

Margaret C. Daun

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Experience:

City of Milwaukee City Attorney's Office

Milwaukee, WI

Assistant City Attorney

August 2011- present

- ◆ Responsible for representation of City in commercial tax assessment litigation; directed preparation of expert reports and testimony regarding property valuation; as lead lawyer, responsible for all aspects of discovery and trial.
- ◆ Analyze governmental policy and proposed legislation; assist with inter-City departmental communications and policy coordination.
- ◆ Negotiation and analysis of various contracts on behalf of the City.

Law Firm of Margaret C. Daun

Milwaukee, WI

Varied commercial litigation, financial regulatory advising, and contract practice.

June 2010- present

- ◆ On behalf of hedge fund investor, investigated possible securities fraud and ponzi scheme; conducted numerous investor and brokerage interviews. Reporting fund manager to various federal agencies.
- ◆ Advise hedge fund managers regarding pitch materials, subscription agreements, partnership agreements with clients, as well as employee non-competes, and electronic data storage obligations.
- ◆ Litigated and negotiated successful settlements in commercial contract disputes including exclusive distributor agreement, asset acquisition, requirements and services contract, and commercial mortgage foreclosures.

Winston & Strawn LLP

Chicago, IL

Associate

June 2008- March 2010

Commercial litigation with specialty in complex financial transactions and securities litigation.

- ◆ Over two years, represented Goldman Sachs in successful settlement of putative class action Commodities Exchange Act suit. Leading up to trial prior to settlement, had primary role in preparing fact and expert witness testimony and cross-examinations, as well as demonstrative exhibits. Also played critical role in developing overall economic theory of the case and expert reports, conducted numerous interviews of employee analysts, desk traders, and supervisors to identify weaknesses and strengths in economic theory of the case, prepared and assisted expert depositions, drafted extensive *Daubert* motions, had primary role in summary judgment briefing.
- ◆ Represented Morgan Stanley in investor fiduciary and contract breach case. Drafted successful motion to remove purported state claims to federal court and motion to dismiss entire case on federal preemption grounds (SLUSA).
- ◆ Represented CEO and President of medical device manufacturer in 10b-5 consolidated class action. Drafted and edited motion to dismiss as to scienter and materiality, requiring extensive analysis of FDA regulations. Interviewed employees to identify client's marketing strategies both in practice and as taught by the company.
- ◆ Co-authored successful Supreme Court amicus brief opposing the expansion of "structural error" review to include a trial court's good-faith but erroneous denial of criminal defendant's peremptory challenge. Worked directly with client to ensure buy-in with legal arguments and policy implications.
- ◆ In fiduciary and contract breach case brought by employee-pensioners against F50 corporation, lead team responsible for initial investigation of allegations, conducted numerous employee and supervisor interviews.
- ◆ In federal stock options backdating criminal case, prepared cross-examination of government's only cooperating witness and assisted with development of variety of trial modules.

Bryan Cave LLP

Chicago, IL

Associate

September 2007 – March 2008

Commercial litigation focused on contract and fiduciary disputes.

- ◆ In dispute between majority and minority owners of LLC involving fiduciary and contract breach cross-claims, worked directly with business leaders on-site to develop and execute an investigation and document review with zero disruption of client's business and while maintaining complete confidentiality; conducted extensive employee interviews.
- ◆ In contract dispute based on breach of exclusivity terms in service agreement, drafted successful dispositive motions to enforce settlement agreement and non-compete agreement at terms well exceeding client expectations.

White & Case LLP

New York, NY

Associate

May 2002 – August 2002; October 2004 – August 2007

Commercial litigation focused on contracts, complicated financial instruments, and securities law.

- ◆ Helped advise multinational corporation on Foreign Corrupt Practices Act and assisted in implementing and executing a multi-tiered company-wide FCPA compliance review. Over one year, conducted hundreds of employee and management interviews, both in the United States and abroad.

