

HOLWELL SHUSTER & GOLDBERG LLP



BLAIR E. KAMINSKY *PARTNER*

646.837.5139 | bkaminsky@hsgllp.com

A member of Holwell Shuster & Goldberg's management committee, Blair Kaminsky represents both individuals and corporations in complex commercial litigation and investigatory matters frequently touching on large-scale transactions and the financial services industry. Blair is widely respected for her leadership and advocacy in litigation with wide-ranging social and economic impacts, including high-stakes RMBS putback litigation that first arose in the Great Recession and ongoing insurance coverage disputes related to the opioid crisis.

Crain's New York Business has recognized her as a Notable Litigator & Trial Attorney and a Notable Woman in Law, and her clients have described her to Benchmark Litigation as a "fantastic litigator who provides thoughtful, spot-on advice," and "manages enormous cases with creativity and enthusiasm." Chambers USA has recognized her for general commercial litigation in New York since 2022, with clients and peers stating she "does a remarkable job in court," is "absolutely top-notch, smart as a whip and knows exactly what her clients need to resolve cases quickly and effectively."

Among other notable work, Blair represents Chubb on various high-profile coverage matters across the country, including in opioid coverage litigation, litigation concerning Mattel's recalled Rock 'n Play sleeper, and in a dispute with Meta concerning social-media addiction lawsuits. In another wave of commercial litigation with potential exposure in the billions, Blair represents Visa in multi-district class action antitrust litigation filed on behalf of merchants, as well as in opt-out cases brought by the world's largest retailers, relating to network rules at the heart of the Visa system. Blair also advises on shareholder class actions, white-collar defense matters, bankruptcy litigation, and employment disputes. She also scored a win in a putative class action under the Video Privacy Protection Act for a Fortune 500 technology company.

In these and other similarly complex cases, Blair works tirelessly to develop relationships with co-counsel and opposing counsel, and looks across cases to leverage synergies and ensure consistency across portfolios of multiple cases in various fora. As peers and clients shared with Chambers, Blair has the "ability to find consensus, manage the intricacies of multiple litigations and navigate the thorny relationships involved," and to "channel her photographic recall of the facts, law and procedural history of a case and use it to direct the overall litigation strategy and goals."

An active participant in HSG's *pro bono* practice, Blair spearheaded the development of the firm's partnership with Her Justice, an organization providing legal services to women living in poverty in New York City. Blair's own *pro bono* matters include her representation of a college freshman survivor of sexual assault with respect to her civil rights and potential remedies under university policies and Title IX.

In addition to her litigation work and service on HSG's management committee, Blair plays a leadership role in HSG's marketing and recruiting efforts and was instrumental in the development of the firm's formal mentoring program.

Blair speaks frequently on topics ranging from ethical obligations in e-discovery to the future of litigation in an evolving legal landscape. Blair has received many honors for her work, including being selected as one of only 10 honorees for the New York Business Journal's Women of Influence award.

Prior to joining HSG, Blair was a litigation associate at Wachtell, Lipton, Rosen & Katz, where she represented JPMorgan in the Lehman Brothers bankruptcy litigation and NYSE Euronext in litigation over a contemplated \$10 billion merger that would have created the world's largest stock market. After graduating *magna cum laude* from Harvard Law School, where she was supervising editor of the Harvard Law Review, she clerked for the Hon. Judith Rogers of the U.S. Court of Appeals for the D.C. Circuit.

NOTABLE CASES

- Chubb in coverage litigation in Superior Court in Delaware concerning Mattel's recalled Rock 'n Play sleeper.
- Chubb in a multi-forum coverage dispute with Meta concerning social-media addiction lawsuits.
- A Fortune 500 technology company in obtaining the complete dismissal of a putative class action under the Video Privacy Protection Act (VPPA).
- Visa in multi-district class action antitrust litigation filed on behalf of merchants, as well as in opt-out cases brought by the world's largest retailers, relating to network rules at the heart of the Visa system.
- Chubb in nationwide litigation with manufacturers and distributors of opioids, and national pharmacy chains that sold opioids, over insurance coverage for over 3,000 lawsuits brought by governmental entities across the country. HSG is national trial counsel to Chubb in opioid coverage litigation. In federal litigation in Florida (on the heels of wins against Rite Aid, McKesson, and others), Blair successfully opposed Publix's motion for partial summary judgment, securing a final judgment for the insurers on all issues. Among other victories, Blair also argued a successful motion to dismiss against Kroger in North Carolina, securing an Ohio favorable forum, and successfully represented Chubb in a coverage action against CVS in trial court proceedings and on appeal before the Delaware Supreme Court.
- HSBC, U.S. Bank, and The Bank of New York Mellon as trustee (or securities administrator) in various RMBS putback matters, each involving hundreds of millions of dollars. In connection with those representations, Blair helps lead the firm's efforts as Liaison Counsel in coordinating dozens of RMBS cases pending in New York state court before the Honorable Marcy S. Friedman. As a key member of the Steering Committee for these cases, Blair has liaised with plaintiffs' and defendants' counsel across the putback, monoline, and investor RMBS cases pending before Justice Friedman to establish master orders concerning discovery, dispositive motions, and appointment of a Special Discovery Master, and to raise issues with the Court and Special Discovery Master via common issues briefing.
- Multiple hedge funds in various confidential internal matters.
- NYSE Euronext in litigation over its contemplated \$10 billion merger with Deutsche Boerse.
- A secured creditor of LBHI in litigation arising from its bankruptcy.
- A major financial institution in connection with international litigation concerning a collapsed hedge fund.

WRITINGS

- Note, "The Principles for User Generated Content Services: A Middle-Ground Approach to Cyber-Governance," 121 *Harvard Law Review* 1387 (2008)
- Comment, *Nat'l Ass'n of Home Builders v. Defenders of Wildlife*, 121 *Harvard Law Review* 405 (2007)
- Recent Case, *Mac Wade v. Kelly*, 460 F. 3d 260 (2nd Cir. 2006), 120 *Harvard Law Review* 635 (2006)

CLERKSHIPS

- Hon. Judith W. Rogers, U.S. Court of Appeals for the D.C. Circuit, 2008 – 2009

EDUCATION

- Harvard Law School (J.D., *magna cum laude*, 2008; Supervising Editor, *Harvard Law Review*)
- University of Pennsylvania (B.A., *summa cum laude*, 2005)

BAR AND COURT ADMISSIONS

- New York
- New Jersey
- U.S. Court of Appeals, Second Circuit
- U.S. Court of Appeals, Ninth Circuit
- U.S. Court of Appeals, Eleventh Circuit
- U.S. District Court, Eastern District of New York
- U.S. District Court, Southern District of New York