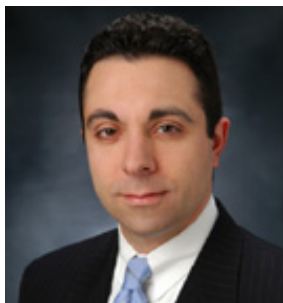


Joseph A. Patella



**Partner**

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Joe's practice focuses on complex commercial litigation matters at both the trial and appellate levels in federal and state courts and in arbitration proceedings throughout the country. He has successfully represented clients in a broad range of commercial disputes, including contract and fiduciary duty claims, deceptive trade practices, shareholder derivative suits, employment/non-compete issues, accountant's liability, computer software implementation, equipment leasing and insurance coverage disputes. Joe has also represented corporations in complex high-exposure class actions in various jurisdictions throughout the country, including recent class action suits filed in Florida, Utah and New York. Joe also represents auction houses, museums and art collectors in fine art and cultural property litigation.

**REPRESENTATIVE EXPERIENCE**

- Representation of accounting firm in purported Florida class action where class alleged that firm aided and abetted massive fraud concerning investments in viatical life settlements with losses totaling in excesses of \$700 million
- Representation of Cayman Island entity in shareholder derivative dispute venued in Delaware Chancery Court to decide majority control of wholesale distributor of frozen foods
- Representation of entertainment business managers in California insurance dispute with popular musical recording artist
- Representation of telecommunications company in purported New York class action alleging Federal Communications Act violations
- Representation of Forbes 11 client to recover misappropriated artwork
- Representation of equipment leasing business in purported Utah class action alleging unfair trade practices
- Representation of accounting firm in Florida malpractice action concerning services provided to hedge fund that sustained damages in excess of \$100 million
- Representation of insurer in New York antitrust litigation involving sale of retirement annuities

**PUBLICATIONS**

- "Missing the IDEA: New York's Segregated Special Education System" 4 *J.L. & POLY* 239 (1995)

**INDUSTRIES**

Art and Cultural  
Property  
Insurance

**PRACTICES**

Appellate  
Arbitration/Mediation  
Class Action Litigation  
Commercial Litigation  
Labor and Employment  
Litigation

**EDUCATION**

JD, 1996, Brooklyn Law School, President, Moot Court Honors Society  
BA, 1993, *cum laude*, Fordham University

**ADMISSIONS**

New York 1997  
New Jersey 1997  
US District Court for the Eastern District of New York  
US District Court for the Southern District of New York  
US District Court for the District of New Jersey  
US Court of Appeals for the Second Circuit  
US Court of Appeals for the Sixth Circuit  
US Court of Appeals for the Tenth Circuit  
US Supreme Court

Joseph A. Patella

#### **BRIEFINGS, SEMINARS & SPEECHES**

- "Minimizing Risk and Avoiding Becoming the 'Hunted' - An Overview of California's Rosenthal Act" (June 19, 2009)
- "Drafting Agreements with a Litigator's Eye: A Practical Guide" (October 15, 2003)
- "Internet Jurisdiction: An International Primer" (February 26, 2001)

#### **AFFILIATIONS**

- State Bar of New York
- New York State Bar Association
- State Bar of New Jersey
- New Jersey State Bar Association

#### **PRESS RELEASES**

- Andrews Kurth Elects Four New Partners for 2010 (December 4, 2009)