

Litigation

The attorneys in Groom's Litigation Group, many of whom tried the first Employee Retirement Income Security Act (ERISA) cases earlier in their careers at the Department of Labor (DOL) and Pension Benefit Guaranty Corporation (PBGC), handle benefits-related controversies ranging from routine claims disputes and federal agency investigations to complex class action and multi-district litigation.

Combining across-the-board expertise in employee benefits law with a recognition that some disputes can and must be won in the legislative and executive branches as well as the courts, we take on cases across the country for plan sponsors, financial institutions, managed care organizations, service providers, trade associations, and other clients who are seeking practical, tough-minded representation in employee benefits disputes.

Coverage

- Controversies stemming from the preemption, prudence, and prohibited transaction provisions of ERISA.
- ESOP and 401(k) plan employer stock cases.
- 401(k) fee cases.
- Disability and retirement benefit claims disputes.
- Federal agency investigations.
- Disputes related to rabbi trusts, "top hat" plans, and other executive compensation arrangements.
- Disputes involving actuaries, benefits consultants, third-party administrators, recordkeepers, and other plan service providers.
- *Amicus curiae* briefs on benefits issues of general importance to plan sponsors, service providers, and trade associations.

OUR LITIGATION GROUP HAS EXTENSIVE EXPERIENCE WITH THE FOLLOWING TYPES OF MATTERS:

Actuarial and Consultant Litigation

Appellate Litigation

Benefit Claims Litigation

Department of Labor Audits and Investigations

Litigation Continued

Employee Retirement Income Security Act (ERISA) Preemption
Employee Stock Ownership Plans (ESOP) Litigation
Employer Stock Litigation
Executive Compensation Litigation
Fee Litigation
Governmental Plan Litigation
Internal Revenue Service Audits, Closing Agreements and Litigation
Plan Funding and Restructuring Litigation
Pre-Litigation Risk Assessment
Representation Before Government Agencies
Representation of Retirement Plan Sponsors and Plan Fiduciaries in Litigation
Retiree Health and Welfare Plan Modification and Litigation
Welfare Plan Sponsors, Insurers and Other Service Providers Litigation