

DAVID JIMENEZ-EKMAN, Partner

David Jiménez-Ekman is a litigator. Lawyers and law firms seek his counsel in professional liability litigation. He also has a wide range of experience in other litigated and investigative matters, with a particular emphasis on matters for utilities. Mr. Jiménez-Ekman is also experienced in a broad range of white collar criminal matters.

Consistently named an *Illinois Super Lawyer* in general litigation, Mr. Jiménez-Ekman is a member of the Firm's Professional Responsibility, Environmental Litigation and Bankruptcy Litigation practices and Co-Chair of the Opinion Letter Committee. He is a member of the Auditor Letter Review Committee and serves as Firm Counsel to Jenner & Block. Mr. Jiménez-Ekman has more than 15 years of experience representing more than a dozen law firm defendants in all aspects of high-stakes professional liability litigation. Mr. Jiménez-Ekman's clients have included international and national law firms and their individual lawyers. The underlying matters have ranged the gamut from failed mergers to alleged Ponzi schemes, from opinion letters on leasing transactions to allegations of litigation negligence. Mr. Jiménez-Ekman has successfully obtained dismissal in several professional responsibility matters and prosecuted two appeals on behalf of clients in legal malpractice cases. He has successfully resolved numerous professional liability cases in mediation, both before and after suit. From 1993 to 2006, Mr. Jiménez-Ekman was appointed a Special Assistant Attorney General for the State of Illinois, obtaining summary judgment or dismissal for the state in numerous cases.

Mr. Jiménez-Ekman routinely represents both paying and pro bono clients in defense of criminal charges or investigations, and has tried numerous jury and bench trials and hearings to verdict.

In Environmental Litigation and utility representation, Mr. Jiménez-Ekman has represented a utility in defense of RCRA and state law class action claims arising out of manufactured gas plant operations, and defended a nuclear utility against a class action alleging that radioactive waste was improperly released. Mr. Jiménez-Ekman has also litigated to successful settlement two government contract claims by nuclear utilities for failing to accept delivery of spent nuclear fuel, and tried a third such case to a \$56 million judgment in the Court of Federal Claims in February 2009. Mr. Jiménez-Ekman represented a mid-sized construction company in defense of criminal charges based on an alleged environmental release, and a large chemical company in an internal investigation of a violation of state labeling requirements. In Bankruptcy, Mr. Jiménez-Ekman represented a thermal energy utility in renegotiation of dozens of royalty contracts in bankruptcy.

Mr. Jiménez-Ekman counsels and represents clients in a wide range of white collar criminal matters. He has conducted numerous internal investigations involving potential False Claims Act violations, both within and outside of the health care field, and has also represented clients in investigations by the government. He represented a county commission in an investigation of a purported loss of funds. Mr. Jiménez-Ekman has also participated in the defense of clients to RICO charges, and perjury and obstruction of justice



DAVID JIMENEZ-EKMAN Partner

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PRACTICE GROUPS

Bankruptcy Litigation

Energy

Litigation

Professional Responsibility

EDUCATION

University of California, Berkeley - School of Law, J.D., 1992; With Honors, Order of the Coif

University of Chicago, A.B., 1988; With Honors

ADMISSIONS

Illinois, 1992

COURT ADMISSIONS

US Supreme Court, 1996

US Court of Appeals, Seventh Circuit, 1994

US District Court, Northern District of Illinois, 1994

US District Court, Northern District of Illinois (Trial Bar), 2006

US District Court, Central District of Illinois, 1994

US District Court, Southern District of Illinois, 1994

JUDICIAL CLERKSHIPS

Hon. Suzanne B. Conlon, US District Court, Northern District of Illinois, 1992 - 1993

charges. In addition to white collar criminal matters, Mr. Jiménez-Ekman routinely represents both paying and pro bono clients in defense of criminal charges or investigations, and has tried six jury trials and numerous bench trials and hearings to verdict.

Awards

- *Illinois Super Lawyer*
General Litigation – 2006, 2009-2012
Professional Liability: Defense -- 2013-2018
- U.S. District Court for the Northern District of Illinois
Award for Excellence in Pro Bono Service - 2012

Publications

- "Economic Necessity or a Contract with Trouble?" *National Law Journal*, June 15, 2009

Speaking Engagements

- Co-Presenter, "*In Pari Delicto* Update: Legal Malpractice Cases, Bankruptcy Trustees, & Receivers," Annual Jenner & Block/ALAS Luncheon (Chicago, IL), February 22, 2019
- Panelist, Aon Law Firm Symposium, November 17, 2016
- "Staying Out of Trouble: What Every Attorney Must Know About Ethics 2014," Practising Law Institute, April 30, 2014