

David L. Evans

Shareholder
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Areas of Concentration

Business Litigation
Intellectual Property Law
ADR

Experience

Mr. Evans joined the firm in 1982. For more than 25 years, he has represented large public corporations, closely held companies and individuals in the resolution of complex business disputes. This focus places Mr. Evans in a variety of settings for his clients, including federal and state court, arbitration, mediation, and administrative agencies. He has litigated precedent-setting cases in areas such as leveraged buyouts, computer law, unfair trade practices, and patent licensing.



Mr. Evans also maintains an active practice as a certified neutral arbitrator and mediator, serving in more than 250 cases. He has presided over a broad range of business disputes involving areas such as intellectual property rights, finance and accounting, supply agreements, technology development and transfer agreements, stock purchases, medical devices, and business separations. Mr. Evans is a member of a number of arbitration panels, including the Commercial and Large, Complex Case Panels of the American Arbitration Association, and the Panel of Distinguished Neutrals of the International Institute for Conflict Prevention and Resolution (CPR). Mr. Evans also conceived of and co-founded the Technology Company Mediation Program for the Massachusetts Software and Internet Council (known now as Massachusetts Technology Leadership Council), and is a frequent lecturer on ADR.

Mr. Evans was selected as a Massachusetts Super Lawyer in 2006, 2007, 2008, 2009 and 2010 in business litigation, and maintains an "AV" rating (the highest ethical and competency rating available) from Martindale-Hubbell.

Representative Engagements

- Represents general contractor in bad faith insurance claim arising from the ceiling collapse in the Big Dig I-90 connector tunnel. [Secured finding of duty defend](#). Case scheduled for trial in May 2011.
- Successfully defended private investment firm in \$300 plus million claim by bankruptcy trustee involving a leveraged buyout of a public corporation. Overall, Mr. Evans has represented parties in multiple cases involving challenges to leveraged buyouts.
- Represents distressed debt holders with claims in excess of \$1 billion in various bankruptcy cases.
- Represents NYSE computer services firm in contractual and licensing disputes in Massachusetts.
- Represents Fortune 500 telephone company in litigation in Massachusetts.
- Represents NYSE provider of products and services to the petroleum industry in litigation and ADR disputes in Massachusetts.
- Successfully defended inventor in multi-million dollar patent license dispute involving numerous patents for medical devices and techniques.
- Represented commercial bank in arbitration proceedings concerning defective transaction processing software, obtaining \$2.5 million award for unfair business practices. Settled similar dispute for a publicly traded Massachusetts bank involving the same software package.

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Education

Denison University, B.A., 1979

Syracuse University College of Law, J.D., *cum laude*, 1982

Bar and Court Admissions

Massachusetts

New York

U.S. District Court, District of Massachusetts

U.S. Court of Appeals, First Circuit

Professional Involvement

Boston Bar Association

Massachusetts Technology Leadership Council

American Arbitration Association