

# Marta A. Stein, Esq.

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#### **PROFESSION**

Corporate Legal Strategist & C-Suite Advisor. Attorney. Neutral Mediator. Neutral Arbitrator.

#### **PROFILE**

Complex commercial litigator with over 30 years of trial and executive counseling experience with a focus on successful resolution of high-stakes litigation on behalf of major corporate clients (as both plaintiff and defendant), either through negotiations or litigation victories. Strategic Advisor to Management and Boards. Risk Management. Corporate Compliance. Experience in multiple industries across business lines.

#### **ADR EXPERIENCE**

Northwestern University, Mediation Skills Training Certificate Program School of Professional Studies, Chicago, Illinois Harvard Law School, PLI, Program on Negotiation Cambridge, Massachusetts

**AAA Arbitration Panel Member**, Commercial Matters **CBA Mediation Program Panel Member**, asked to be part of the inaugural panel

Handled numerous arbitrations with both single arbitrators and panels including under the Large, Complex Commercial Disputes Rules. Drafted countless arbitration clauses for clients and been invited by multiple clients and corporate legal departments to be a featured speaker on the pros/cons of arbitration/mediation versus litigation. Have been an advocate for parties in arbitration and mediation where the clients were well served, and seen them when they have not been, leading to a focus on efficient ADR processes.

#### Representative Industries And Types Of Cases Litigated/Mediated

- Food Manufacturing
- Financial Services
- Generic Pharmaceuticals
- Family-Owned Businesses
- Private-Equity Owned Businesses
- Emergency Relief
- High-Stakes Multi-party Matters
- \* Shareholder/Ownership Disputes
- \* Restrictive Covenants
- \* Fraud
- \* Earn-outs and Post Merger Breaches
- \* Cybersecurity Breaches
- \* Breaches of Fiduciary Duties
- \* Development/supply/M&A agreements

# **WORK EXPERIENCE**

STEIN Strategic Solutions, LLC, Founder & CEO (April 2018 - present)

STEIN Strategic Solutions is a premier corporate legal strategy consultancy specializing in general counsel, complex commercial litigation, and dispute resolution services. Created after seeing a need in the legal industry to change the way corporations invest their time and money working with traditional law firms.

**Representative matters**: Direct litigation strategies. Lead mediation and arbitrations. Draft, negotiate and offer creative and practical counseling to executives regarding a variety of contracts/issues across multiple industries (including private-equity, food and beverage, generic pharmaceuticals, financial institutions, and healthcare) to successfully pre-empt litigation and resolve disputes with on-going business partners.

#### Alpha Baking Co., Inc., General Counsel (2018 - present)

With six plants and over twenty distribution centers, Alpha is one of the largest privately held baking companies in the country, producing their own S. Rosen's, Mary Ann and Natural Ovens lines of product to retailers, as well as supplying fresh and frozen products to national chain restaurants, other branded food manufacturers, distributors and school systems across the country.

<u>Representative matters</u>: Serve as strategic and trusted advisor to corporate executives in conducting day to day operations (including issues relating to employment, restrictive covenants, intellectual property, distribution, corporate compliance, food safety), review and draft national contracts with customers, suppliers, distributors and landlords, identifying areas of concern and offering practical solutions to reduce litigation exposure.

#### McGuireWoods, LLP, Equity Partner, Chicago (2000 to 2018)

Complex commercial litigation attorney at AmLaw 50 firm (1000+ lawyers in 23 offices) with 30 years of trial and executive counseling experience managing teams of attorneys and support staff across the country. Practice combined leading high-stakes litigation and transactional matters in multiple industries. Focused on proactively identifying and managing risk, reducing legal spend and achieving corporate initiatives.

<u>Highlighted Matters</u>: Represented both plaintiffs and defendants in high-stakes litigation matters as well as those arising from day to day business operations. Prevailed in a bet-the-company case for \$8 billion company involving the surreptitious dilution of class shares, power/discretion of boards of directors, sale of subsidiary companies, theft of proprietary information, grass roots vote campaigns, breaches of fiduciary duties, attempts to amend articles and bylaws, and a merger.

Other Firm Initiatives and Leadership Positions: Member of 10-person Finance Committee; Global Head of Women's Leadership Forum; Co-creator of Best Practices Litigation Roundtable for GC's and Chief Litigation Officers; Recruiting Committee Member; Strategic Planning Committee Member.

#### PROFESSIONAL HONORS

- Selected for inclusion in *The Best Lawyers in America* by Woodward and White, Commercial Litigation (2013-present)
- Named a "Leader in the Field", Chambers USA, America's Leading Lawyers for Business Litigation (chosen after extensive interviews of clients and colleagues across the country) for ten years
- Chosen to be a part of the Legal 500 USA, "Leading Lawyer", General Commercial Disputes (2016)
- (Fmr.) Senior Fellow, Litigation Counsel of America, The Trial Lawyer Honorary Society, member
  of the Trial Law Institute and Diversity Law Institute (invitation-only group comprised of less than
  one half of one percent of American lawyers)

- Named to *Illinois Super Lawyers*, Business Litigation, Banking, Business/Corporate, Thomson Reuters (less than 5% of Illinois Lawyers chosen)(2006-present)
- Selected as a "Leading Lawyer," Business Litigation, Leading Lawyers Network, Division of Law Bulletin Publishing (2005-present)
- Martindale, AV Rated

#### **COMMUNITY SERVICE**

**Former Executive Board Member**, Spark Chicago (non-profit professional apprenticeship program focusing on middle-school children in underserved communities)

# **EDUCATION**

**The University of Michigan,** B.A., Economics Ann Arbor, Michigan

The Ohio State University Moritz College of Law, J.D. Columbus, Ohio

### **Northwestern University**

Kellogg School of Management Leadership Program Chicago, Illinois

## **SPEAKING EVENT HIGHLIGHTS**

- Annual Speaker for 6 years, "Fiduciary Litigation Roundtable: Issues Confronting Fiduciaries",
   The Fiduciary Advisory Services Seminar, co-presented by the Fiduciary Education Center
- Speaker, "Litigation Nightmares: How to Avoid Being the Next Patco or Target or Home Depot or...," Community Banking and Cyber Risk Management
- Presenter, "Mediation and Arbitration Provisions: Do you want them in your contracts?", CLE Presentation, Mylan Inc.
- Panelist, "90 Days before Trial: Preparation Skills", Illinois Attorney General's Office
- Co-Moderator, 3rd Annual Best Practices Litigation Roundtable for General Counsel and Chief Litigation Officers, McGuireWoods LLP
- Panelist, "Litigating in the Red Zone: Fee Arrangements and Efficiency When the Stakes are High", Bauer Symposium for General Counsel and Litigation Managers