# Executive Crisis Management and Employment Disputes

Selendy Gay's partners have extensive experience representing companies, boards, and executives in employment-related and governance disputes that jeopardize reputations, compensation, and business models.

We have successfully litigated and swiftly resolved civil, regulatory, and criminal matters as well as internal investigations in matters involving forfeiture of restricted stock units and other executive compensation, allegations of fraud, fraudulent transfer, self-dealing, breaches of fiduciary duty, and misappropriation of trade secrets and other confidential information. We help clients anticipate and prepare for multi-dimensional risks that threaten their personal and corporate brands and finances, and we provide practical and timely advice to navigate these risks and turn them into opportunities.

We also have deep expertise in independent investigations involving particularly sensitive matters that could be subject to significant press coverage, including sexual misconduct and corporate culture. And because female partners make up 50% of our equity ownership, we bring an invaluable perspective and significant credibility to the clients we represent.

## Our representative engagements include:

- **Investors in Citizens Parking** and **Jon Hedley**, a former board member of Citizens Parking, against claims by Citizens' former CEO alleging fraud, breach of fiduciary duty, and unjust enrichment.
- The boards of a **prominent New York City synagogue and Jewish school** in the investigation of Ezra Merkin and the Gabriel Capital Corporation feeder fund, resulting in a revamp of the school board's corporate governance. Merkin was head of the school's investment committee and failed to disclose Gabriel as a feeder fund to Bernard Madoff.
- A **New York City-based real estate, design, and construction solutions provider**, supplying analysis in anticipation of potential litigation against the company's former owner.
- A **worldwide management consulting firm**, in defending a civil RICO suit filed in the Southern District of New York alleging bankruptcy fraud predicates.
- **Experienced investors** in an arbitration pursuing breach of contract claims to reform corporate governance practices of a privately held quick service restaurant company.
- A **private equity firm and one of its founding partners** in multiple claims of discrimination and harassment. All claims were settled pre-suit.
- A **restaurant server** against Central Park Boathouse in claims of discrimination and harassment. All claims were settled pre-trial.

- A **non-profit organization** in multiple claims of age, gender, and race discrimination by unsuccessful applicants and fellows.
- An **investment bank's private equity division** and its **portfolio company** against a class of applicants and employees claiming race discrimination.
- Multiple **AM Law 100 firms** in employee discrimination cases.
- An **aircraft management and operations company** in an investigation of multiple claims of gender discrimination and sexual harassment.
- A **private equity firm and its portfolio company** against a former CEO in an employment action.
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A **New York-based educational non-profit** in a dispute claiming wrongful termination, discrimination, and defamation. Obtained complete victory for employer on summary judgment.

- The **head of a major investment bank's retail group** who joined a competitor along with others in his group.
- The **founder of a hedge fund** protecting its employees when a co-founder split off from the firm.
- The head of a major **investment bank's FIG group** who joined a competitor with others in his group.
- Top executives at **a reinsurance company** who left to join a competitor.
- A worldwide **insurance company** protecting its employees from poaching during a corporate "divorce".
- A **worldwide consulting group** in hiring executives from competitors.
- The **CEO of a prominent company** in an employment dispute. Obtained a seven-figure settlement without having to initiate litigation.
- A **CEO** in a special committee investigation of gender related claims.
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