

Timothy J. Fitzmaurice

Senior Associate

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Tim Fitzmaurice is a senior associate in Alston & Bird's Securities Litigation Group, where he concentrates his practice on defending public companies in securities class actions and M&A litigation. Tim also frequently defends individuals, private firms, and public companies in SEC investigations and enforcement proceedings.

During law school, Tim was an articles and notes editor for the *Fordham Law Review* and the recipient of the Fordham Law School Prize. He graduated magna cum laude and was elected to the Order of the Coif.

Tim received his B.A., summa cum laude, in philosophy from Boston College, where he was elected to Phi Beta Kappa.

Representative Experience

- Representing MiMedx Group in a putative securities class action pending in Georgia federal court.
- Representing a publicly traded education services company and two of its senior officers in a putative securities class action pending in Delaware federal court.
- Representing Synchronoss Technologies' former CFO in putative securities class action pending in New Jersey federal court.
- Represented two former directors of a publicly traded company in post-SPAC litigation.
- Represented individuals, financial services firms, and public companies in non-public SEC investigations.
- Represented First Connecticut Bancorp and its former board members in a putative securities class action filed in Maryland federal court arising out of First Connecticut's merger with People's United Financial. The court granted the defendants' motion for summary judgment and dismissed the case. *Karp v. First Connecticut Bancorp, Inc.*, No. RDB-18-2496, 2021 U.S. Dist. LEXIS 77677 (D. Md. Apr. 9, 2021).
- Represented LHC Group in a putative securities class action filed in Kentucky federal court arising out of its merger with Almost Family. The court denied the plaintiff's motion for a preliminary injunction to enjoin the merger and subsequently granted the defendants' motion to dismiss. *Stein v. Almost Family, Inc.*, No. 3:18-cv-00129-TBR, 2018 U.S. Dist. LEXIS 46910 (W.D. Ky. Mar. 22, 2018); *In re Almost Family Secs. Litig.*, No. 3:18-cv-00040-RGJ, 2020 U.S. Dist. LEXIS 23456 (W.D. Ky. Feb. 11, 2020).
- Represented an investment advisor and its principal in an SEC enforcement action alleging manipulation of trading and material misrepresentations to investors, as well as follow-on SEC administrative proceedings.
- Represented MiMedx Group in a shareholder derivative action filed in Georgia federal court.
- Represented a power generation company in a putative securities class action filed in North Carolina federal court and in derivative lawsuits filed in state and federal court.
- Represented 3D Systems in a putative securities class action filed in South Carolina federal court and in derivative lawsuits filed in federal and state court.

Publications & Presentations

Publications

- “Early Securities Class Actions Highlight COVID Litigation Risk,” *Law360*, April 9, 2020.

Presentations

- “*Liu v. SEC*: Disgorgement Is Alive and ... Well? The Future of Disgorgement for the SEC and the FTC,” Practising Law Institute, webinar, July 27, 2020.
- “*Liu v. SEC*: Will the Supreme Court Abolish SEC Disgorgement?” Practising Law Institute, webinar, March 9, 2020.
- “*Lorenzo v. SEC*: Supreme Court Decides When a Non-Speaker Can Be Liable Under Federal Securities Laws,” Practising Law Institute, webinar, April 22, 2019.
- “*Lucia v. SEC*: Supreme Court Holds SEC ALJs Are Not Properly Appointed Under the U.S. Constitution,” Practising Law Institute, webinar, July 17, 2018.

Education

- Fordham University (J.D., 2013)
- Boston College (B.A., 2010)

Admitted to Practice

- Georgia
- New York

Related Services

Securities Litigation