

Recent Experience in Docketed Tax Malpractice Cases

Case	Principal Issue	Status/Result	McDermott Lawyer
<p>Wayne Carlisle, et al. v. Curtis, Mallet-Prevost, Colt & Mosle, LLP, et al.</p> <p>No. 05-59-DLB (U.S. Dist. Ct. for E.D. of Kentucky filed March 25, 2005)</p>	Alleged malpractice and negligence by accounting firm	U.S. Supreme Court reversed denial of motion to compel arbitration on May 4, 2009	Douglas E. Whitney
<p>Greggert, Inc and Gregory Eggert v. Dischino & Dischino Associates, et al.</p> <p>No. ESX-L-1130-07 (Sup. Ct. of New Jersey, Law Div., Essex Co. filed November 10, 2008)</p>	Alleged malpractice and negligence by law firm	Case dismissed for lack of personal jurisdiction on April 13, 2009	Thomas C. Borders, PC Douglas E. Whitney
<p>Bryan Ventures, Inc., et al. v. Mark J. Gainor, et al.</p> <p>No. 2008-CV-152463 (Sup. Ct. of Fulton Co, State of GA filed June 6, 2008)</p>	Alleged malpractice and negligence by accounting firm	Judgment on the pleadings granted on all counts on April 6, 2009; case dismissed as time-barred	Douglas E. Whitney
<p>Richard Kelter and Rio Vista West, LLC v. Amerus Life Insurance Co., et al.</p> <p>No. 30-2008 0112288 (Sup. Ct. of State of CA, Co. of Orange, Central Justice Cntr. filed Jan. 27, 2009)</p>	Alleged malpractice and negligence by law firm	First three complaints dismissed on motion	Thomas C. Borders, PC Douglas E. Whitney
<p>Scott A. Walchek, Gregory S. Newman, et al. v. Arthur Andersen, Sidley Austin Brown & Wood</p> <p>No. C08-00368 (Sup. Ct. of the State of CA, Co. of Contra Costa filed February 14, 2008)</p>	Alleged malpractice and negligence by accounting firm	Case settled after favorable discovery rulings, but prior to any oral discovery	Douglas E. Whitney
<p>James Slevin et. al. v. Lord Bissell & Brook LLP, et al.</p> <p>No. 24-C-07-001137 (Circuit Court of Baltimore City filed Feb. 20, 2007)</p>	Alleged malpractice and negligence by law firm	Motion to compel arbitration granted	Thomas C. Borders, PC Douglas E. Whitney

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<p>Raymond A. Holler et. al. v. RSM McGladrey, Inc. et. al.</p> <p>(General Court of Justice, Superior Court Division, State of North Carolina filed Nov. 25, 2006)</p>	Alleged malpractice and negligence by law firm	Case settled prior to ruling on motions to dismiss	Thomas C. Borders, PC Douglas E. Whitney
<p>Thomas F. Yost, Jr., et. al. v. First Union National Bank</p> <p>(Circuit Court of Baltimore City, State of Maryland filed Oct. 2006)</p>	Alleged malpractice and negligence by law firm	Motion to compel arbitration granted	Thomas C. Borders, PC Douglas E. Whitney
<p>Robert A. Denenberg v. Warren Rosen et. al.</p> <p>(Supreme Court of the State of New York filed Jul. 27, 2006)</p>	Alleged malpractice and negligence by law firm	Motion to Dismiss granted in substantial part	Thomas C. Borders, PC Douglas E. Whitney
<p>Dennis W. Thies et. al. v. Bryan Cave, LLP and Proskauer Rose, LLP</p> <p>(Supreme Court of the State of New York filed Mar. 25, 2005)</p>	Alleged malpractice, negligence and other causes of action in transaction where McDermott represents law firm defendant	Motion to Compel arbitration granted; affirmed on appeal	Thomas C. Borders, PC Douglas E. Whitney
<p>Albert B. Cheris et. al. v. McGladrey & Pullen, LLP, et. al.</p> <p>(Circuit Court of Cook County, Illinois filed Apr. 11, 2005)</p>	Alleged malpractice and negligence by law firm	Case settled prior to ruling on motion to compel arbitration	Thomas C. Borders, PC Douglas E. Whitney
<p>Daniel O. Conwill, LLP, et al. v. Arthur Andersen, et al.</p> <p>No. 05/602023 (Sup. Ct. of the State of New York, Co. of New York filed June 3, 2005)</p>	Alleged malpractice and negligence by accounting firm	Motion to Compel Arbitration of Non-Signatory Defendant granted	Douglas E. Whitney

