



JOEL A. GOLDMAN

A veteran trial lawyer, Joel Goldman brings more than forty-nine years' experience to Clark & Trevithick's litigation and creditors' rights and remedies capabilities. Known for his toughness and creativity in and out of court, as well as a knack for resolving disputes quickly, Joel came to Clark & Trevithick from the Los Angeles office of a large national law firm. Mr. Goldman specializes in complex civil litigation and in particular, business litigation, insurance litigation, creditors' rights and insolvency. He has represented individuals, entrepreneurs, small businesses and major institutional clients and is a veteran of over 100 trials and arbitrations.

By way of example, Mr. Goldman represented the plaintiffs in one of the largest and most complex cases in the Los Angeles Superior Court and California Court of Appeal. It generated in excess of 200 collateral lawsuits, 30 appeals and 25 other appellate writs, approximately 38 Chapter 11 cases and ended in a victory for the plaintiffs. The defendant was a mobile park developer, owner and operator, as well as a general partner of about 38 limited partnerships in seven states. Mr. Goldman initiated an action for involuntary dissolution of the corporation on behalf of minority shareholders. The plaintiffs prevailed at trial and obtained an order from the Court to wind up and dissolve the corporation for mismanagement. The case was filed at the end of 1996 and went to trial in March 1997 without any formal pretrial discovery. [As a side note, the trial was videotaped. An outside group attempted a hostile takeover of the limited partnerships through the vehicle of a tender offer. The prime solicitation tool was an edited videotape of the trial that was sent to approximately 2,500 limited partners throughout the United States.] The plaintiffs persuaded the Court to appoint agents to wind up the corporation which, among other things, resulted in the sale of most of the defendant's assets for approximately \$350,000,000, payment in full of all approved creditors' claims and a meaningful return for investors.

Mr. Goldman has successfully handled cases involving alleged violations of federal and state securities law, RICO and common law fraud. He has prosecuted and defended cases for financial institutions in a wide variety of matters. In addition, he has defended legal malpractice claims, assorted business tort claims and wrongful termination actions. He has also defended developers in construction defect suits brought by a homeowners association, including obtaining insurance coverage and contributions from subcontractors and their liability carriers. Furthermore, he has successfully been able to reach the assets of a Cook Islands' Trust.

Mr. Goldman has successfully prosecuted and defended numerous cases involving insurance coverage and bad-faith issues. These insurance cases dealt not only with the relationship of the carrier to its insured, but disputes between carriers, including reinsurance and regulators. In addition, Mr. Goldman has represented fiduciaries that were placed in charge of carriers by the California Department of Insurance.

CONTACT

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PRACTICE AREAS

Complex Civil Litigation
Commercial Law and
Insolvency
Creditor's Rights & Remedies
Litigation
Partnership Disputes &
Resolution
Real Estate Workout

EDUCATION

- JD, University of Southern California, 1967
- BS, Grinnell College, Economics, 1964
- Continuing education concerning enhancing a profile while protecting a client in litigation.

ACCOLADES

- Listed, AV-Preeminent Rating from Martindale-Hubbell, since 1985
- Listed, *Southern California Super Lawyer, Law & Politics, Los Angeles Magazine*, since 2007

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EXPERIENCE

- One of his most noteworthy cases involved in excess of two hundred collateral lawsuits, approximately thirty-five appeals and/or appellate writs, approximately thirty-eight Chapter 11 cases and ended in a victory for his clients.
- Obtained a defense judgment in a RICO case.
- Obtained defense judgments in insurance bad faith cases.
- Obtained plaintiff's verdict in an intellectual property case.
- Obtained favorable judgments in disputes between insurance carries.
- Claim and delivered a herd of elephants.
- Tried and obtained defense judgments in legal malpractice claims.
- Had a post-judgment receiver [appointed] to litigate a judgment debtor's cross-complaint in the Superior Court.

AFFILIATIONS

- Member, California Bar Association
- Member, Litigation Section, Remedies Sections – Los Angeles County Bar Association
- Member, Los Angeles Trial Practice Inn of Court
- Member, Association of Business Trial Lawyers
- Professor of Contracts, Legal Reasoning and Ethics, California College of Law

SPEAKING ENGAGEMENTS

- Lectured concerning the use of experts to attorneys, CPAs and other professionals regarding damages and lost profits.
- Numerous lectures, panels and presentations to attorneys and other professionals concerning civil procedure, remedies, and litigation under Article 9 of the UCC.
- Numerous lectures on panels involving pre and post judgment remedies.