



Partner

Member, Executive Committee; Co-Chair, Plaintiffs' Rights Practice Group

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Practices

Litigation
Banking & Financial
Services
Bankruptcy &
Insolvency
Plaintiffs' Rights

Education

J.D., University of
Pittsburgh School of
Law, University of
Pittsburgh Journal of
Technology Law and
Policy, Executive Editor,
2005

B.S., *cum laude*,
Syracuse University,
Maxwell School of
Citizenship & Public
Affairs, 2002

Bar Admissions

New Jersey, 2005
Pennsylvania, 2005
United States Court of
Appeals Third Circuit,
2013
United States District
Court Western District
of Pennsylvania, 2005
United States District
Court Eastern District of
Pennsylvania, 2007
United States District
Court District of New
Jersey, 2007

Jerry DeSiderato represents clients in the prosecution and defense of claims in state and federal courts throughout the country. Jerry is the Co-Chair of the Firm's Plaintiffs' Rights Practice Group, which focuses on complex, high-profile litigation on behalf of corporate and governmental entities, and individuals, in the prosecution of claims seeking damages and injunctive relief derived from corporate malfeasance. Jerry represents cities and counties in their proprietary capacities, as well as District Attorneys (often in collaboration with Attorneys General) in civil public law enforcement actions. Jerry also routinely litigates cases involving contract disputes, business divorces, shareholder disputes, corporate fraud and other business torts, including deceptive practices under Pennsylvania's Unfair Trade Practices Consumer Protection Law and New Jersey's Consumer Fraud Act.

Jerry is committed to providing pro bono representation to children who are the victims of abuse and neglect in collaboration with the Support Center for Child Advocates in Philadelphia.

Representative Experience

- Following a 5-day jury trial, successfully obtained a directed verdict on behalf of plaintiffs in a case alleging fraud, breach of contract, negligent misrepresentation and violations of the Unfair Trade Practices Consumer Protection Law.
- Representation of the City of Philadelphia and the Philadelphia District Attorney in litigation against the manufacturers and distributors of opioids.
- Representation of putative class representatives in consumer antitrust litigation against 1-800 Contacts and other market participants.
- Representation of entities and individuals in the prosecution and defense of shareholder oppression claims.
- Representation of secured and unsecured creditors in Chapter 7, Chapter 11 and Chapter 13 bankruptcy proceedings.
- Appointed as class counsel in a consumer class action against the Progressive Insurance entities derived from the unlawful issuance of health-first personal injury protection (PIP) policies to individuals covered by Medicare and Medicaid.

- Representation of financial institutions in litigation involving the Uniform Commercial Code, the Electronic Funds Transfer Act, Regulation E and claims based on check fraud, fraudulent endorsements, unauthorized electronic transactions and consumer fraud.
- National litigation counsel for a worldwide provider of transportation and logistics services.
- Lead trial counsel for a Fortune 500 logistics and package delivery company in litigation matters throughout Pennsylvania and New Jersey.
- Lead appellate counsel for Fortune 500 logistics and package delivery company in the successful defense of an appeal filed in the Third Circuit Court of Appeals. The Third Circuit was asked to construe the preemptive scope of the Carmack Amendment to the Interstate Commerce Act and to determine whether the “true conversion” exception to the Carmack Amendment is an exception to the preemptive scope of the Carmack Amendment, or rather an exception to the liability limiting features of the Carmack Amendment. The Third Circuit Court of Appeals issued a precedential decision in favor of our client on an issue of first impression and held that the Carmack Amendment preempts all state law claims and that the true conversion exception is an exception to the liability limiting features of Carmack, and not an exception to its preemptive scope.
- Obtained a seven-figure settlement on behalf of a casino resort in a construction dispute with its general contractor and various subcontractors.
- Representation of a private equity company with respect to allegations of champerty and maintenance derived from a multi-million dollar capital investment in a beverage company seeking to enforce its rights through affirmative litigation.
- Representation of real estate developers and restaurateurs in litigation involving allegations of breach of contract and fraud.
- Representation of automobile dealerships in litigation involving allegations of breach of contract, fraud, and breach of fiduciary duty.
- Representation of a publicly-traded company in litigation commenced by the Environmental Protection Agency.

Published Decisions

- *Certain Underwriters at Interest at Lloyds of London v. United Parcel Service, Inc.*, 762 F.3d 332 (3d. Cir. 2014).

Professional and Community Activities

- Corporate Executive Board Member, Philadelphia Museum of Art (2017 - Present)
- Board Member, Safe America Foundation, 2016
- Member, Pennsylvania Bar Association

- Member, Philadelphia Bar Association

Speeches and Presentations

- Co-author, "Third Party Litigation Funding -- Leveling the Playing Field or Buying Trouble?" Pennsylvania Bar Institute, March 2011.

Professional Recognition

- Selected as a 2017 Lawyers on the Fast Track by *The Legal Intelligencer*.
- Selected as a Rising Star in the area of business litigation by *Pennsylvania Super Lawyers Magazine* in 2010, 2011, 2013, 2014, 2015, 2016, 2017, 2018, 2019 and 2020.
- Selected as a Rising Star in the area of business litigation by *New Jersey Super Lawyers Magazine* in 2014 and 2015.

NEWS / EVENTS

Press Releases

- Dilworth Paxson Elects Two New Partners
- Dilworth Attorneys Named 2014 Pennsylvania Super Lawyers and Rising Stars
- Dilworth Attorneys Named 2015 New Jersey Super Lawyers And Rising Stars
- Dilworth Attorneys Named 2015 Pennsylvania Super Lawyers And Rising Stars
- Dilworth Attorneys Named 2016 Pennsylvania Super Lawyers And Rising Stars
- Dilworth Paxson Promotes Five Attorneys Within the Firm's Partnership
- Dilworth Paxson's Jerry R. DeSiderato Named to The Legal Intelligencer's 2017 Lawyers on the Fast Track
- Dilworth Attorneys Named 2017 Pennsylvania Super Lawyers and Rising Stars
- Twenty-One Dilworth Attorneys Named 2018 Pennsylvania Super Lawyers and Rising Stars
- Nineteen Dilworth Attorneys Named 2019 Pennsylvania Super Lawyers and Rising Stars

Articles

- NJ Class Action Revived Over Progressive's Auto Policies
- 3rd Circ. Says State Missing-Packages Claims Are Preempted



JERRY R. DESIDERATO

- Philly Becomes Latest To Sue Drugmakers For Opioid Crisis
- Phila. Engages Private Firms to Take on Pharma Over Opioid Crisis
- City of Philadelphia Sues Opioid Manufacturers for Alleged Role in 'Public Health Crisis'
- Philly DA Accuses Drugmakers Of Deceptive Opioid Marketing
- Pa. Judge Greenlights State's 1st Opioid Marketing Case

E-Alerts

- DEA Announcement: Increasing Number of Federally Authorized Marijuana Growers
- Dilworth Paxson is Hosting The Safe America Foundation CEO Network Summit On October 17
- Dilworth Paxson's Jerry R. DeSiderato Named to The Legal Intelligencer's 2017 Lawyers on the Fast Track