



TRADITION | INNOVATION | IMPACT

CONNELLFOLEY
ATTORNEYS AT LAW



Our experience in litigation at both the state and federal levels has enabled us to maintain

innovative, cutting-edge perspectives to provide clients with the best possible representation.



TRADITION

Established in 1936, Connell Foley LLP has distinguished itself by delivering the personal service of a boutique law firm combined with the deep resources of a larger firm.

Connell Foley is greater than the sum of its parts. Our core values are what really differentiate our firm which has a proven tradition of:

- Delivering dynamic legal representation in established and emerging areas of law;
- Efficiently managing services to achieve a successful outcome in a cost-effective manner;
- Cultivating positive client relationships based upon trust and responsive communications.

INNOVATION

We serve clients in a diverse array of industries, including international pharmaceutical, hedge fund, healthcare, securities and commodities trading, aircraft manufacturing and airline, global chemical, and insurance. Many of the cases we handle involve groundbreaking legal issues that receive national press coverage. Examples include a class action suit against leading health insurers regarding coverage for eating disorders, litigation involving electronic commodities trading platforms, mass disaster litigation arising out of the 9/11 terrorist attack, and lawsuits focusing on pricing practices in the chemical and foodservice industries.

In short, the issues our business clients face today, including those arising out of developing technologies and environmental concerns, are very different from those they faced as little as a decade ago. Our knowledgeable and experienced attorneys are at the ready to handle today's complex transactions and disputes.

While our attorneys are organized into distinct practice groups, each has skilled litigators that can assist clients in establishing long-term strategies, providing preventative analysis and resolving disputes when they arise.

The breadth and depth of the cases and transactions we handle are indicative of our outstanding reputations within the legal community and the various industries we serve, as well as our continued ability to deliver the highest levels of client satisfaction.

IMPACT

Based on the diversity of talent among all of the firm's attorneys and the collegial atmosphere in which we practice, we can easily assemble a multi-specialty team of practitioners to effectively meet the demands of clients facing even the most complex matters with insight and economy, thus delivering the full impact of our experience, expertise and resources.

Numerous independent organizations have recognized the talents of our lawyers. The Supreme Court of New Jersey has designated over a dozen of the lawyers in the firm as Certified Civil Trial Lawyers, and many of our attorneys have been honored by the American College of Trial Lawyers, the American Board of Trial Advocates, and the International Association of Defense Counsel.

Connell Foley is also a member of the USLAW Network which consists of more than sixty law firms in the United States and more than twenty in Europe that assist clients in procuring qualified legal representation around the world.



Whether a client requires a skilled specialist or a cross-practice group team, we can deliver the necessary expertise and resources.



ALTERNATIVE DISPUTE RESOLUTION

Alternative Dispute Resolution (ADR) is a diverse and rapidly evolving practice area. We firmly believe that ADR options such as arbitration and mediation should be available to our clients as a part of a complete menu of dispute resolution capabilities. The members of our ADR team are recognized as experts dedicated to the efficient resolution of construction, finance, insurance, environmental, land use, intellectual property, employment, and other types of commercial disputes. By using a less adversarial approach, we are often able to resolve cases early — saving time and reducing expenses.

BANKING LAW AND FINANCE

The Banking Law and Finance team is counsel to many of the nation's leading banks and insurance companies. We provide timely and cost-effective legal services to clients in connection with commercial loans, including real estate, asset-based, construction, revolving credit and term loans. Our attorneys represent clients in multiple phases of a loan transaction, including the initial closing, workout and/or restructuring of delinquent financings, foreclosure of real property and appointment of a receiver. The firm also defends banks against lender liability claims and tort actions.

BANKRUPTCY, REORGANIZATION AND CREDITORS' RIGHTS

The Bankruptcy, Reorganization and Creditors' Rights Group provides sophisticated guidance for all bankruptcy and pre-bankruptcy workouts. This team focuses on out-of-court workouts and Chapter 11, 7, and 13 bankruptcy proceedings. Our primary practice emphasis is on the representation of banks and other major secured and unsecured creditors and equity holders. We also serve as counsel to purchasers of assets from entities in reorganization or liquidation, to debtors-in-possession, and to bankruptcy trustees in Chapter 11 reorganization and Chapter 7 liquidation proceedings. Our attorneys regularly represent clients in bankruptcy litigation, including contested plans of reorganization; valuation hearings; the prosecution and defense of preference and fraudulent transfer actions; and assumption and/or rejection of executory contracts and leases.