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<p>James H. Taylor v. RSM McGladrey, Inc. and Bryan Cave, LLP</p> <p>No. 2005 L 007621 (Circuit Court of Cook County, Illinois filed Jul. 12, 2005)</p>	Alleged malpractice and negligence by law firm	Case settled prior to ruling on motion to compel arbitration	Thomas C. Borders, PC Douglas E. Whitney
<p>John Samples v. Allen Gibbs & Houlik, L.C., Trusted Advisors, LLC, and Bryan Cave, LLP</p> <p>No. 05-1375-JTM (D. Kansas filed Nov. 15, 2005)</p>	Alleged malpractice and negligence by law firm	Case settled prior to ruling on motion to compel arbitration	Thomas C. Borders, PC Douglas E. Whitney
<p>Mark Gainor, et al. v. Sidley Austin LLP, et al.</p> <p>(S.D. Fla. Aug. 13, 2004)</p>	Alleged malpractice and negligence by accounting firm	Settled pending ruling on Motion to Dismiss	Douglas E. Whitney
<p>Michael R. Peevey, an individual v. Arthur Andersen LLP, William M. Pace, Kenneth J. Anderson</p> <p>No. BC 313434(Sup Ct. of State of CA, Co. of Los Angeles filed April 7, 2004)</p>	Alleged malpractice and negligence by accounting firm	Case settled pending ruling on motion for summary judgment	Douglas E. Whitney
<p>Henry N. Camferdam, Jr., et al. v. Ernst & Young International, Inc., et al.</p> <p>No. C.A. 02 CV 10100 (U.S. Dist. Ct., S.D. of New York filed 12/20/02)</p>	Alleged malpractice and negligence by law firm	Motion to Compel Arbitration of Non-Signatory Defendant granted	Thomas C. Borders, PC Douglas E. Whitney
<p>Stephen Berry, et al. v. Bryan Cave LLP, et al.</p> <p>No. 08-cv-2035 (U.S. Dist. Ct. for N.D. of Texas, Dallas Div. filed Sept. 26, 2008 in AZ)</p>	Alleged malpractice and negligence by law firm	Motion to dismiss pending	Thomas C. Borders, PC Douglas E. Whitney

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<p>Kasos Inc., et al. v. Economic Concepts, Inc. No. 20081514 (Sup. Ct. of the State of NY, Co. of Delaware filed Oct. 30, 2008)</p>	Alleged malpractice and negligence by law firm	Motion to dismiss pending	Thomas C. Borders, PC Douglas E. Whitney
<p>Michael Goldstein et. al. v. Warren Rosen et. al. No. 07602453 (Supreme Court of the State of New York filed Jul. 20, 2007)</p>	Alleged malpractice and negligence by law firm	Motion to dismiss pending	Thomas C. Borders, PC Douglas E. Whitney
<p>B&B Reporting, Inc., Rodney Bruce Blankenship, and Patricia Blankenship v. Edward D. Jones & Co., L.P., et. al. No. CV-2007-000286 (N.D. Ala. filed Dec. 11, 2007)</p>	Alleged malpractice and negligence by law firm	Stayed pending IRS proceedings	Thomas C. Borders, PC Douglas E. Whitney
<p>Dave Hildebrandt, et al. v. Indianapolis Life Insurance Company, et al. No. 3:08-cv-1815-B (U.S. Dist. Ct. for N.D. of Texas, Dallas Division) (Part of MDL No. 1983; formerly No. CV 08-825-PHX-MMM in the District of Arizona)</p>	Alleged malpractice and negligence by law firm	Pending	Thomas C. Borders, PC Douglas E. Whitney