

# William K. Hill

## Shareholder

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## Practice & Industry Areas

- Business Litigation
- Banking & Financial Services Litigation
- Intellectual Property Litigation
- International Arbitration
- Securities Law & Corporate Governance
- International
- Health Care
- Labor & Employment Law
- Dispute Resolution

## Education

- Yale Law School, J.D., 1987
  - Yale Journal of International Law
  - Winner, Mock Trial Competition
- St. John's College, B.A., 1984

## Bar & Court Admissions

- Florida Bar, 1988
- United States District Court
  - Southern District of Florida
  - Middle District of Florida
- United States Courts of Appeals
  - Fifth Circuit
  - Sixth Circuit
  - Eleventh Circuit
  - D.C. Circuit

## Overview

A seasoned business advocate, litigator and trial lawyer with more than three decades of experience, William Hill continuously strives to resolve complex disputes in and out of court throughout the country. William focuses on representation that reflects his perseverance and determination to resolve matters quickly, efficiently and thoroughly.

William is the first and only lawyer to be Florida Bar Board Certified in both Business Litigation and International Litigation & Arbitration. He represents businesses in a variety of industries such as banking and financial services, behavioral health and health care,

technology, real estate, aviation, manufacturing, retail and government. William has also advised large public companies.

William represents clients in complex cases, including class actions and international arbitrations. His experience ranges from commercial disputes of all kinds to intellectual property, real estate, securities, product liability and RICO cases. He also advises clients on a national scale in the area of non-compete enforcement and defense.

William is committed to practicing with integrity and devising compelling arguments on behalf of clients. His goal is to take complicated issues and distill them into viable, cogent and persuasive positions.

Notably, William clerked for highly respected Judge William Hoeverler of the United States District Court, Southern District of Florida.

## **Representative Matters**

- Successfully defended public company's officers in obtaining dismissal of federal securities fraud class action
- Represented foreign members in U.S. limited liability company dispute resulting in favorable arbitration award
- Represented manufacturing company in AAA arbitration resulting in favorable arbitration award against multi-billion-dollar multi-national company
- Represents business clients in claims under the BP/Deepwater Horizon multi-district class action settlement
- Represented the Republic of Chile in RICO actions against U.S. banks based on former President Pinochet's theft of government money
- Represented national real estate investment firm Rockwood Capital in obtaining \$14 million arbitration award from JAMS in New York
- Defended \$110 million foreclosure action involving a major Florida mall
- Represented Chinese company in securities class actions related to "going private" transaction
- Represents Florida bank in litigation in New York federal court involving sale and servicing of a mortgage loan portfolio
- Represents executives and companies in non-compete and executive compensation matters
- Represents law firms as a fee expert
- Represented U.S. bank in \$6 million claims in litigation and international arbitration arising out of the failure of a major Dominican bank
- Represented shareholders of major Dominican companies in transnational litigation against banks and controlling shareholders

- Represented lenders and special servicers in commercial foreclosures and receiver actions
- Represented Guatemalan company in suit to enjoin draw on letter of credit based on fraud
- Represented major national bank in successful defense of a claim of mismanagement of an investment portfolio, where the claim sought damages in excess of \$9 million and we obtained a summary judgment dismissing the case
- Represented major Mexican company, a subsidiary of Cemex, in successful defense of \$28 million arbitration involving non-compete and unfair trade practice claims
- Represented a crib manufacturer and national retail chain in successful defense of federal consumer class action cases
- Represents health care providers, other professionals and insurers in False Claims Act litigation, including Medicare overpayments
- Represented national real estate developer in successful defense of \$70 million arbitration
- Represented American Airlines in a \$1.6 billion dispute over the redevelopment of Miami International Airport
- Obtained numerous injunctions for technology companies involving trade secrets, non-compete, non-disclosure, non-solicitation and unfair trade practices claims
- Represents aviation manufacturers, including a \$36 million accident arbitration
- Represents major national health insurer in federal litigation challenging insurer's reimbursement of non-participating providers
- Serves as lead defense counsel in numerous class actions
- Represented defendants in major securities fraud class action involving financial factoring