BUSINESS LITIGATION

Connell Foley's Business Litigation team offers a wealth of experience in diverse business litigation specialties. We assist clients in establishing long-term strategies, providing preventative analysis and resolving disputes when they arise. The services we offer are wide-ranging, and include guidance in matters related to commercial disputes; antitrust; business crimes and regulatory compliance; closely-held corporations; franchising, securities, and trade secrets and proprietary information.

CONSTRUCTION LAW

Issues surrounding construction law are both complex and fast-changing. Environmental concerns, politics and local economies are just some of the issues affecting the construction industry. The firm's construction law group represents owners, developers, design professionals, suppliers, contractors, architects and engineers in all phases of legal disputes. The group's attorneys have deep experience in handling all aspects of public bidding law matters — including litigation and dispute resolution.

CORPORATE LAW AND TRANSACTIONS

Connell Foley's Corporate Law and Transactions group provides legal counsel to businesses representing virtually all aspects of commerce. Whether the client is a start-up or is firmly established, our attorneys are adept at solving a business entity's complex issues and disputes. We offer guidance on selection and entity formation (e.g. corporations, limited liability companies, partnerships); advise on acquisitions and divestitures (e.g. stocks, assets, mergers); counseling on the financial aspects of transactions including corporate finance of mezzanine, tax-exempt and SBA loans; preparation and negotiation of commercial agreements (e.g. joint development agreements); and tax counseling.

CRISIS MANAGEMENT AND CATASTROPHIC LOSS

The firm offers a uniquely qualified group of professionals experienced in responding to the myriad consequences of large fires, explosions, structural collapses and other catastrophic events. Our attorneys have represented businesses, educational institutions and other entities in connection with fires, pipeline ruptures, explosions and other losses. These representations have ranged from events affecting a small number of persons to incidents involving thousands of claims and hundreds of lawsuits for personal injury, property damage and other relief. Our attorneys also handle other aspects of catastrophic losses, including insurance coverage questions, criminal investigations, administrative and regulatory proceedings, OSHA investigations, environmental law issues and media relations.

DIRECTORS AND OFFICERS LITIGATION

We provide a broad array of services in the field of directors and officers (D&O) liability defense as well as in related areas of D&O insurance coverage. The firm has broad experience defending director and officer clients in class action securities fraud suits and shareholder derivative actions, as well as in suits alleging claims for breach of fiduciary duty, self-dealing, usurpation of corporate opportunities, unlawful distribution of corporate assets, discrimination and other alleged wrongdoing. Our D&O insurance specialists advise insurance company clients with respect to a wide range of D&O matters – including policy interpretation, coverage analysis, monitoring of underlying litigation and the litigation or arbitration of disputed claims. We also represent insurers on claims made against D&O policies of publicly traded companies, private companies, non-profit entities and limited and general partnerships.

ENVIRONMENTAL LAW

Connell Foley attorneys provide legal counseling and representation in all facets of environmental law to multinational companies, large New Jersey corporations, smaller businesses, and individuals. We regularly counsel our clients on environmental laws and regulations and their effects on individuals, companies and public and private communities. This practice spans many areas, including permitting of activities in wetlands, coastal and waterfront areas, and flood plains; regulation of solid waste, hazardous waste and hazardous substance generation, transportation, disposal and remediation activities; permitting of air emissions and effluent discharges; and identification, evaluation and allocation of environmental costs, rights and obligations arising from properties such as infill development, historic structures, Greenfields, Greyfields, and Brownfields.

HEALTH CARE AND MEDICAL PRACTICE

The health care industry is subject to increasingly complex market changes, regulatory constraints, and governmental scrutiny. Our Health Care and Medical Practice Group is able to help navigate health care providers through this maze to address challenges and meet opportunities. This multi-disciplined group combines the comprehensive expertise of its professionals to represent individual medical practitioners, partnerships, professional corporations, and other affiliations of professionals, as well as medical staff and health care joint ventures.

