

Class Action Litigation: Strategies for Defending or Settling Class Claims

DATE – 9:00am PT/12:00pm ET

One (1) RMAI Education Credit toward Certification/Recertification

Consumer lawsuits are often filed as class actions, but not all class claims are the same. Sometimes the goal is to dismiss the class claims so that the matter can be litigated, arbitrated, or settled on an individual basis. In other cases, the best option is to negotiate a class-wide settlement. In this webinar, Tom Dominczyk and Brent Yarborough will discuss strategies for defeating class claims and for reducing damages and costs when settling class actions. Tom and Brent will also explain concepts such as fail-safe classes, one-way intervention, ascertainability, first-to-file, and *American Pipe* tolling. Topics to be covered include:

- Evaluating Class Claims
- The Early Attack: Tools for obtaining dismissal of class claims
- Class Discovery
- Defeating Class Certification
- Reducing Damages and Costs in Settlement

Pricing:

Member: *Free

(*One free webinar per company per month, all other registration will be billed at the member rate of \$64)

Non – Member: \$94

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Course Presenters:



Tom Dominczyk focuses his practice on various aspects of financial services law, with an emphasis on consumer financial services litigation. He is based in the firm's New Jersey office and supports the firm's litigation matters in its New York and Pennsylvania offices. He has successfully represented financial institutions and law firms throughout the country for claims filed under the Fair Debt Collection Practices Act, Fair Credit Reporting Act and various state consumer protection statutes. In addition to his litigation practice, Tom represents national, regional and local creditors in a variety of bankruptcy matters ranging from the defense of adversary actions to complex non-dischargeability litigation and preference defenses. Tom served as a Judicial Clerk to the Honorable Graham T. Ross, P.J.F.P., Superior Court of New Jersey, Somerset County.



Brent Yarborough is a principal with Maurice Wutscher LLP, a national financial services law firm, and is based in the firm's Birmingham office. He primarily focuses his practice on regulatory compliance and the defense of consumer law claims. Brent has experience representing financial institutions, debt buyers, collection agencies, and law firms. He has defended numerous class actions and individual claims involving the Fair Debt Collection Practices Act, the Fair Credit Reporting Act, the Telephone Consumer Protection Act, the Truth in Lending Act, and various state law claims asserted against lenders and their assignees. Brent has also provided compliance advice on matters related to the FDCPA, FCRA, UDAAP, and state

debt collection and privacy laws. Brent is a frequent speaker on topics related to consumer financial services regulation and litigation.