### **Published Cases**

- *In Re Application of Hornbeam Corp. Request for Discovery Pursuant to 28 U.S.C. 1782*, 14-CV-24887, 2020 WL 1302217 (S.D. Fla. Mar. 17, 2020)
- *In re Hornbeam Corp.*, 790 Fed. Appx. 199 (11th Cir. 2020)
- *Command Arms Accessories LLC v. ME Technology Inc.*, 2019 WL 5682670 (S.D.N.Y. October 31, 2019)
- *Miriam Sutherlin v. Wells Fargo & Company*, 2018 WL 1203107 (M.D. Fla. 2018)
- *Mulvaney v. The GEO Group, Inc. et al.*, 2017 WL 887193 (S.D. Fla. 2017)
- *WestLB AG v. BAC Florida Bank, et al.*, 912 F.Supp.2d 86 (S.D.N.Y. 2012)
- *APAC Customer Services, Inc. v. Michael Marrow et al*, 2012 WL 1443091 (N.D. Ill.)
- *APAC Customer Services, Inc. v. Michael Marrow et al*, 2012 WL 3235607 (N.D. Ill.)
- *Consejo De Defensa Del Estado De La Republica De Chile v. Espirito Santo Bank*, 2010 WL 2712093 (S.D. Fla. 2010)
- *Consejo De Defensa Del Estado De La Republica De Chile v. Espirito Santo Bank*, 2010 WL 2162868 (S.D. Fla. 2010)

- *Food Marketing Consultants, Inc., d/b/a Color All About It v. Sesame Workshop*, 2010 WL 1571210 (S.D. Fla. 2010)
- *Food Marketing Consultants, Inc., d/b/a Color All About It v. Sesame Workshop*, 2010 WL 1571206 (S.D. Fla. 2010)
- *Parrot, Inc. v. Nicestuff Distributing International, Inc.*, 2010 WL 680948 (S.D. Fla. 2010)
- *Paul Marcus and Deane Marcus v. M.S.L. Property Management, Inc.*, 2007 WL 8168667 (Fla. Cir. Ct.)
- *Parrot, Inc. v. Nicestuff Distributing International, Inc.*, 2009 WL 197979 (S.D. Fla. 2009)
- *Lennar Homes, L.L.C. v. V Ventures, LLC*, 988 So. 2d 660 (Fla. 3d DCA 2008)
- *O'Neil v. Simplicity, Inc.*, 553 F. Supp. 2d 1110 (D.Minn. 2008) *Siegel v. Marcus*, 980 So. 2d 1272 (Fla. 4th DCA 2008)
- *Jeffrey O., et al. v. City of Boca Raton*, 511 F. Supp. 2d 1339 (S.D. Fla. 2007)
- *Jeffrey O., et al. v. City of Boca Raton*, 511 F. Supp. 2d 1328 (S.D. Fla. 2007)
- *United Auto. Ins. Co. v. Diagnostics of South Florida, Inc.*, 921 So. 2d 23 (Fla. 3d DCA 2006)
- *Roland L. Rousselle and Patricia A. Rousselle, Debtors, Franklin Life Insurance Co. v. Rousselle*, 259 B.R. 409 (M.D. Fla. 2001)
- *Don King Productions v. Chavez*, 768 So. 2d 538 (Fla. 4th DCA 2000)
- *Kaplan v. Assetcare, Inc.*, 88 F. Supp. 2d 1355 (S.D. Fla. 2000)
- *United States ex rel. Becker v. U.S. Diagnostic*, 1999 WL 963032 (C.D. Cal. 1999)
- *Charter National Life Insurance Company v. FPL Group Capital Inc.*, 1997 WL 151033 (S.D.N.Y. 1999)
- *Performance Paint Yacht Refinishing v. Haines*, 190 F.R.D. 699 (S.D. Fla. 1999)
- *Air Canada v. Department of Transportation*, 148 F. 3d 1142 (D.C. Cir. 1998)
- *Don King Productions v. Chavez*, 717 So. 2d 1094 (Fla. 4th DCA 1998)
- *Bob Young, Inc. v. Southeast Bank*, 583 So. 2d 1083 (Fla. 3d DCA 1991)

