

## GREGORY M. BOYLE, Partner

*Mr. Boyle is a member of the firm's Complex Commercial Litigation Practice and co-chair of the firm's Markets and Trading Practice. He defends clients in litigation and government investigations involving complex financial products, including investigations conducted by the Commodity Futures Trading Commission, Securities Exchange Commission, and the Department of Justice, often working closely with the firm's Investigation, Compliance and Defense Practice.*

Mr. Boyle's complex litigation experience includes defending securities and derivatives market related matters and trying cutting-edge trade secret matters for financial firms. *Chambers Global* and *Chambers USA* have recognized Mr. Boyle in their rankings for Derivatives and Derivatives Enforcement.

Mr. Boyle is committed to public service. He is First Vice President of the Chicago Bar Foundation and serves on its Advocacy Committee, which works on legislative and administrative solutions for improving access to justice for all. He also serves as a director of the Eurasia Group Foundation, which educates people on how the complexities of geopolitics impacts their daily lives. Mr. Boyle has an active pro bono practice, in which he has tried criminal matters and asylum cases and secured relief for prisoners in state and federal habeas matters.

He also serves on the firm's Finance and Pro Bono Committees.

Mr. Boyle's representative matters in complex litigation and investigations include:

- Representing a significant securities marketplace participant in matters arising from the January 2021 Robinhood/GameStop market events, including multi-district putative class action litigation captioned *In re January 2021 Short Squeeze Trading Litigation*.
- Securing dismissal of all claims against securities and futures exchanges in multi-district putative class action litigation arising from allegations of manipulative trading in volatility-related derivatives. *In re Chicago Bd. Options Exch. Volatility Index Manipulation Antitrust Litig.*, 435 F. Supp. 3d 845 (N.D. Ill. 2020); *In re Chicago Bd. Options Exch. Volatility Index Manipulation Antitrust Litig.*, 390 F. Supp. 3d 916 (N.D. Ill. 2019).
- Representing commodities merchandiser in DOJ and CFTC investigations regarding trading in grain markets.
- Securing summary judgment for a self-regulatory organization on a Commodity Exchange Act claim arising from regulatory activities. *Troyer v. National Futures Association*, 16-cv-00146-SLC, 2019 WL 4695524 (N.D. Ind. Sept. 26, 2019).
- Securing dismissal of claims against a self-regulatory organization in lawsuit asserting tort claims arising from regulatory activities. *Effex Capital, LLC v. National Futures Association*, 933 F.3d 882 (7th Cir. 2019).



## GREGORY M. BOYLE Partner

### CHICAGO

Office: 312 923-2651

Email: gboyle@jenner.com

### PRACTICE GROUPS

Class Action  
Complex Commercial Litigation  
Litigation  
Markets and Trading  
Professional Responsibility

### EDUCATION

Harvard Law School, JD, 1997; *cum laude*;  
Line Editor, *Harvard Journal on Legislation*

Carleton College, BA, 1993; *magna cum laude*, Phi Beta Kappa

### ADMISSIONS

Illinois, 1997

### COURT ADMISSIONS

US Court of Appeals, Second Circuit, 2012

US Court of Appeals, Seventh Circuit,  
2006

US District Court, Eastern District of  
Michigan, 2002

US District Court, Northern District of Illinois,  
1997

US District Court, Northern District of Illinois  
(Trial Bar), 2007

- Securing dismissal of Commodity Exchange Act and other claims against a self-regulatory organization. *Behrens v. JPMorgan Chase Bank N.A., et al.*, 16-CV-5508 (VSB), 2019 WL 1437019 (S.D.N.Y. Mar. 31, 2019).
- Conducting internal investigation for transportation company relating to \$200 million restatement, and defending related DOJ and SEC investigations.
- Serving on a team conducting an investigation and producing an internal report to the board of directors for General Motors Company (GM) with regard to events leading up to certain recalls stemming from faulty ignition switches. In a 70-day period, a multidisciplinary team collected and searched in excess of 41 million documents and records and conducted more than 350 witness interviews. The firm team coordinated GM's response to several federal agencies and Congress.
- Defending CME Group Inc. in MF Global Holdings, Ltd. Investment Litigation, multi-district class action litigation brought by commodity customers seeking \$1.6 billion, and investigations arising out of the MF Global case.
- Representing the National Futures Association in investigations and litigation arising out of the Peregrine Financial Group collapse following the discovery that Peregrine's founder had stolen more than \$200 million in customer funds.
- Representing the trustee of special purpose FCM and investment advisor Sentinel Management Group, including pursuit of claims against the securities brokers that sold Sentinel allegedly unsuitable investments.
- Representing financial services firm in SEC investigation relating to US Treasuries markets.
- Leading FCPA investigation for financial services firm.
- Securing dismissal of tortious interference claim for private equity firm who rejected contract as part of corporate takeover. *High Falls Brewing Co., LLC v. Boston Beer Corp.*, 513 Fed. Appx. 12 (2d Cir. 2013).
- Representing a high-frequency trading firm in trial, appeal and arbitration of non-compete and trade secret (trading strategies) infringement claims seeking hundreds of millions in damages. *Citadel Investment Group, LLC v. Teza Technologies, LLC, et al.*, 924 N.E.2d 95 (1st Dist. 2010).

