



## Danielle L. Rose

Lawyer

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### NEW YORK

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Danielle Rose serves as lead counsel in high-stakes commercial disputes, often arising from significant market disruptions, contested transactions or other special situations. Such disputes frequently involve complex financial instruments as well as M&A, joint venture and cross-border transactions. Ms. Rose also advises boards of directors with respect to shareholder demands.

Among other professional accolades, Chambers USA has recognized Ms. Rose as one of the leading commercial litigators in New York, describing her as “formidable” and “everything you want in a litigator.” More recently, she has been described as “brilliant, meticulous and strategic,” as well as “creative” and “an exceptional strategist.” Benchmark Litigation has named Ms. Rose a National Litigation Star and one of the Top 250 Women in Litigation in the U.S. and Canada.

Before joining Kobre & Kim, Ms. Rose practiced at Wachtell, Lipton, Rosen & Katz, where she litigated complex commercial disputes, including M&A matters. Before joining Wachtell Lipton, Ms. Rose clerked for the Hon. Leonard B. Sand of the U.S. District Court for the Southern District of New York.

### Admissions

- New York
  - U.S. Supreme Court
  - U.S. Court of Appeals for the Second Circuit
  - U.S. Court of Appeals for the Third Circuit
  - U.S. District Court for the Eastern District of New York
  - U.S. District Court for the Southern District of New York
  - U.S. Judicial Panel on Multidistrict Litigation
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### Education

- Harvard Law School, JD, *honors*
  - Princeton University, BA, *honors, Phi Beta Kappa*
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### Clerkships

- Honorable Leonard B. Sand, U.S. District Court for the Southern District of New York
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### Accolades

Fellow, Litigation Counsel of America  
*Chambers USA*, General Commercial Litigation (New York)

# KOBRE & KIM

*Benchmark Litigation*, National Litigation Star  
*Benchmark Litigation*, Top 250 Women in Litigation  
*Lawdragon*, 500 Global Leaders in Crisis Management  
*The Legal 500 United States*, General Commercial Disputes  
*The Legal 500 United States*, International Litigation  
New York Metro Super Lawyer, Business Litigation  
Top Women Attorneys In The New York Metro Area, Business Litigation

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## Select Engagements

- Representation of McKinsey & Company Inc. in defending against the highly-publicized civil RICO claims brought against it by the founder of AlixPartners, LLP in the U.S District Court for the Southern District of New York.
- Representation of private equity sponsors and lenders in defending against three separate New York state litigations challenging liability management transactions involving Travelport, TriMark and Robertshaw.
- Representation of Twitter, Inc. with respect to its high-profile, expedited Delaware litigation against Elon Musk seeking to compel Musk to close the US \$44 billion transaction. Acting as conflicts counsel, Kobre & Kim, among other things, handled the offensive discovery against Musk's financial advisor, Morgan Stanley & Co., and the 12 banks that agreed to finance Musk's acquisition.
- Representation of a hedge fund in pursuing recovery from Getty Images, Inc. for failure to honor contractual warrant obligations with respect to a de-SPAC transaction in the U.S District Court for the Southern District of New York.
- Representation of financial institution in pursuing multi-billion-dollar contractual claim against an international bank.
- Representation of residential mortgage-backed securities (RMBS) trustees in New York state actions against financial institutions seeking recovery for breaches of representations and warranties.
- Representation of RMBS trustee in defeating claims brought by monoline insurer before the U.S. District Court for the Southern District and at the Second Circuit Court of Appeals.
- Representation of Fortune 500 company's board of directors in conducting independent investigation in response to shareholder demand.

## Professional & Community Involvement

- Commercial and Federal Litigation Section of the New York State Bar Association, Executive Committee Member
- Federal Bar Council, Program Committee Member
- American Bar Foundation, Fellow

## Publications & Presentations

# KOBRE & KIM

- Speaker, "Enforcing High-Yield Bond Indentures" (Kobre & Kim, New York, November 2021)
- Co-author, "The End of LIBOR: Near-Term Litigation Over Historical LIBOR 'Fallback' Rates" (*Financier Worldwide*, May 2021)
- Co-author, "Minimizing Litigation Risks From Valuation Disputes During Covid-19" (*Bloomberg Law*, May 2020)
- Speaker, "Litigation and Arbitration in Different Jurisdictions" (Benchmark Women in Litigation Forum, New York, September 2016)
- Speaker, "Annual RMBS Investor Legal Conference" (Association of Mortgage Investors, New York, December 2012)
- Co-author, "Inadvertent and Selective Disclosure of Privileged Material: Proposed Rule 502" (3 No. 7 Sec. Litig. Rep. 10, July/August 2006)
- Co-author, "Proof Beyond All Possible Doubt: Is There a Need for a Higher Burden of Proof When the Sentence May Be Death?" (*Chicago-Kent Law Review*, 2003)
- Co-author, *Modern Federal Jury Instructions - Criminal Volumes* (Chapter 9A, 2002)