



DAVID IRA ROSENBAUM

PARTNER

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PRACTICE AREAS:

COMMERCIAL LITIGATION

COMMERCIAL TRANSACTIONS

PRODUCT LIABILITY

PREMISES LIABILITY

BAR ADMISSIONS:

NEW JERSEY

PENNSYLVANIA

David Ira Rosenbaum is a partner to the law firm of Rawle & Henderson LLP in the Philadelphia office and the Chair of its Commercial Litigation and Commercial Transactions Departments. In addition to his extensive litigation and transactional experience, Mr. Rosenbaum also has an active Product Liability practice. He holds appointments as an Adjunct Professor of Product Liability Law at Temple University's School of Law, as a Judge Pro Tem in the Court of Common Pleas of Philadelphia County and is a member of the prestigious Product Liability Advisory Council.

Mr. Rosenbaum also serves as General Counsel to Rawle & Henderson LLP. As the chief, in-house legal adviser, he represents the Firm in business disputes, litigation and transactional matters. He was selected to be the firm's first General Counsel because of his expertise and success in representing business clients and other law firms in litigation and transactional matters.

Mr. Rosenbaum regularly represents corporate clients in complex commercial matters involving breaches of contract, restrictive covenants, piercing corporate veils/alter egos, commercial mortgages/personal guarantees, health care and medical practice disputes, Perishable Agricultural Commodities Act claims, construction litigation, collection matters, partnership disputes, breaches of asset purchase agreements, copyright/trademark violations, and breaches of fiduciary duty disputes.

Mr. Rosenbaum's commercial litigation accomplishments and successes include:

- Obtaining summary judgment in federal court rejecting claim to pierce corporate veil of international holding company involved in risk management of subsidiaries;
- Securing defense verdict in breach of consulting services contract case;
- Favorably resolving hotly contested dispute between general and limited partners in a real estate venture;
- Defeating nationwide class certification in alleged consumer fraud case against U.S. distributor of luxury automobiles;
- Negotiating settlement of restrictive covenant litigation facilitating continued operation of client's ongoing business;



- Obtaining favorable settlement for employee at mediation of suit for wrongful termination and unpaid commissions;
- Obtaining favorable settlements at mediations for medical practice of suit for wrongful termination of contract and contract interference by hospital;
- Securing full recovery for client defrauded in connection with multi-million dollar real estate transaction;
- Defeating federal court motion to dismiss alter ego/piercing corporate veil claims in management contract dispute;
- Negotiating forbearance agreements to resolve commercial mortgage and personal guaranty disputes;
- Negotiating favorable settlement of equipment leasing contract disputes;
- Serving as lead litigator for the successful gubernatorial campaign of the Honorable Edward G. Rendell in election-day disputes in the Montgomery County Court of Common Pleas.

Mr. Rosenbaum serves as national counsel to an agricultural finance company involved in domestic and international real estate and factoring transactions. In that capacity, he hires and supervises local counsel and assists in developing litigation and risk avoidance strategies.

Mr. Rosenbaum's transactional practice includes drafting and negotiating:

- Employment and Related Agreements, including physician employment contracts, agreements between and among medical practices and health care systems; agency agreements, expert witness agreements, consulting contracts, service and management contracts; licensing agreements; athletic sponsorship agreements; general contractor agreements;
- Acquisition Agreements and New Business Ventures, including asset purchase agreements, joint venture agreements, vendor contracts;
- Financing Documents, including loan and security Agreements, deeds of trust, promissory notes, personal guarantees, factoring agreements, forbearance agreements, deeds in lieu of foreclosure, loan participation agreements, environmental indemnity agreements;
- Real Estate Agreements, including, residential and commercial real estate leases and purchase agreements, contracts for leasehold improvements;
- Corporate Agreements and Related Documents, agreements to wind down partnerships; corporate by laws and amendments; reinstatement of corporation with revoked corporate charter; stock and LLC membership purchase agreements;
- Other Contracts, settlement agreements, letters of intent, term sheets, settlement agreements, releases and confidentiality and non-disclosure agreements.

