



THE PLAINTIFFS' HOT LIST 2011

9 YEARS IN A ROW

2003 2004 2005 2006 2007 2008 2009 2010 2011

BERNSTEIN LIEBHARD LLP

Since 1993, 27-attorney Bernstein Liebhard has recovered almost \$3 billion for clients and their classes in high-stakes, complex class actions and individual litigation. The big numbers continued last year: The value of the New York firm's settlements amounted to nearly \$119 million and included settlements on behalf of investors scammed by Bernie Madoff.

NOTEWORTHY CASES

- *In re Tremont Sec. Law, State Law and Ins. Litig.*, No. 08-CV-11117 (TPG) (S.D.N.Y.). Jeffrey Haber was sole lead counsel for investors in funds allegedly used to feed disgraced investor Bernie Madoff in his Ponzi scheme. Haber was assisted by Stephanie Beige and Jeffrey Lerner. The \$100 million-plus settlement was notable because many such cases have been dismissed. "Our team's tenaciousness in pressing claims was [the opposition's] primary reason to settle," Haber said.

- *In re Atlas Energy Inc. Shareholders Litig.*, No. C.A. 5990-VCL (Del. Ch.). The firm secured an additional \$7.45 million for Atlas Energy shareholders following Atlas' board's disputed attempt to sell the company to Chevron Corp. Bernstein's strategy was to expedite litigation and "be very aggressive from the beginning." The firm attacked Atlas' financial analyses, took depositions and filed a 50-page brief supporting a preliminary injunction. The principal litigator was U. Seth Ottensoser, with Joseph Beige and Jeffrey Lerner, and co-counsel from the Weiser Law Firm.

- *In re Mutual Funds Investment Litigation*, No. C.A. 04-MD-15861 (D. Md.). This case arose from an action alleging market timing and late trading on mutual funds and alleged that these were industrywide practices. Federated Investors Inc. settled for \$80 million, but the firm carried on, seeking injunctive relief to ensure the practices wouldn't be repeated. It secured an additional \$3.4 million from Federated and other defendants. Lead counsel was U. Seth Ottensoser, with Stephanie Beige. Sandy Liebhard oversaw the case.

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Bernstein Liebhard LLP

10 East 40th Street
New York, NY 10016
Tel: (212) 779-1414
Fax: (212) 779-3218