



# Anthony D. Dougherty

Partner

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Business Litigation



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## Overview

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Anthony is an experienced litigator concentrating in the areas of complex civil litigation, mass torts, education, labor and employment, and not-for-profit law. Representing a diverse client base, Anthony provides counsel on both national and international matters, assisting clients throughout the United States, as well as in countries such as Australia, Ireland and Canada.

A significant focus of Anthony's practice is working with religious institutions and not-for-profit organizations handling a variety of non-profit and governance matters, including forensic auditing and government and regulatory investigations, and obtaining and maintaining federal tax-exempt status.

Anthony is a Certified Fraud Examiner (CFE). He partners with clients to proactively assess risk, prevent fraud and advise on investigations. He has successfully represented clients before various state and federal agencies such as the New York State Division of Human Rights, the Equal Employment Opportunity Commission, and the Dormitory Authority of the State of New York.

Anthony has vast experience mediating cases pending in state and federal jurisdictions involving multiple parties and settlement amounts ranging into the millions. He offers efficient and cost-effective strategic solutions to resolve matters, while simultaneously limiting client exposure. He has developed a project management litigation protocol which uses technology, people and processes to drive efficiency and deliver value to his clients.

## Representative Experience

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- The Christian Brothers' Institute and The Christian Brothers of Ireland, Inc. in a landmark case as the first Roman Catholic religious order to file voluntary petitions in the United States Bankruptcy Court in the Southern District of New York seeking relief under the provisions of Chapter 11 of the United States Bankruptcy Code.
- The Congregation of Christian Brothers (CCB) in connection with a class action complaint alleging violations of the Alien Tort Claims Act, 28 U.S.C. § 1350, in which the Honorable Paul A. Crotty granted CCB's motion to dismiss concluding that the claims were barred by the statute of limitations and finding that CCB was improperly served, outside the Court's personal jurisdiction and not the same entity alleged to have committed the acts alleged in the complaint *Emmanuel Ellul, et al., v. Congregation of Christian Brothers, et al.*, No. 09 Civ. 10590 (PAC), 2011 WL 1085325 (S.D.N.Y. March 23, 2011).
- The Sisters of the Catholic Apostolate in connection with a Lopez hearing ordered by the lower court based on plaintiffs' claims that the statute of limitations should be tolled due to their mental state and that this action, involving purported misconduct that allegedly occurred over 65 years earlier, should be allowed to go forward in 2010; at the conclusion of plaintiffs' case, the lower court granted our summary judgment motion to dismiss the case in its entirety with prejudice, a dismissal which was later affirmed by the appellate court, and plaintiffs' subsequent motion to reopen the appeal was denied. Read a news article about the case here *Coffey and Fioretti v. Sisters of the Catholic Apostolic, et al.*, Superior Court of New Jersey Docket No.: L-7753-05, Appellate Court Docket No.: A-001001-10.
- Father John O'Brien in connection with an action in which a terminated employee brought RICO and Title VII claims against it, resulting in the United States Court of Appeals, Second Circuit affirming the lower court's dismissal and granting of sanctions against the employee-plaintiff's attorney *Hoatson v. New York Archdiocese, et al.*, 280 Fed. Appx. 88 (2d Cir. 2008).
- On behalf of a Catholic Religious Order, successfully mediated multiple tort plaintiffs by achieving consensus on a reasonable global verdict analysis, reasonable individual and global settlement analysis, and reasonable global settlement outcome in the State of Washington.
- A Catholic Religious Institute in connection with a multi-plaintiff global settlement resulting from the successful mediation of multiple tort claims. *Conaty v. Catholic Diocese of Wilmington, Inc., et al.*, Superior Court of the State of Delaware in and for New Castle County, Case No. 08C-05-050 WCC.
- On behalf of a Post-Secondary Institution, successfully conducted an investigation into allegations of embezzlement by the chief financial officer.
- On behalf of an educational institution, successfully investigated allegations of manipulation of student data by the chief academic officer.



## Professional and Community Involvement

- Association of Certified Fraud Examiners
- American Bar Association
- Federal Bar Council
- New York State Bar Association
- New York City Bar Association
- Pennsylvania Bar Association

## Credentials

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### Education

- Brooklyn Law School, JD
- John Jay College of Criminal Justice, City University of New York, BS

### Admissions

- New Jersey
- New York
- Pennsylvania
- U.S. Court of Appeals for the Second Circuit
- U.S. District Court for the Eastern District of New York
- U.S. District Court for the Northern District of New York
- U.S. District Court for the Southern District of New York
- U.S. Supreme Court

### Offices

- New York, NY
- Hackensack, NJ

## Areas of Focus

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### Practice

- Business Litigation
- Corporate Compliance, Investigations & White Collar Defense