## Honors

- *Chambers & Partners*, “Leaders in Their Field,” Litigation: General Commercial, 2006-14
- *Chambers USA*, Litigation, 2006-present
- *The Best Lawyers in America*®, Banking & Finance Litigation “Lawyer of the Year” in Miami, 2022
- *The Best Lawyers in America*®, Commercial Litigation, Banking & Finance Litigation, 2010-23
- *South Florida Legal Guide*, “Top Lawyers,” 2008-present
- *Benchmark Litigation*, “Local Litigation Stars,” 2009-present
- *Super Lawyers Corporate Counsel Edition*, Business Litigation, 2008-present
- *Florida Super Lawyers*, 2006-21
- Top 100 South Florida, 2011-13, 2017-18
- *Florida Trend*, “Legal Elite, 2004-09, 2011, 2014-17, 2019, 2022

- *Daily Business Review*
  - “Most Effective Lawyers,” Class Action, finalist, 2009
  - “Most Effective Lawyers,” Construction/Real Estate, finalist, 2007
  - “Most Effective Lawyers,” Zoning, finalist, 2007
- AV Peer Review Rated, Martindale-Hubbell

## Publications & Presentations

### Presentations

- “Mining for Evidentiary Gold: Discovery Proceedings to Obtain Evidence in the U.S. for Use in Non-U.S. Proceedings under 28 U.S.C. § 1782,” moderator, American Bar Association: International Law Section Fall Conference in Madrid, September 2022
- Opening Statements, CLE training video, lecturer, July 2017
- “How Experts Prepare Lawyers for Deposition and Trial,” featured speaker, American Society of Appraisers installation ceremony, Miami, June 2017
- “Hot Topics in International Litigation,” panelist, FI
- [Nova Southeastern University’s International Arbitration Society, speaker, August 2019](#)  
[Being an Expert training video, lecturer with David Lorenzo, August 2017](#)orida Bar International Law Section conference, Miami, February 2017
- “At the Bench with the Judges,” judicial panel moderator, American Society of Appraisers installation ceremony, Miami, June 2016
- “[U.S. Immigration Essentials: What Chinese Businesses and Investors Need to Know,](#)” Greater Miami Chamber of Commerce America’s Link trade mission to China, January 2016
- “Enforcing Arbitration Awards: Scope of Arbitration Provisions, Arbitrability of Issues, and Enforcement Mechanisms,” CLE Lecture, 2013
- “What Private and Non-Private Companies Need to Know About New Directors’ and Officers’ Exposures Due to Dodd-Frank and Other New Laws,” RIMS 2012 Florida Chapters 37th Annual Joint Educational Conference, Naples, Florida, August 2012
- “Effective Trial Questioning,” Miami, Florida, lecturer, April 2009
- “Damages in Commercial Law,” Miami, Florida, lecturer, April 2009
- “Florida Foreclosure Litigation,” Miami, Florida, lecturer, July 2008
- “A Practical Guide to Lender Liability,” Miami Beach, Florida, panel speaker, August 2006  
“Drafting & Enforcing Restrictive Covenants: Florida and Beyond,” Miami, Florida, lecturer, November 2007
- “The Pros and Cons of Arbitration,” Miami, Florida, lecturer, July 2006
- “Non-Competes and Trade Secrets: Protecting Your Most Valuable Resource,” Miami and West Palm Beach, Florida, lecturer, January 2004
- “Daubert Motions,” Miami, Florida, lecturer, January 2003

## **Publications**

- “[Sixth Circuit: Section 1782 Applies to Private Commercial Arbitration](#),” Daily Business Review, co-author, December 2019
- “How to Make Arbitration Live Up to Its Promise,” Daily Business Review, November 2016
- “Florida Passes Law to Enhance State RICO Act,” Daily Business Review, April 2016
- “Inadvertent Disclosures in Email,” Daily Business Review, co-author, 2009
- “Learning to Make the Right Decisions,” Intellectual Property Client Strategies, Aspatore Books, 2007

## **Professional Associations & Memberships**

- American Bar Foundation, fellow American Bar Association
  - Co-Chair, International Law Section, 2022-23
  - Litigation Section
  - Co-Chair, International Arbitration Skills Masterclass organizing committee
- Florida Bar
  - Board certified in Business
  - Litigation Board Certified in International Litigation and Arbitration Law Section
  - International Law Section
  - Unlicensed Practice of Law Committee
- Miami International Arbitration Society
  - Founding Member
  - Board of Directors, 2021-present

## **Civic & Community Service**

- Florida Grand Opera, chairperson, board of directors and executive committee, 2008-17