

## Michael P. Hatley

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### About

Michael is a litigation attorney and member of the firm's Litigation & Trial Practice. He represents corporate and individual clients on a wide range of complex commercial litigation, securities, and insurance recovery matters.

Michael also represents videogame and interactive media companies in commercial litigation and pre-litigation disputes. As a lifelong gamer, Michael closely follows the videogame industry and brings this passion to bear in advising clients on key intellectual property matters and complex technology agreements.

Prior to joining McNaul, Michael litigated high-stakes commercial and insurance recovery disputes at Pierce Bainbridge Beck Price & Hecht LLP and Gilbert LLP. Michael also advised clients pursuing trade and investment opportunities in Cuba for Gilbert LLP's subsidiary, Reneo Consulting LLC, where he facilitated the first commercial import of Cuban goods to the U.S. in over fifty years.

Michael received his J.D. from The George Washington University and is admitted to practice law in New York and Washington State. Before law school, Michael received an M.A. from The Johns Hopkins University School of Advanced International Studies (SAIS), where he focused on international law, economics, and negotiation. Michael received his B.A., summa cum laude, from Saint Louis University and obtained a Fulbright Scholarship to research comparative politics in Freiburg, Germany.

### Representative Cases & Matters

#### Commercial and Business Litigation

- Won a judgment of over \$2 million, a significant fee award, and a full defense verdict following a federal jury trial on behalf of the founder and former CEO of a marine transportation operator in a dispute with his former company.

#### Practice Areas

Litigation & Trial Practice

#### Education

The George Washington University Law School (JD, 2013)

Johns Hopkins School of Advanced International Studies (SAIS) (MA, 2009)

The University of Freiburg (Fulbright Scholar, 2006)

Saint Louis University, with honors, summa cum laude (BA, 2005)

#### Bar Admissions

Washington State, 2021

New York, 2014

#### Court Admissions

US District Court for the Western District of Washington, 2021

US District Court for the Southern District of New York, 2019

US District Court for the District of Columbia, 2018

- Prevailed on summary judgment and obtained a fee award on behalf of investors pursuing Washington State Securities Act claims against sellers of securities in cryptocurrency startup.
- Secured a favorable settlement on behalf of founders/employees of a SaaS business-analytics company seeking payment of post-acquisition earnout bonuses from a multinational enterprise software company.
- Obtained a favorable settlement on behalf of a SaaS company founder pursuing breach of fiduciary duty and Washington State Securities Act claims against a co-founder.
- Secured a favorable settlement on behalf of an investment bank seeking a wide range of rights and repayments from a group of affiliated cannabis startup entities pursuant to promissory notes, warrant agreements, investor rights agreements, and other agreements.
- Litigated on behalf of a startup M&A banker seeking recovery of its fee in connection with a nine-figure acquisition involving a major tech and media company.
- Obtained a favorable settlement on behalf of individual corporate officers in a breach of contract dispute with their former partner.
- Secured a favorable settlement on behalf of an individual in an employment dispute with a major tech company.

### **Policyholder Insurance Recovery**

- Litigated in multiple state courts on behalf of a multinational auto parts manufacturer to obtain insurance coverage for thousands of asbestos-related claims.
- Secured a favorable settlement in favor of a class of policyholders against a major life insurance company accused of violating its policies.
- Obtained a favorable settlement on behalf of a healthcare services company related to insurance coverage under an errors and omissions insurance policy.
- Secured an arbitration ruling in favor of a major egg manufacturer to obtain product contamination insurance for an adverse publicity event.
- Obtained a favorable settlement on behalf of a law firm seeking coverage under an employment practices liability policy.
- Secured a favorable settlement on behalf of individual corporate officers under a directors and officers liability policy.

## International Trade and Investment

- On behalf of a U.S. import/export company, structured, negotiated, and obtained the government approvals necessary to accomplish the first commercial import of Cuban goods to the United States in over half a century.
- Obtained U.S. Department of Commerce Bureau of Industry and Security (BIS) export licenses on behalf of a major multinational grocery distributor.
- Secured U.S. and Cuban government permissions for multiple performances in Cuba by major U.S. and international musicians on behalf of a U.S. concert promoter.
- Obtained U.S. Department of the Treasury Office of Foreign Assets Control (OFAC) licensing permitting ferry travel between Florida and Cuba on behalf of a U.S. travel company.
- Represented Russian aviation company in litigation against the Office of Foreign Assets Control (OFAC) related to the blocking of funds and denial of specific license applications for the return of those funds.

## Awards

- Fulbright Scholar, Germany (2005 - 2006)
- Selected by Super Lawyers as a "Rising Star" (2019-2020)