



Contact

## Shiloh Rainwater

Senior Counsel

National

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Shiloh Rainwater is a senior counsel in the Litigation Department and a member of the Appellate, International Arbitration, Real Estate Litigation, and Mass Torts & Product Liability Groups. Shiloh's practice spans a broad spectrum of complex disputes arising in a wide range of industries, with a particular emphasis on contracts, bankruptcy, constitutional law, labor & employment, real estate, and securities.

Shiloh has successfully represented clients in high-stakes appeals in state and federal appellate courts across the country, including at the certiorari and merits stages in the U.S. Supreme Court. His notable representations include securing a critical victory for the Financial Oversight and Management Board for Puerto Rico at the Supreme Court in an appeal concerning the Board's sovereign immunity. He also argued and prevailed on behalf of the Board at the First Circuit in an appeal concerning hundreds of millions of dollars in claims for administrative expenses in connection with Puerto Rico's historic debt restructuring. Several of his representations have earned "Litigator of the Week" runner-up and shout-out honors from *The American Lawyer*. He has also co-authored chapters of *Principles of Appellate Litigation: A Guide to Modern Practice* (PLI Press), a leading treatise on appellate practice that is updated annually.

At the trial level, clients have turned to Shiloh to handle the most difficult matters at every stage of litigation. His varied experience includes second-chairing an arbitration related to a \$90 million dispute between members of an LLC that owns commercial real estate in Manhattan and serving as the lead associate defending a nursing facility in a mass tort case centering on allegations of wrongful death related to COVID-19.

Shiloh maintains an active pro bono practice. Among his notable cases, Shiloh argued and prevailed at the Second Circuit on behalf of an incarcerated client alleging constitutional claims against prison officials. Following multiple appeals to the U.S. Court of Appeals for Veterans Claims, Shiloh also achieved a rare victory on behalf of a veteran seeking benefits from the Department of Veterans Affairs related to the costs of pursuing an advanced degree.

Before joining Proskauer, Shiloh served as a law clerk to the Honorable James O. Browning of the U.S. District Court for the District of New Mexico, one of the nation's most prolific federal judges. He also clerked for the Honorable Gregory A. Phillips of the U.S. Court of Appeals for the Tenth Circuit.

#### Practices

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Litigation, Appellate, International Arbitration, Real Estate Litigation, Mass Torts & Product Liability

#### Education

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Emory University, J.D.

Executive Notes & Comments Editor, *Emory International Law Review*

Pepperdine University, B.A.

#### Admissions & Qualifications

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Colorado

New York

#### Clerkships

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U.S. Court of Appeals, Tenth Circuit - Hon. Gregory A. Phillips

U.S. District Court, New Mexico - Hon. James O. Browning

### Court Admissions

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Supreme Court of the United States

U.S. Court of Appeals, First Circuit

U.S. Court of Appeals, Second 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

U.S. Court of Appeals, Federal Circuit

U.S. District Court, New York, Southern District

U.S. Court of Appeals for Veterans Claims

### Memberships

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New York State Bar Association

Colorado Bar Association

### Awards & Recognition

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New York Super Lawyers: Appellate: "Rising Star" 2024-2026