



# Lee S. Shalov

## Partner

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Lee S. Shalov is a partner and member of the firm's Litigation and Financial Services Department. Since 1988, Mr. Shalov has concentrated his practice in complex commercial litigation with an emphasis on prosecuting and defending wage and hour class actions, securities class actions, derivative actions, and mutual and hedge fund actions. Mr. Shalov has represented employees, consumers, companies and hedge funds located throughout the United States and in England, Germany, and China. He also has substantial trial experience, having conducted jury and non-jury trials in federal and state courts. Some of Mr. Shalov's representative engagements include the following:

- Lead counsel in wage and hour employment class actions under the Fair Labor Standards Act and state labor laws, including: *Frlekin v. Apple Inc.*, Case No. 13-cv-3451 (N.D.Cal.) (defeated summary judgment motion in nationwide class action against Apple for uncompensated security checks); *Ramirez v. Riverbay Corp.*, Index No.: 13-cv-2367 (S.D.N.Y.) (secured conditional class certification for over 1,700 employees who were not compensated for work performed before and after scheduled shifts and wrongfully paid compensatory time rather than overtime cash payments); *Siewharack v. Queens Long Island Medical Group, P.C.* (E.D.N.Y.) (obtained \$2.45 million settlement for employees of medical company who were not compensated for time worked); *Ludwig V. Pret A Manger* (S.D.N.Y.) (obtained \$299,000 settlement for misclassified managers in training); *Marshall v. Deutsche Post DHL Express (USA) Inc.* (S.D.N.Y.) (prosecuting wage and hour class action on behalf of DHL clearance agents in New York, California and Florida); and *Terrana v. JCPenny* (S.D.N.Y.) (prosecuting wage and hour class action on behalf of non-exempt hourly employees of JCPenny in New York).

- Lead counsel in securities class actions that generated substantial recoveries for investors, including: In re Baan Company Sec. Litig., (D.D.C.) (\$32.5 million settlement); In re Winstar Sec. Litig. (S.D.N.Y.) (settlements totaling over \$30 million); In re Dreyfus Aggressive Growth Mutual Fund Litig. (\$18.5 million recovery); In re TEAM Communications Sec. Litig. (C.D.Cal.) (\$12.5 million settlement); In re Recoton Sec. Litig. (M.D.Fla.) (settled for \$3.6 million); Cheney v. Cyberguard Corp. (S.D.Fla.) (settled for \$10 million); Baker v. Health Management Systems, Inc. (E.D.N.Y.) (settled for \$2.45 million); and Varljen v. H.J. Meyers & Co., Inc. (S.D.N.Y.) (settled for more than \$5 million.)
- Trial counsel in In re: Globalstar Sec. Litig. (S.D.N.Y.), a securities class action that settled at trial for \$20 million. In commenting on the efforts of Plaintiffs' trial team, the Honorable Kevin P. Castel observed that Mr. Shalov and his colleagues "have all done a terrific job in presenting the case for the plaintiffs."
- Lead counsel in consumer class actions involving defective products and misleading advertising, including: Baird v. Thomson Consumer Electronics (consumer class action that made available \$100 million in cash and other benefits to purchasers of defective products); Khoday v. Symantec (D.Minn.); and Sabol v. Hydroxatone (D.N.J.)
- Representing investors in hedge fund actions arising out of Bernard Madoff and Thomas Petters Ponzi schemes, including: Elendow Fund v. Rye Select Broad Market XL Fund (S.D.N.Y.); Tradex Global Master Fund SPC Ltd. v. Lancelot Investment Management L.L.C. (Illinois, Cook County)
- Trial counsel for Audiovox Corporation in Audiovox Corp. v. Benyamini (Sup. Ct. Nassau County), which resulted in a plaintiffs' jury verdict in connection with the enforcement of a corporate guaranty.
- Representing liquidating trust in adversary proceedings resulting from bankruptcy of Brown Publishing Company. In re Brown Publishing Company (E.D.N.Y., Bankr.)
- Representing China-based company and senior executives in securities class and derivative actions. In re Advanced Battery Sec. Litig. (S.D.N.Y.)

Mr. Shalov has been regularly cited in the press for his innovative efforts on behalf of aggrieved employees, consumers and investors. He has also been recognized since 2007 in New York's "Super Lawyers", which is a competitive selection of the top five percent of attorneys in each state, as chosen by their peers and through independent research. More information on the selection process can be obtained at [SuperLawyers.com](http://SuperLawyers.com).

## News & Press

- McLaughlin & Stern Wins Summary Judgment Motion Against Nassau County
- McLaughlin & Stern Defeats Apple, Inc. in Historic Class Action Decision
- District Court of Massachusetts Grants Preliminary Approval of a Proposed \$3 Million Settlement
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- McLaughlin & Stern, LLP Reaches \$4.75 Million Settlement in Starrett City Wage-and-Hour Class Action
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# Education

- John Marshall Law School (J.D., 1984)
- Boston University (B.A., 1981)

# Bar Admissions

- State of New York
- Southern and Eastern Districts of New York

# Practice Areas

- China Practice
- Employment