Mr. Boyle's consumer class action experience includes:

- Defending bank in a putative class action brought by its customers concerning policies for posting debit transactions and related overdraft charges.
- Defending a major utility in two tort cases brought by putative classes of consumers who experienced interruptions in electrical service.
- Defending large residential landlords in putative class actions brought by tenants alleging consumer fraud and violations of statutory requirements for the handling of security deposits.

Mr. Boyle's experience defending professional liability actions includes:

- Representing prominent law firm in an SEC enforcement proceeding.
- Defending a national law firm in malpractice litigation seeking \$70 million in damages related to environmental contamination at a manufacturing plant acquired in a merger transaction.
- Defending a national law firm on breach of fiduciary duty claims seeking more than \$50 million in damages related to failed residential and commercial real estate developments.
- Defending a major Midwest law firm in more than twenty related lawsuits that sought over \$80 million in damages on claims of legal malpractice, breach of fiduciary duty and novel non-malpractice business torts.

- Defending a major Midwest law firm in four complex professional liability cases brought by a pension fund, which sought more than \$150 million in damages. He is the author of the Illinois chapter of the ABA Section of Litigation's 50 State Survey of Legal Malpractice Law.

Mr. Boyle's pro bono experience includes:

- Securing habeas relief following a multi-day evidentiary hearing for a federal criminal defendant resulting in vacating his guilty plea and conviction. *Anderson v. United States*, No. 1:13-cv-01734-TWP-MJD, 2018 WL 6674309 (S.D. Ind. Dec. 19, 2018).
- Trying a two-week jury trial in a high-profile murder case on behalf of a pro bono client.
- Securing the release of a client who had served more than 17 years for a murder conviction based on junk science evidence.
- Securing political asylum for a client from Guinea after a multi-day trial before an immigration judge.
- Representing a Chicago not-for-profit in a dispute over approximately \$400,000 in donations.

## Awards

- *Chambers Global*  
Derivatives and Derivatives: Enforcement (USA), 2022
- *Chambers USA*  
Derivatives and Derivatives Enforcement (USA-Nationwide), 2021, 2022
- *Illinois Super Lawyers*  
Rising Star in Professional Liability: Defense, 2010, 2011
- American Bar Association – Section on Litigation  
Outstanding Subcommittee Chair, 2011

## Community

- Eurasia Group Foundation  
Member, Board of Directors, 2016-Present
- Carleton College  
Member, Alumni Annual Fund and Reunion Planning Committee, 2008-Present
- Imagination Theater  
President, Board of Directors, 2011-2013  
Member, Board of Directors, 2008-2011

## Service To The Bar

- Chicago Bar Foundation  
First Vice President, 2021  
Second Vice President, 2020  
Member, Board of Directors, 2014-Present  
Chair, Advocacy Committee, 2014-Present  
Member, Young Professionals Board, 2010-2013

- American Bar Association - Section on Litigation  
Editor, *PP&D*, Pretrial Practice & Discovery Committee Newsletter, 2008-2013
- Illinois State Bar Association  
Standing Committee on Professional Conduct, 2006-08, 2010-11

## Publications

- Co-Author, Client Alert: Securities and Exchange Commission Chair Emphasizes SEC's Role in Cybersecurity and Suggests Additional Cybersecurity Regulations are on the Horizon, January 31, 2022
- Co-Author, "Class Actions," Chapter in Illinois Causes of Action, Illinois Institute of Continuing Legal Education,, 2008-Present
- Co-author, "State of Illinois," *The Law of Lawyers' Liability*, American Bar Association, June 2012
- "Litigation 101: Ethics Related to the Use of Contract Attorneys," *Pretrial Practice and Discovery*, Winter/Spring 2011
- "Reasonable Accessibility and the Discoverability of ESI," *Pretrial Practice & Discovery*, Winter 2009
- "Legal Malpractice Law: State of Illinois," *50 State Survey of Legal Malpractice Law*, American Bar Association Section of Litigation, Professional Liability Litigation Committee, 2009
- "Corporate Crime in an Era of Self-Reporting: Ramifications of Columbia/HCA," *Chicago Bar Association White Collar Crime Seminar*, April 30, 1998

## Speaking Engagements

- "Reinvigorated Regulatory Enforcement: New Developments in Securities and Commodity Cases," Chicago Bar Association, March 12, 2014
- Moderator, "Pro Se, But Not Alone: Promoting Access to Justice with Court/Public Interest/Private Practice Pro Bono Partnerships," Section of Litigation ABA Annual Meeting, Chicago, IL, August 03, 2012