INSURANCE LAW

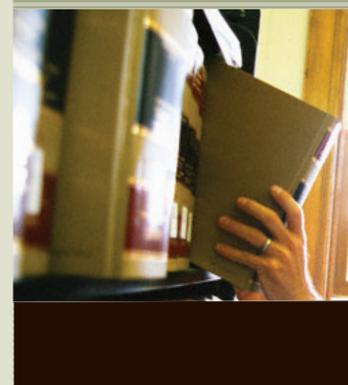
Connell Foley is recognized as one of New Jersey's premier insurance litigation firms. The firm has extensive experience representing insurance carriers and their insureds in a wide range of litigated matters. Professional services offered to insurance clients encompass a broad spectrum of cases, including automobile negligence, product liability, construction liability, premises liability, general liability, professional malpractice, railroad liability, subrogation prosecution and defense, environmental litigation, and contractual liability. The firm has developed a sophisticated coverage practice, providing opinions on coverage issues under all types of insurance policies. The firm represents insurers in the defense and prosecution of declaratory judgment and contract actions involving coverage and related issues.

INTELLECTUAL PROPERTY

The Intellectual Property practice group is actively engaged in procuring and protecting intellectual property rights for clients in a wide variety of industries. Our attorneys have served as litigation counsel in patent cases involving major pharmaceutical products as well as in cases involving high-technology products and services. We also represent clients in trademark and copyright litigation, having prosecuted and defended infringement actions pertaining to software, toys, and other products and services. Our attorneys represent clients in the procurement of intellectual property rights before the United States Patent and Trademark Office and the United States Copyright Office and are frequently called upon to negotiate the assignment and licensing of such rights.

INTERNET AND INFORMATION TECHNOLOGY

At Connell Foley, we truly understand the power of the Internet to affect people's lives and businesses. We represent both vendors and users of computer and other technology systems in transactions as well as in litigation and dispute resolution. Our attorneys have extensive experience negotiating and drafting vendor agreements, software licensing agreements, technology transfer transactions, and partnership agreements in the context of technology exchanges. The firm keeps abreast of federal and state legislation pertaining to the Internet. In addition, we handle domain name disputes and claims against cybersquatters, web site pirates, and other infringers.



LABOR AND EMPLOYMENT LAW

Labor and employment issues are at the heart of any business. Whether the client is an international organization with thousands of employees, or a smaller business trying to compete, it will have labor and employment matters that need expert attention. Our labor and employment attorneys represent clients facing claims of wrongful discharge, breach of employment contracts, alleged discrimination, retaliation, and violation of federal and state anti-discrimination and whistle-blower statutes. Our team is comprised of accomplished trial lawyers who take difficult cases to jury verdicts with successful outcomes. We represent employers in matters relating to National Labor Relations Board proceedings, union organizing campaigns, collective bargaining, labor arbitrations, enjoining strike misconduct and unlawful picketing. Our attorneys also represent employers sued by individuals, labor organizations, and government agencies for terminating or altering employee benefits, withdrawing from or terminating multi-employer plans, and other alleged denials of benefits.

MASS TORT AND TOXIC TORT LITIGATION

Attorneys in this practice group specialize in the legal, medical and scientific defense of complex toxic and mass tort litigation nationwide. This team has the capacity to serve as national counsel, depending upon the needs of individual clients. **Toxic Tort:** The firm offers extensive trial experience in toxic tort cases involving asbestos, silica, benzene, vinyl chloride, talc, and chemical exposures. Our team has obtained defense verdicts on behalf of manufacturers, distributors and premises owners. **Mass Tort:** We specialize in personal injury and property damage mass claims. What's more, our attorneys have successfully defended claims relating to exposures to chemicals, over the counter medications, large fires, explosions, and other catastrophes as well as exposures to hazardous substances. **Class Actions:** Our attorneys have successfully defended and defeated class actions asserted against chemical manufacturers, drug manufacturers and insurance providers.

