

ROGER E. BARTON

Managing Partner



Roger E. Barton is the Managing Partner of Barton LLP. He applies his management expertise and over 25 years of experience to leading a firm that is dedicated to providing its clients with quality and results through a practical and business-minded approach.

Mr. Barton is an accomplished litigator with a national reputation for achieving outstanding results for his clients. He has been rated by *The American Lawyer*, *Corporate Counsel Magazine* and the *National Law Journal* as one of the Top Commercial Litigations in the United States. He has also been selected as a Super Lawyer in Thompson Reuters' annual survey of the top 5% of lawyers in the New York Metro Area, 2013 and 2014.

Mr. Barton has tried numerous bench and jury cases to conclusion in the U.S. District Courts, U.S. Tax Court and in state courts across the country. He has argued appeals in the Second and Third Circuits and at the state level. He is also an experienced practitioner in the various forms of ADR including mediation and arbitration.

Mr. Barton's clients range from large corporate and financial institutions to privately held businesses and senior executives. He routinely litigates cases involving failed financial transactions, breach of contract, fraud, shareholder and partner disputes, investor actions, broker-dealer and FINRA matters, employment, including non-compete and non-solicit actions, and senior executive compensation.

Mr. Barton combines his substantive expertise as a litigator with his practical business skills. He views each case as an opportunity to partner with his client in early case assessments, analyzing business goals and developing strategy and budgeting to achieve a disposition consistent with the desired business result. He is frequently asked to lead seminars across the country for in-house counsel audiences on the topic of managing litigation as a business.

In conjunction with the Firm's corporate attorneys, Mr. Barton represents domestic and foreign financial institutions, emerging growth companies, foreign startups, private equity funds, venture capital firms and privately held corporations in connection with corporate governance, mergers, acquisitions, corporate finance, restructurings, joint ventures and international alliances.

Mr. Barton has an "AV Preeminent" peer review rating in Martindale-Hubbe.

Prior to Barton, Mr. Barton was with Sidley Austin in New York.

BARTON

Contact

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Education

Fordham University, J.D., 1987

University of Michigan, A.B., with honors, 1984

Key Capabilities

Business Fraud

Prevention and Litigation

Commercial Disputes

Director and Officer Counseling and Litigation

Employment and Executive Compensation

Mergers and Acquisitions

Private Equity

Privatizations

Venture Capital

Industry Experience

Fashion and Retail

Financial Institutions

Manufacturing

Private Equity

Professional Services

Technology

Venture Capital

Practice Areas

Commercial Litigation

Corporate Transactions

International Business Transactions

Workouts

Restructurings

Bar & Court Admissions

State of New York, 1988

Professional Affiliations

American Bar Association Litigation Section

Committee on Corporate Counsel Committee
on Commercial Litigation International Section

Association of the Bar of the City of New York
British American Business, Inc.: Transatlantic
Council

LawPartnering Institute: Co-chair, Advocates
division

Awards & Civic Involvement

Martindale-Hubbell AV Peer Review Rated

Selected by *Super Lawyers* from 2013 to
present

Speeches, Panels & Presentations

“Aligning the Values and Costs of Litigation Services,” Managing Litigation as a Business, Houston, TX, February 18, 2015

“Enforcement Strategies in Intellectual Property Litigation,” Managing Litigation as a Business, Phoenix, AZ, January 22, 2015

“Alternative Dispute Resolution: What You Need to Know in 2015,” The Knowledge Group, Webinar, January 21, 2015

Controlling The Costs of Conducting Intellectual Property Litigation, Association of Corporate Counsel (ACC) New York, NY

Law Firm Management, New York State Bar Association, Webinar

Data Management as a Compliance Obligation Technology in the Boardroom, Hudson Valley Bank, New York, NY

Electronic Data Discovery, Parsons Brinkerhoff, New York, NY

Management of Litigation and Litigation Technology, Association of Corporate Counsel (ACC) Community Forum, New York, NY

Effective Management of the Professional Services Firm, British American Business, Inc., New York, NY

Financial Fraud: Litigation and Prevention, Strategic Research Institute, Washington, DC, 6th Annual Banking and Fraud Conference

Partnering Technology in Litigation, LegalTech, New York, NY

Litigation Management For Small Law Departments WESFACCA, Greenwich, Connecticut

Partnering For Profit: Cost Avoidance Through Effective Staffing and Risk Management, 5th Annual LawPartnering Forum, Ponte Vedra Beach, Florida

Partnering Technology in Litigation, 4th Annual LawPartnering Forum, Long Branch New Jersey

“Establishing Your Business in the United States: Choosing the Proper Entity and Overcoming Legal and Business Challenges” presentation delivered to: * New York City Economic Development Corporation * Northern Italian Textile Association * UK Ministry of International Trade * Australian Consulate * Polish Consulate * Hungarian Consulate * NEXCO (National Association of Export Companies)

Quotes, News & Publications

"A Perfect Fit: New Frontiers of Due Diligence in Strategic Acquisitions," Directors Monthly, a publication of the National Association of Corporate Directors, April 2006

Co-Author "Partnering in the New Legal Environment," Metropolitan Corporate Counsel, June 2005

"Directorship Issues in Insolvent Technology Companies: Alternatives to Maximize the Value of Assets for Creditors," Directorship, April 2002

"Venture Capitalists as Directors: Avoiding Increased Liability from Serving on the Board of an Insolvent Company," Securities Litigation & Regulation Reporter, March 27, 2002

"Private Rights of Action Under the Annunzio-Wylie Act: Can Banks Be Held Liable For Failing To File Suspicious Activity Reports?" Bank & Lender Liability Litigation Reporter, February 7, 2002

"Material Adverse Change Clauses in the Wake of the Sept. 11 Tragedy," Mergers & Acquisitions Litigation Reporter, February 2002

"Venture Capitalists As Directors: Challenges of Serving on the Board of an Insolvent Company," Directorship, October 2001