

Contact

Adam L. Deming

Senior Counsel

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Adam Deming is a senior counsel in the Litigation Department and a member of the Appellate and International Arbitration Groups. His practice focuses on complex commercial disputes, including corporate governance, transactions, fiduciary duties, securities and insolvency. Adam has successfully argued before state and federal appellate courts and has drafted dozens of briefs for appeals to the United States Supreme Court, various Circuit Courts of Appeals and several state appellate courts, including the New York Court of Appeals and Delaware Supreme Court. He has also played a key role in leading trial teams to winning outcomes before federal, state and arbitral tribunals.

A member of the Appellate group, Adam has represented a wide range of clients in high-stakes appeals involving commercial transactions, labor relations, life sciences, insurance, patent and constitutional law. Adam leverages his appellate expertise at the trial level to advise clients on litigation strategy, preserve appellate issues, and draft key filings spanning the litigation lifecycle. He has co-authored chapters of *Principles of Appellate Litigation: A Guide to Modern Practice* (PLI Press), a leading annual treatise on appellate law.

Adam also draws on his extensive experience with complex legal issues and appeals to effectively represent clients in an array of commercial disputes. He regularly

represents corporations and board members in complex cases and arbitrations arising from business transactions, including matters before the Delaware Chancery Court and New York Supreme Court Commercial Division. Adam has also handled cross-border transaction cases to completion under the rules of both the American Arbitration Association and the International Chamber of Commerce. Representative matters include:

- Pursuit of claims on behalf of an international chemical company arising out of its acquisition of a subsidiary
- Defense of a board member and company private-equity investor against claims of breach of fiduciary duty in connection with drag-along sale of a fantasy sports company
- Pursuit of claims on behalf of a healthcare company founder and stockholders arising from post-merger breaches of earnout provisions by acquiring company
- Defense of a real estate company, including by the pursuit of an anti-suit injunction, against state claims for breach of corporate governance agreement by an investment entity

Adam actively maintains a pro bono practice. Recently, he represented a New York inmate in his appeal of the dismissal of his Eighth Amendment claims arising from an alleged series of abusive pat frisk searches. Arguing before the Second Circuit, Adam successfully secured a reversal of the district court's decision.

Before joining Proskauer, Adam served as a law clerk to Judge Patty Shwartz of the Third Circuit Court of Appeals. Adam also spent a year as a litigation associate at another international law firm. Prior to his legal career, Adam spent three years as a Teach for America Corps Member in New Orleans, Louisiana, where he taught middle school English.

Practices

Litigation, Trials, Mass Torts & Product Liability, Appellate, Securities Litigation, Asset Management Litigation

Industries

Asset Management, Private Capital, Life Sciences

Education

Tulane University, B.A.

summa cum laude

Phi Beta Kappa

University of Pennsylvania Carey Law School, J.D.

cum laude

Managing Editor, *University of Pennsylvania Journal of Constitutional Law*

Arthur C. Littleton Fellow Instructor in Legal Writing

The Wharton School of the University of Pennsylvania, Certificate in Management, 2016

Admissions & Qualifications

Massachusetts

New York

Clerkships

U.S. Court of Appeals, Third Circuit - Hon. Patty Shwartz

Court Admissions

U.S. Court of Appeals, First Circuit

U.S. Court of Appeals, Second Circuit

U.S. Court of Appeals, Third Circuit

U.S. Court of Appeals, Eighth Circuit

U.S. Court of Appeals, Ninth Circuit

U.S. Court of Appeals, Tenth Circuit

U.S. Court of Appeals, District of Columbia Circuit

Awards & Recognition

Best Lawyers in America: Ones to Watch 2023-2027