- ◆ Over three years, member of litigation team that carried out successful defense of Deutsche Bank in the Enron multidistrict class action litigation, as well as related state and bankruptcy proceedings. Supervised and assisted preparation of expert testimony and reports as to solvency, general damages, and due diligence; prepared and assisted at expert depositions; advised client as to expert testimony; researched and drafted motions and briefs as to contribution rights and apportionment of damages, "scheme" and "course of business" claims under Rule 10b-5, and the loss causation element; coordinated and assisted large-scale document review and production; and attended and defended depositions.
- ◆ Represented a large retailer in discrimination and harassment class action and individual suits brought under Title VII, ADA, Section 1981, ADEA, and their state and local counterparts, in federal and state court and before administrative agencies. Oversaw document production in response to government subpoenas; attended pre-trial, discovery, and settlement court conferences; drafted cross and direct examinations of witnesses for trial, developed trial modules detailing the presentation of evidence; aided the development of demonstrative exhibits; and assisted with client witness preparation for trial.

United States Court of Appeals, Seventh Circuit, The Honorable Michael Kanne
Clerk

Chicago, IL

September 2003 – September 2004

- ◆ Drafted and edited opinions, briefed and prepared Judge Kanne for oral argument

Education:

University of Wisconsin Law School
Magna Cum Laude, Order of the Coif

Madison, WI

Juris Doctor, May 2003

- ◆ *Wisconsin Law Review*, selected for membership, 2001
- ◆ Moot Court Board, Vale Corporate Law Competition: Best Brief Award, 2002; Coach, 2003
- ◆ Teaching Assistant: Legal Writing, Fall 2001, Fall 2002; undergraduate applied law overview course, 2003
- ◆ Research Assistant: Professor Heinz Klug, Spring 2002
- ◆ Andre M. Saltoun Award and Honorarium for Outstanding Academic Achievement, 2002 (awarded to top-ranked first year law students)
- ◆ Class Certification Honors for the highest grade in the section: Property, Criminal Procedure

Marquette University
Cumulative GPA: 3.98/4.00

Milwaukee, WI

Master of Science in Applied Economics, August 2000

- ◆ Specialization: International Economics
- ◆ T.R. Martin Award for Excellence in Graduate Education, 2000 (awarded to top graduate student)
- ◆ Research Assistant, Institute for Urban Environmental Risk Management: developed cost/benefit valuation for proposed flood management plans on project funded by EPA/NSF grant

Marquette University
Cumulative GPA: 3.49/4.00

Milwaukee, WI

Bachelor of Science in Business Administration, May 1999

- ◆ Majors: International Business and Economics; Minor: Political Science
- ◆ Awards & Honors: Bradley Fellow (full tuition scholarship); Senior Economics Faculty Award, 1998 (awarded for best research paper in Economics)
- ◆ Selected Activities: Southern Denmark School of Business and Economics, Spring 1998; Les Aspin Center for Government, Summer 1996, intern for Congressman Tom Barrett; Marquette Women's Rugby Club, 1995-1999 (National Champions, 1997)

Publications and Presentations:

- ◆ *M&A Class Actions: The Defense Perspective*, Presentation to Chicago Bar Association, October 2008.
- ◆ *The Exploding Fiduciary: Can Integrated Financial Institutions Really Manage Fiduciary Risk?*, Presentation to SEC staff, lawyers, and economists, October 2006 (drafted and assisted primary presenters).
- ◆ *Court Rules Missed SEC Filings Can Lead to Issuer Default*, Financial Services Advisory Update, Vol. 3. No. 9 (Nov/Dec 2006), available at <http://www.whitecase.com/publications/detail.aspx?publication=1119> (co-author).
- ◆ *Willingness to Pay for Flood and Ecological Risk Reduction in an Urban Watershed*, Water Science and Technology, Vol. 45 No. 9, at 235-242 (2002) (co-author).

Memberships and Activities:

- ◆ Bar Admissions: Illinois, New York, Wisconsin
- ◆ Court Admissions: Seventh Circuit Court of Appeals; Northern District of Illinois; Northern District of Indiana; Southern District of New York; Eastern District of New York; District of Colorado
- ◆ Conversational French language; Softball; Cooking; Camping