



## Kevin R. Malloy



**Kevin Malloy** focuses on litigation. He handles complex, commercial litigation in state and federal courts, in cases involving contracts, securities, consumer fraud and class action litigation. Kevin has co-authored articles on class actions and shareholder derivative actions in Illinois. Kevin has been recognized by his peers as a “Leading Lawyer” in Civil Appellate Law and Commercial Litigation.

### PROFESSIONAL ACTIVITIES

- Member, Illinois Appellate Lawyers Association, Chicago, Illinois and American Bar Associations
- Member, Chicago Bar Association Judicial Evaluation Committee
- Counsel, State of Illinois Compensation Review Board (2008-2009). Board set proposed salary levels for Illinois constitutional officers, legislators, judges, agency heads and state’s attorneys

### PUBLICATIONS

- State Practice: Illinois’ Class Action Statute, CLASS ACTIONS, Illinois Institute for Continuing Legal Education, 2015 (co-author)
- Procedural Aspects of Shareholder Derivative Suits in Illinois, CLASS ACTIONS, Illinois Institute for Continuing Legal Education, 2015
- Special Considerations in a Class Action, ILLINOIS CIVIL DISCOVERY PRACTICE, Illinois Institute for Continuing Legal Education, 2014 (co-author)

### EDUCATION

- The American University, Washington College of Law, J.D., cum laude 1997; Recent Developments Editor, The American University International Law Review
- University of Notre Dame, B.A., 1993

## NOTABLE CASES

- **Kristensen v. Credit Payment Serv. Inc., et al.** Obtained summary judgment and affirmance by the Ninth Circuit on behalf of a lending institution in a \$150 million Telephone Consumer Protection Act case.
- **Michalowski v. Rutherford.** Obtained dismissal of RICO claim against the Illinois State Treasurer's campaign committee.
- **Edward E. Gillen Co. v. Specialty Granules, Inc.** Represented Specialty Granules in a complex commercial dispute and 16-day arbitration hearing.
- **504 N Wells, LLC v. River North, LLC, et al.** Represented leading real estate company in commercial dispute over multi-million dollar judgment concerning River North real estate.
- **LKQ Corporation.** Represented and advised LKQ, the largest nationwide provider of aftermarket collision replacement products, and its subsidiaries in a variety of matters. Successfully argued insurance coverage dispute on behalf of LKQ before Illinois Appellate Court.
- **SEC v. Buntrock, et al., and related cases.** Represented chief accounting officer in litigation resulting from \$1.7 billion restatement by Waste Management Company; at that time, the largest in corporate history. Case settled.