

**Jonathan M. Korn | Partner**

Business Litigation

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Jonathan Korn concentrates his practice in the areas of complex commercial litigation and intellectual property. He serves clients in a wide range of areas including:

- Construction, land use, and real estate litigation
- Commercial disputes defending and prosecuting breach of contract, fraud, and other torts
- Employment disputes, including trade secret and restrictive covenant matters
- Trademark and patent infringement disputes
- Financial services litigation, representing lenders and financial institutions in a variety of disputes

## Outside The Firm

Jonathan resides in Cherry Hill, New Jersey, with his wife and two daughters. He spends his free time running, playing tennis, and studying American history.

## Select Engagements

- A national real estate investment trust, in litigation arising out of a reciprocal easement dispute between real estate developers in Jersey City, NJ, resulting in a favorable settlement affirming company's rights under the agreement and providing millions of dollars in future savings.
- A hotel developer, in ongoing litigation with its general contractor with regard to the development of a hotel in Center City Philadelphia.
- A national multifamily real estate developer, in litigation arising out of an

agreement to purchase a New Jersey commercial building, successfully limiting Seller's damages claims and achieving a favorable settlement on eve of trial.

- A New Jersey biotechnology company, in litigation with former partner which claimed that it was owed millions of dollars arising out of the sale of certain assets of the company resulting in positive resolution for client on eve of trial.
- A regional bank, in litigation arising out of a Cape May marina involving a contested commercial foreclosure and subsequent disputes between bank, mortgagor and original owner of the marina, resulting in a favorable settlement on the day of trial.
- An international energy retailer, in litigation against a New Jersey solar energy provider alleging breach of contract for failure to supply energy credits, successfully obtaining summary judgment on liability resulting in a favorable monetary settlement.
- *Fortune* 500 financial services company, in defense of claim brought by mutual fund investors under §36(b) of the Investment Company Act of 1940 that the company charged excessive management and administrative fees. After a two month trial, the Court ruled in favor of the company dismissing all of the investor's claims. The Third Circuit affirmed the Court's decision on appeal.
- A national homebuilder, in litigation arising out of breach of an easement and cost apportionment agreement with competing homebuilder and retained engineers, obtaining dismissal of certain claims and achieving a very favorable settlement as to the remaining claims and counterclaims.
- A NASDAQ-listed manufacturer, in litigation against former president and his new company related to their breaches of a license agreement and violation of the Lanham Act, resulting in an favorable settlement.
- A private technology consulting firm, in its efforts against three former employees to enforce non-disclosure agreements and patents, resulting in a confidential settlement.
- A subsidiary of a *Fortune* 500 food services distribution company, in a fraudulent conveyance lawsuit brought by the creditor of the company who licensed distribution software to the subsidiary, obtaining summary judgment on behalf of the company and prevailing on appeal.
- A subsidiary of a NASDAQ-listed food and beverage company, related to claims by a supplier of equipment for breach of contract and unjust enrichment, obtained a defense verdict on behalf of the company.
- A life insurance company which was a subsidiary of a *Fortune* 100 corporation, in a death claim seeking to impose new duties on life insurance companies to disclose and analyze results of medical examinations, obtaining summary judgment, and prevailing on appeal.
- Former owner of one of New Jersey's fastest growing private companies, in his shareholder oppression lawsuit against the company that he sold, obtaining a favorable settlement which resulted in him obtaining substantial monies for his equity interest in the company.
- An international retailer, in litigation involving a breach of contract dispute brought by bidding contractor for work on its flagship location, obtaining

summary judgment on behalf of the company.

## Admissions

- Pennsylvania
- New Jersey
- United States Court of Appeals for the Third Circuit
- U.S. District Court - Eastern District of Pennsylvania
- U.S. District Court - New Jersey
- U.S. District Court - Western District of New York
- New York
- U.S. District Court - Eastern District of New York
- U.S. District Court - Middle District of Pennsylvania
- U.S. District Court - Southern District of New York
- United States Court of Appeals for the Second Circuit

## Memberships

- American Bar Association
- Camden County Bar Association
- New Jersey State Bar Association
- New Jersey Technology Council

## Education

- Duke University, BA
- University of Pennsylvania Law School, JD

## Recognitions

- AV-Preeminent®, listed by Martindale-Hubbell®
- 2007, "40 under 40," listed by *New Jersey Law Journal*

## Professional Activities

Jonathan serves as a trustee on the Jewish Community Relations Council of Southern New Jersey (where he also is a Past President and serves as a member of the Executive and Nominating Committees).

Jonathan is a member of the American Bar Association, a member and former trustee of the New Jersey State Bar Association, and a member of the Camden County Bar Association.