

## Gordon W. Netzorg

Member

### Denver, Colorado

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### Legal Secretary

Terri Gonzales

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### Areas of Emphasis

Litigation, Trials and Appeals

Securities Regulation and Compliance

Corporate Governance and Investigations

### Education

- Juris Doctor, *with honors*, Syracuse University, 1976
  - Articles Editor, *Syracuse Law Review*
- Bachelor of Arts, University of Pennsylvania, 1970



Skip Netzorg's trial practice focuses on complex, multi-party commercial litigation, with an emphasis on partnership, limited liability company, and corporate disputes; officer and director liability, bond litigation, securities and fraud litigation; natural resources including oil and gas, mining disputes; lender liability, banking, real estate, and trust and estate litigation. In addition, Skip has served as an arbitration panel chair, panel member or sole arbitrator in a wide variety of major cases where arbitration demands have ranged from 6 to 10 figures.

### Representative Matters

- Typical cases involve issues as diverse as breach of contract, breach of fiduciary duties, corporate governance, business and investment fraud, real estate, debtor-lender disputes, intellectual property and natural resources.
- Represents a range of clients from chief executives, board members, and multinational corporations, to individuals and small businesses, both plaintiffs and defendants.
- Extensive familiarity with corporate, partnership, limited liability company and banking statutory requirements.
- Defense of bank officers and directors on FDIC investigations and administrative claims, including civil monetary penalties and industry bars
- Defense counsel to bank directors in administrative proceedings by FDIC relating to largest bank failure in Colorado history.
- Has been involved with all aspects of special litigation committees, from court appointment as special litigation counsel to counsel for corporate entities in derivative litigation.

- Successfully tried and obtained verdicts, judgments and arbitration awards in wide variety of complex commercial cases including 8-figure awards and 9 figure settlements.
- Representative matters include: Represented major bank in bond litigation on behalf of bank customers, recovering in excess of 100% of customer investments; Defended mountain developers against major ski area in extinguishing ski area's rights in 6,000 acres of mountain real estate; Represented major law firm in defense of multimillion dollar claims filed against it – law firm exonerated after 3 day trial; Numerous other cases including shareholder and bondholder suits and class actions, representation of officers and directors in corporate investigations and lawsuits, representation of investors against brokerage firms, representation of various parties in disputed estate matters, oil and gas and mining disputes, disputes among professionals, defense of Resolution Trust Corporation and FDIC investigations and administrative claims on behalf of officers and directors, service as court-appointed discovery and special master; and special litigation committee counsel in derivative litigation.
- Arbitration cases have included large complex commercial contracts; banking lending practices; finder's fees; intellectual property; computers; programming; patents; unfair trade practices; breach of fiduciary duties; fraud; accounting and tax; FLSA; putative class actions; collateralized debt; business breakups; natural resources, mining and oil and gas disputes; tribal conflicts; securities and investments; gaming facilities; sports controversies; and real estate matters.
- Mediation cases have included breach of fiduciary duty; breach of trust; registered representative (stock broker) misconduct; entity breakups; professional malpractice; insurance coverage; breach of contract; divorce; auto accidents and large, complex estate and trust matters. Many of these cases have been multiparty mediations.

## **Professional Activities**

- Admitted Colorado
- Admitted to practice before the United States Court of Appeals for the Tenth Circuit and the United States District Court for the District of Colorado
- Member, American Arbitration Association National Panel of Arbitrators and Mediators
- Member, American Arbitration Association Large Case Committee
- Member, American College of Trial Lawyers Task Force on Discovery and Civil Justice
- Member, Colorado Supreme Court Advisory Committee on the Rules of Civil Procedure
- Co-Chair, Colorado Civil Access Business Pilot Project
- Life Fellow, American Bar Foundation
- Colorado Charter Member, National Academy of Distinguished Neutrals
- Past President Colorado Trial Lawyers Association
- Past Chair, Commercial Law Section, Colorado Trial Lawyers Association
- Colorado State Chair, American College of Trial Lawyers, 2010-2012

## **Honors and Awards**

- Fellow, American College of Trial Lawyers
- Fellow, International Academy of Trial Lawyers
- Top Lawyer – Commercial Litigation, *5280 Magazine*, 2015-2018

- Ranked #2 Colorado *Super Lawyers* 2018, Top 10 Colorado *Super Lawyers* 2013-2018, Top 100 Colorado *Super Lawyers* 2012-2013, Top 50 Colorado *Super Lawyers* 2006-2011
- IAALS Rebuilding Justice Award, April 2015
- Best of the Bar Award for Securities Law
- *Best Lawyers'* 2010 and 2013 Litigation Banking and Finance Law Lawyer of the Year, Denver, CO
- *Best Lawyers in America* (20 years) listed in Arbitration, Bet-the-Company Litigation, Commercial Litigation, Litigation –Banking and Finance, Litigation – Real Estate, Litigation – Securities, Mediation
- *Law Week Colorado* 2011 Lawyer of the Year
- *Law Week Colorado* Barrister's Best 2015, "People's Choice (attorney votes): Best Renewable Energy Lawyer"
- Corporate *LiveWire* 2015 Natural Resources Litigation -Colorado Lawyer of the Year

## **Publications and Presentations**

### **Recent Publications**

- **Co-author with Hon. Ann B. Frick, Significant Changes for Business Cases Under the Colorado Civil Access Pilot Project**  
The Colorado Lawyer, Vol. 41, No. 1 page 29  
January 2012
- **Co-author with Gilbert Dickenson, Natalie Brown and Hon. Ann B. Frick, Colorado at the Crossroads: Civil Access Pilot Project**  
The Colorado Lawyer, Vol. 40, No. 1 page 17  
January 2011
- **Co-author with Tobin Kern, Proportional Discovery: Making It the Norm, Rather Than the Exception**  
87 University of Denver Law Review 513  
March 2010

### **Recent Presentations**

- **Rethinking the Rules – Begin with the End in Mind**  
10<sup>th</sup> Circuit Bench and Bar Conference  
August 2010
- **Frequent Lecturer, trial practice subjects, various bar associations**