

# CLASS ACTIONS

Securities and Consumer Class Actions in Health, Tech, Automotive, & Financial Services

As securities and consumer class actions, shareholder derivative suits, mass torts litigation and international class actions are on the rise, Kamminga Mediation helps parties to resolve these matters speedily and efficiently. Dr. Kamminga has in-depth experience in settling multi-million and sometimes several billion-dollar class actions and opt-out disputes involving global companies and highly sophisticated plaintiff counsel. Parties trust him to mediate to resolution complex matters with disparate issues and across multiple jurisdictions or borders. His track record includes settlements in cases involving sophisticated Plaintiffs and a variety of Fortune 500 companies, many other NYSE and NASDAQ corporations and European multinationals in several industries.

## Types Of Matters And Industries

We handle high profile (international) tort, consumer fraud litigation, securities class actions, shareholder derivative, and opt-out cases. They include cases resulting from product defects, environmental disasters, or mass disasters. Kamminga mediates disputes between the Class and companies from the financial industry, the pharmaceutical, tech, life science, commodities, oil and gas, and automotive industry.

Over the past decade, Dr. Kamminga, for instance, (co)mediated claims ranging from pharmaceutical product recalls claims, claims brought against banks for the sales practices of financial products, consumer debt collection practices, environmental violations,

and claims involving the sale of employee benefits products. Kamminga’s unique securities experience includes cases against numerous financial institutions, including banks and insurance companies in a variety of matters related to all aspects of the Credit Crisis, and against Fortune 500 companies. Kamminga further mediated cases in the commodities industries addressing issues of market manipulation, price-fixing allegations, and derivatives. We also developed an expertise on the changing regulatory landscape of data breach, privacy and cybersecurity relevant to class actions in this area.



# Securities class actions

- **We have broad experience with securities class actions (and opt-outs)** often with overlapping internal investigations, class and derivative actions, and investigations by the SEC and other federal or state or foreign regulators.
- **We possess excellent working knowledge of the various financial products, practices, and businesses** that make up the financial services industry, and can study up on new issues quickly.
- **We are well familiar with many of the types of challenges that companies throughout these industries face**, including significant competition issues affecting businesses, involving the Antitrust Division of the DOJ, FTC and state attorneys general, and the EU Commission.
- **We are familiar with federal securities laws, unfair and deceptive business practice statutes, and numerous state consumer protection regulations.**

## Example Cases

### INTERNATIONAL

Securities class action against Danish energy company. Securities class action against a Dutch Belgian Bank under the Dutch WCAM.

### OPT-OUTS

Opt-out securities claim brought by hedge funds against mining company related to the development of a mine in South America and compliance with environmental requirements; Opt-out securities case for fraud and bid rigging brought by a public retirement fund against an insurance broker;

### ANTITRUST

An antitrust class action brought against a major European bank for manipulating the Libor and Euribor interest rate benchmarks; State action against major investment bank for misrepresentation related to sale of financial products; Antitrust class action claim against one of the largest U.S. egg producers for conspiring to increase egg prices.

### ENVIRONMENTAL/ CONSUMER FRAUD

An environmental pollution and consumer fraud class action claim brought by State AG against a German car manufacturer for violating environmental regulations; A product defect claim against a leading pharmaceutical device manufacturer; Class action brought by investors against a consumer lending company accused of misrepresentations regarding their practices;

### SHAREHOLDER DERIVATIVE SUITS

Shareholder derivative action alleging insider trading and breaches of fiduciary duty against a wearable technology device company's officers and directors; shareholder derivative suit against multinational telecommunications company arising out of a breach of fiduciary duty arising out of reporting of the company's financial results and prospects.

### SECURITIES FRAUD

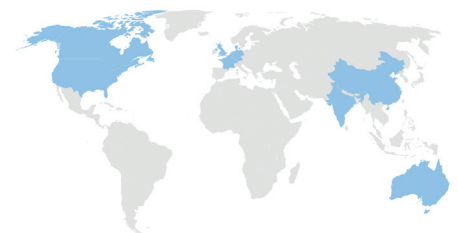
Securities fraud claim brought by public retirement fund against an home health care service provider; a securities claim brought against a car maker for securities fraud and unjust enrichment related to a its stake in another major car maker; Securities class action against Chinese internet data service provider accused of revenue inflation; Securities class action against Indian online streaming company related to alleged misleading statements; Securities class action brought on behalf of consumers against consumer tech device maker for making false and misleading statements.

## Our Clients



Dr. Kamminga has mediated with top U.S. and international Plaintiffs' counsel, U.S. Fortune 500 and Fortune 1000 global companies. The past years, for instance, he has mediated matters with eight of the top ten

National Trial Lawyer" Most Feared Plaintiff Firms', three of the world's top five largest accounting firms, eight firms out of the top ten Amlaw 100 law firms, and virtually all of the largest insurance companies in the U.S. and Europe.



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**CLASS ACTIONS** » Securities & Consumer Class Actions  
**FINANCIAL SERVICES** & Opt Outs  
**ENERGY** Mass Tort Matters  
**CONSTRUCTION** International Class Actions  
Shareholder Derivative Suits

# About Dr. Peter Kamminga



Kamminga has been involved as a mediator in some of the most noteworthy cases nationwide and abroad. Working as part of the mediation team of JAMS co-founder Judge Daniel Weinstein (Ret.), he has honed his skills in effectively navigating and helping to bring to resolution some of the most complex and high-profile disputes around. After he ventured out on his own, this unique experience has put him on the map

as a preferred mediator for sophisticated clients and plaintiffs alike. What sets him apart is his unique international profile and experience in cross-border matters and interpersonal skills. Leading plaintiff firms, insurance counsel, and businesses and their counsel on both sides of the ocean turn to him for his skillful diplomacy and a keen appreciation of the business realities driving their divergent interests.

## What Our Clients Say...



*"...calm and deliberate, exhibiting much patience in dealing with the people, focused on understanding the dispute and its nuances, while at the same time 'driving' the process and determined to get a settlement done."*

— Amlaw Top 20 Attorney



*"Peter clearly understands the parties and knows when to put the hammer down to move the case to its resolution."*

— Counsel, Fortune top 10 Company



*"He combines persistence and perceptiveness with a charming, friendly and tactful manner, which helps in getting the parties to resolution."*

— Lead Plaintiff Counsel



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