Throughout his career, Mr. Rosenbaum has vigorously defended manufacturers in a wide variety of product liability lawsuits including those brought by:

- drivers and passengers of automobiles injured or disfigured by allegedly defective air bag systems or purported sudden accelerations;
- an amusement park patron claiming injuries from supposed design flaws in roller coaster;
- a catastrophically burned child allegedly injured by inadequately childproofed butane lighter;
- a driver claiming defectively designed ingress/egress systems in tractor trailer;



- forklift operators allegedly injured because of the absence of automatic reverse alarms, grounding straps or guarding;
- consumers claiming injuries due to allegedly defective manufacturing of breakfast cereal.

Mr. Rosenbaum has also represented several corporate clients involved in managing nationwide product recalls and in formulating product warnings and instructions and in taking other steps to minimize the risk of product related injuries and lawsuits.

Mr. Rosenbaum is a 1988 *cum laude* graduate of Temple University School of Law, where he served on the **Temple Law Review**. He obtained an A.B. Degree in Political Economy from Vassar College in 1983. His achievements as a distinguished alumnus were recognized by his alma mater when it selected him to serve on the Board of Directors of its Alumni Association, as Class Correspondent and as the Chairperson of its Alumni Admissions Committee in Central and Eastern Pennsylvania and Southern New Jersey.

Mr. Rosenbaum is admitted to practice law in both Pennsylvania and New Jersey as well as in the United States District Courts for the Eastern and Middle Districts of Pennsylvania and the District of New Jersey. Mr. Rosenbaum also has been admitted to perform appellate work in both the Third Circuit Court of Appeals and U.S. Supreme Court.

He was named a 2012 **Pennsylvania Super Lawyer** by *Law & Politics*. He has been rated AV Preminent by Martindale-Hubbell in 2017 for the 17th consecutive year. He was listed in the 2015 edition of **Philadelphia's Top Rated Lawyers**. Mr. Rosenbaum has been rated a 2016 Top Business Attorney by *Philly Biz Magazine*.

Mr. Rosenbaum is the current President of the Neighborhood Club of Bala Cynwyd and the Chair of its Zoning Subcommittee. He also serves on the Board of Directors of the Philadelphia Boys Choir and Chorale and is the Alumni Admissions Chair for Vassar College.

A native of Brookline, Massachusetts, David Rosenbaum resides with his wife and children in Lower Merion Township, Pennsylvania.

ENDORSEMENTS:

What our transactional clients say about us....

“If you are in-house legal counsel and need outside expertise on a complex commercial transaction, litigation or product liability issue, and you need a quick-turnaround for your business team, then I strongly recommend that you reach out to David Rosenbaum. Over the past 10 years as GE’s in-house counsel, I have reached out to David for support on a wide variety of commercial matters. He has gained a reputation as a trusted advisor for our business – he is insightful, responsive and finds creative solutions. During difficult contract negotiations, his calm demeanor and sense of humor helped us reach the finish line. For example, David was critical to GE’s successful closure of a number of asset purchase agreements and the negotiation of many other key transactions. His strategic advice led to favorable settlements of commercial litigation, and also helped us reach early resolution of contract disputes to mitigate costs.”

—Jeanne Cook, Senior Counsel, GE Water – North America, The General Electric Company



What our litigation clients say about us....

“David is a tenacious lawyer who will get results. He is very knowledgeable, creative, and energetic and will undoubtedly look out for the client's best interest.”

—**David Cordero, Vice President and General Counsel at Maserati North America, Inc.**

“As co-counsel in a federal case involving an out-of-state client, David made himself available for consultation and the completion of time-sensitive work at all hours of the day and every day of the week. His work was excellent and his counsel consistently thoughtful, concise, rational, efficient and effective. Our client benefitted greatly from David’s subtle thinking, measured aggressiveness, and manifest common sense.”

—**Robert J. Kahn, Esq., Walnut Creek, California**

“I have turned to Dave on litigation matters for over 15 years and count on him for his ability to quickly understand and assess disputes and look for creative solutions leveraging my client’s position for the maximum benefit. When I have the need I know that he is a dependable asset and I have no hesitation in introducing him to my clients. Plus, he’s a pleasure to work with.”

—**Marc L. Frohman, Esq., Frohman & Associates, LLC**

“I had the pleasure of working with David on two litigation matters when I was General Counsel for the client. His work was exemplary in every detail. He was very good at keeping me informed of the status of the cases. David is undoubtedly the best outside counsel I have ever utilized. I recommend him without hesitation.”

—**William K. Walker, Esq., Walker Reausaw**