

Daniel S. Klein

Dan Klein represents business and financial services clients in litigation, transactional, and data privacy matters.

Dan has significant experience in complex commercial litigation for banks and other financial institutions. He has represented financial services companies as plaintiffs in accounting and other professional service malpractice claims, as defendants based on alleged employee misconduct, and in disputes over syndicated loan agreements. At his prior firm, Dan represented the estate of a national financial services firm in post-bankruptcy litigation and mediations over derivative swap transactions. Dan has also represented lenders in distressed debtor work-outs, loan modifications, and collections.

Dan's work has led to multi-million dollar recoveries for bank plaintiffs and the dismissal of claims against financial services clients through dispositive motion practice. He has been recognized as a Texas Rising Star from 2017—2019.

In addition to his work for financial institutions, Dan has represented businesses in the oil and gas, aerospace, sports, and real estate industries, in complex litigation in federal and state courts and in arbitration. He has successfully litigated disputes involving corporate governance, securities escheatment, the acquisition of publicly traded companies, antitrust issues, breach of contract, and various business torts.

Dan has also represented borrowers and lenders in negotiating and drafting loans up to \$30 million. That transactional experience has given him a unique perspective and familiarity with key documents when litigating loan disputes. And his litigation experience has taught him the value of ensuring contracts are clear and consistent with the most recent case law, while ensuring cost-effective legal services.

Dan is committed to ongoing professional education, as evidenced by his selection to the Texas Bar College, and he stays abreast of technological and regulatory developments affecting the financial services industry. He has become heavily involved in the cyber-security area and has written and spoken on data privacy issues and cyber insurance, as well as advising small businesses on data breach notification requirements and GDPR compliance.

Before entering law practice, Dan served as a Sergeant in military intelligence in the Marine Corps Reserves, deploying to Iraq and Afghanistan. He then clerked for the Hon. Gerald B. Tjoflat at the United



OF COUNSEL

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States Court of Appeals for the Eleventh Circuit, before beginning his legal career at the Dallas office of an international law firm.

CORE FOCUS

- Financial Services
- Financial Services: Distressed Debt & Bankruptcy
- Financial Services: Litigation
- Real Estate
- Real Estate: Litigation
- Real Estate: Transactions
- Real Estate: Distressed Debt & Bankruptcy

EDUCATION

- University of Texas School of Law, J.D., 2006
 - Order of the Coif
 - Order of the Chancellors
 - Review of Litigation: Associate Editor
 - National Moot Court Team
 - Law Clerk, The Hon. Gerald Tjoflat, United States Court of Appeals for the Eleventh Circuit.
- US Marine Corps Reserves
 - 1997—2007
 - Military Intelligence Analyst
 - Iraq and Afghanistan Veteran
- University of Kansas, B.A., 2001
 - Phi Beta Kappa
 - Departmental Honors in History and Political Science
 - Anderson Scholarship for best history honors thesis
 - University Honors Program graduate

ADMISSIONS

- State Bar of Texas, 2009
- United States District Court for the Northern District of Texas
- United States District Court for the Southern District of Texas
- United States District Court for the Eastern District of Texas
- United States District Court for the Western District of Texas

HONORS & AWARDS

- Texas Rising Stars by Thompson Reuters (2017—2019)
- Texas Bar College (2016—2018)
- Cardozo Society's Outstanding Lawyer Under 40 (2013)

COMMUNITY

- Former Board Member of Alley's House, a Dallas-based non-profit providing educational services to teenage mothers.

ASSOCIATIONS

- Dallas Bar Association
- Texas Bankers Association / Texas Association of Bank Counsel
- Dallas Association of Financial Professionals

RELATED NEWS

- New Regulation Alert: OCC Proposed New “True Lender” Rule May Reduce Claims Against Banks and Facilitate Partnered Lending
- OCC Issues New Final Rule On Community Reinvestment Act
- Updates on the CARES Act loans program