

HOLWELL SHUSTER & GOLDBERG LLP



DANIEL M. HOROWITZ *PARTNER*

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Daniel Horowitz maintains a wide-ranging complex commercial litigation practice with particular emphasis on large-scale business disputes, antitrust, and constitutional actions. His numerous matters include representing a Fortune 500 company in antitrust actions brought by some of the nation's largest retailers and representing an insurer in coverage disputes against distributors of opioids.

Beyond his high-stakes commercial litigation practice, Daniel also represents clients in significant constitutional challenges. He has defended the Public Campaign Financing and Election Commission of the State of New York against a challenge to its authority to issue recommendations to establish a public campaign financing program in New York State, and the Governor of the State of New York in a challenge to a statute related to salaries for legislators and executive-branch employees.

Daniel is also a leader in the firm's *pro bono* efforts, and his contributions have helped to secure HSG's recognition from Law360 as the number one boutique in the nation for pro bono work, and Benchmark Litigation's Pro Bono Firm of the Year. His recent representations include incarcerated individuals seeking to vindicate their constitutional rights, and clients in divorce actions through Her Justice. He also represented a Cuban asylum seeker who the United States deported to Cuba, yet Daniel successfully prevailed at the U.S. Court of Appeals for the Fifth Circuit and the Board of Immigration Appeals to have the deportation order vacated. Daniel thereafter helped facilitate his client's return to the United States.

Before joining Holwell Shuster & Goldberg, he served as a judicial law clerk to the Hon. Priscilla R. Owen of the U.S. Court of Appeals for the Fifth Circuit, and the Hon. Frederic Block of the U.S. District Court for the Eastern District of New York. A film and television production major at New York University, before law school, Daniel worked in the independent film industry in New York.

He was named to the 2024 Benchmark Litigation's 40 & Under List (2024) and the Lawdragon 500 X – The Next Generation list.

NOTABLE CASES

- London Luxury in a contract dispute against Walmart, with the HSG team securing a \$101M verdict in favor of London Luxury.
- Leading role in the firm's representation of Chubb on claims brought by major manufacturers, the nation's largest drug distributors, and its largest pharmacy chains seeking insurance coverage for lawsuits seeking to abate the national opioid epidemic.
- Chubb in coverage litigation concerning Mattel and its subsidiary Fisher Price's Rock 'n Play sleeper.
- Visa Inc. and its subsidiaries in various matters, including their defense against class and individual antitrust actions brought by virtually every merchant in the United States and alleging hundreds of billions of dollars in damages.

- The Public Campaign Financing and Election Commission of the State of New York and its Commissioners in a challenge to recommendations the Commission issued to establish a public campaign financing program for elections in New York State.
- A FinTech firm on antitrust issues connected to the formation of a joint venture of some of the world's largest asset managers.
- *Pro bono* representations of multiple inmates in § 1983 actions involving unconstitutional conditions of confinement.
- *Pro bono* representation of an asylum seeker in a successful appeal to the United States Court of Appeals for the Fifth Circuit and the Board of Immigration Appeals.

WRITINGS

- *The Death and Resurrection of the Required-Records Doctrine*, 86. Miss. L.J. 513 (2017) (co-authored with Stephen K. Wirth)

CLERKSHIPS

- Hon. Frederic Block, U.S. District Court for the Eastern District of New York, 2015 – 2016
- Hon. Priscilla R. Owen, U.S. Court of Appeals for the Fifth Circuit, 2014 – 2015

EDUCATION

- Cornell Law School (J.D., *summa cum laude*, 2014; Order of the Coif; Charles Evans Hughes Scholar; Articles Editor, *Cornell Law Review*; Champion, 2012 Cuccia Cup Moot Court Tournament; Executive Bench Editor, Cornell Moot Court Board)
- New York University (B.F.A., 2009, with honors)

BAR AND COURT ADMISSIONS

- New York
- U.S. Court of Appeals, Second Circuit
- U.S. Court of Appeals, Fifth Circuit
- U.S. District Court, Eastern District of New York
- U.S. District Court, Southern District of New York
- U.S. District Court, Western District of Texas