stuyvesant Town complex in New York.
- *United States v. Guzzone*, No. 20 CR 354 (S.D.N.Y.): represented defendant charged with tax evasion.
- *United States v. Schlifstein*, No. 18 CR 217 (S.D.N.Y.): represented physician charged with conspiracy to violate Anti-Kickback statute.
- *People v. Husam Ahmad et al.*, No. 00731/2018 (N.Y. Sup.): represented CFO in connection with bribery charges involving city contracts.

## Prior Associations

- Law Clerk to the Hon. Thomas J. Meskill:
  - United States Court of Appeals for the Second Circuit, 1997-1998
- Willkie Farr & Gallagher:
  - Associate, 1999-2000
- Morvillo Abramowitz Grand Iason Anello & Bohrer:
  - Associate, 2001-2003
- Office of the Federal Public Defender, District of Maryland:
  - Trial Attorney, 2003-2007

## Publications

November 4, 2021

OSHA Publishes Emergency Temporary Standard on COVID-19 Vaccination and Testing