PRODUCT LIABILITY AND TORT LAW

For decades, Connell Foley has been at the forefront of product liability and tort action litigation. We provide counsel in all areas of potential liability, including the design, manufacture and distribution of consumer, commercial and industrial products. Our attorneys are recognized authorities in this area and have earned their reputation for excellence by applying a unique mix of experience and innovation in their representation of clients in significant cases and class action suits in state and federal courts. The scope of our experience is best reflected in the range of products which we have defended – including industrial machinery; construction equipment and materials; silicone breast implants; ephedra; food and food services; consumer products; medical devices; motor vehicles (design and production defects); pharmaceutical packaging; and recreational and safety equipment.

PROFESSIONAL LIABILITY

Connell Foley has a preeminent reputation in the field of professional liability litigation and arbitration. This practice group consists largely of attorneys who have been designated as Certified Civil Trial Attorneys by the Supreme Court of New Jersey. We have represented professionals in state and federal court as well as in administrative proceedings, arbitrations and before appellate courts. Our team has extensive experience in the litigation and trial of architectural, engineering, legal, medical, dental, accounting, real estate broker and insurance agent malpractice actions. In addition, our attorneys have substantial expertise in the evaluation of insurance coverage issues and the litigation of declaratory judgment and contract actions in the context of professional malpractice matters.

PUBLIC FINANCE

The firm has a distinguished and comprehensive Public Finance group experienced in serving as bond counsel, underwriter's counsel, borrower's counsel and trustee's counsel in connection with publicly offered, long-term tax-exempt bonds and other similar financings. We are listed in The Bond Buyer's Directory of Municipal Bond Dealers.

REAL ESTATE LAW AND LAND USE

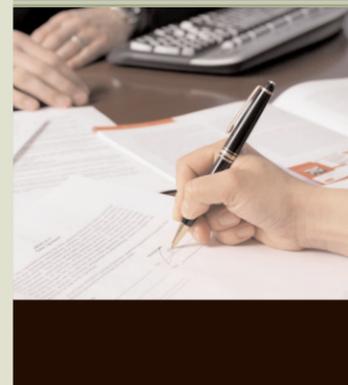
Our team offers substantial expertise in real estate law and land use, including development, financing and leasing. We have represented developers in connection with subdivision, site plan and related permits and approvals for projects of nearly every size and character, from regional shopping malls and industrial projects to rail stations and residential developments. The firm's attorneys are experienced in issues related to zoning; federal, state and local permitting; and regulatory requirements relating to sewer, water, wetlands, stream encroachment, coastal and waterfront development, and hazardous substances. We also offer counsel in regard to governmental "takings" of real property in the context of inverse condemnation. Our Jersey City office has been counsel to many of the leading developers in the Hudson County, New Jersey area. We are well-qualified and specialize in complex urban redevelopment projects, including related tax abatement agreements.

TAXATION AND ESTATE PLANNING

The estate planning team provides solutions in the design, drafting and implementation of complex wills, trusts, family partnerships, limited liability companies and all significant personal planning techniques. We offer tax counseling in selecting, forming and operating charitable entities, business transactional structuring, and tax structuring for compensation issues. Toward the goal of asset preservation and protection, we advise professionals and others concerned about personal liability and assist in the implementation of asset protection techniques. Our attorneys have had continued success in representing clients in civil tax matters before the Internal Revenue Service and various states' taxing authorities. We maintain a significant practice in the administration of estates and trusts, have successfully represented clients in substantial will contests, and continue to advise clients on controversies in this complex area of the law.

TRANSPORTATION LAW

Connell Foley has a wealth of experience counseling clients in the trucking and aviation industries. Our expertise covers all aspects of personal injury and property damage litigation, as well as non-litigated matters. Firm members are well-versed in organizing and supervising serious injury investigations and handling serious injury and wrongful death cases to completion. We maintain a network of professionals, including accident reconstructionists and others, to assist as required. Our attorneys have extensive trial experience. We improve our knowledge of the transportation industries not only through trial practice but also participation in a number of professional associations, including the Transportation Lawyers Association, the American Trucking Associations, the Defense Research Institute and the USLAW Network, Inc.



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