



David Max

OF COUNSEL

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David Max is of Counsel in Choate's Litigation and Investigations group. He represents clients in connection with complex commercial disputes in federal and state courts, with a focus on securities, antitrust, and other business litigation. David has extensive experience handling high-stakes litigation matters involving contractual disputes, structured finance products, employment issues, bankruptcy matters, and professional malpractice claims. He routinely advises public companies, financial institutions, investment firms, and private businesses across a range of industries, including pharmaceuticals, financial services, media, telecommunications, and energy. David is particularly experienced in complex class actions, multidistrict litigation, and disputes involving antitrust and sophisticated financial products.

Focus Areas

Litigation and
Investigations

Business and
Financial Litigation

Representative Engagements

- Represented Teva Pharmaceuticals and Actavis in multidistrict antitrust litigation alleging price-fixing of more than 100 generic drugs.
- Represented Loreley Financing in claims against major investment banks and financial institutions arising from billions of dollars of collateralized debt obligations and other structured finance products.
- Represented Comcast Corporation in antitrust class actions brought on behalf of multiple putative consumer classes.
- Represented the Royal Bank of Canada in successful litigation involving RMBS waterfall provisions.
- Represented Hudson Solar Cayman in a creditor dispute seeking payment under a guaranty securing approximately \$54 million in notes.
- Represented retail investors in litigation against Humanigen relating to a PIPE transaction involving the company's proprietary biopharmaceutical product.
- Represented real estate developer Rotem Rosen in multiple business disputes with a former partner, resulting in favorable dismissals and settlements.
- Represented Byju's in disputes relating to a \$1.2 billion term loan.
- Represented parties in securities, antitrust, contractual, employment, bankruptcy, and professional malpractice matters before federal and state courts.

Education & Credentials

- The University of Auckland, LL.B., with honors (2004), B.Com (2004)

Admissions

- New York
- New Zealand