

HOLWELL SHUSTER & GOLDBERG LLP



BRIAN T. GOLDMAN ASSOCIATE

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Brian Goldman brings a deep understanding of the financial markets as well as appellate litigation to his wide-ranging commercial litigation practice. Before joining Holwell Shuster & Goldberg, he clerked for two federal judges at the appellate level: Judge Richard J. Sullivan of the U.S. Court of Appeals for the Second Circuit and Judge Diarmuid F. O'Scannlain of the U.S. Court of Appeals for the Ninth

Circuit. Before entering Columbia Law School, where he was awarded the Ruth Bader Ginsburg Prize (given to the top several students in each graduating class), he gained extensive practical experience in the markets as an analyst at Barclays.

Brian has litigated a broad range of commercial cases in state and federal court at all stages, including trial, and has represented parties in arbitration in the LCIA, ICC, and AAA. He has drafted and filed briefs in state and federal appellate courts around the country, including the U.S. Supreme Court.

Brian also maintains an active *pro bono* practice, and was recently appointed by the Ninth Circuit to brief and argue an appeal concerning the legality of a removal order. He also served as counsel of record in an appeal in the Seventh Circuit and succeeded in securing a remand for his client.

NOTABLE CASES

- Aerospace start-up Zunum Aero Inc., winning a jury verdict finding Boeing liable for \$81.3 million for misappropriating substantial trade secrets related to the development of electric and hybrid-electric aircrafts. Post-verdict proceedings are ongoing.
- Melody Capital Partners, an investment fund, as plaintiff in various litigations and out-of-court foreclosures under the Uniform Commercial Code resulting from defaults under loan agreements secured by equity interests, real estate, and fine art, among other collateral.
- Valassis, a MacAndrews & Forbes company, as plaintiff in litigation against News Corp and its subsidiaries alleging federal and state antitrust violations, unfair competition, and tortious interference. The district court denied defendants' motion for summary judgment in 2019, sending the case to a jury for trial.
- Online media company in putative class action alleging violation of the Video Privacy Protection Act (VPPA).
- Minority partners and management of an auto-loan servicing business in Puerto Rico, in a contentious partnership dispute with the majority partner, a prominent New York hedge fund.

WRITINGS

- “The Classical Avoidance Canon as a Principle of Construction,” 43 J. LEGIS. 170 (2017)
- “Federal Regulation, Judicial Stays, and the Right to Appeal,” FEDSOC BLOG (Jan. 3, 2017)

CLERKSHIPS

- Hon. Richard J. Sullivan, U.S. District Court for the Southern District of New York and U.S. Court of Appeals for the Second Circuit, 2018 – 2019
- Hon. Diarmuid F. O’Scainnlain, U.S. Court of Appeals for the Ninth Circuit, 2017 – 2018

EDUCATION

- Columbia Law School (J.D., 2017; Ruth Bader Ginsburg Prize; Harlan Fiske Stone Moot Court Competition (semifinalist))
- University of Pennsylvania (B.A., *summa cum laude*, Phi Beta Kappa, 2012)

BAR AND COURT ADMISSIONS

- New York
- U.S. Court of Appeals, Second Circuit
- U.S. Court of Appeals, Third Circuit
- U.S. Court of Appeals, Fifth Circuit
- U.S. Court of Appeals, Sixth Circuit
- U.S. Court of Appeals, Seventh Circuit
- U.S. Court of Appeals, Ninth Circuit
- U.S. Court of Appeals, Eleventh Circuit
- U.S. District Court, Southern District of New York
- U.S. Supreme Court