

## Consumer Finance Litigation

Consumer finance litigation is complex and demanding. It calls for experience, decisive judgment, and steady nerve.

Clients in the consumer finance space are subject to laws, rules, and regulations covering every aspect of their business operations. Our Consumer Finance Litigation team has unmatched knowledge and experience at the intersection of litigation, investigations, and compliance, and the banking, lending, and loan servicing sectors. Addressing all angles, we're ready to build a winning strategy to help clients achieve desired results.

As one of the first firms to have a dedicated Consumer Finance Litigation practice in the wake of the financial crisis, our team strategically and pragmatically advocates for our clients.

Some key differentiators:

- **Unmatched experience in crisis-related litigation.** Our lawyers focus on consumer finance matters and are trained specifically in consumer finance litigation, allowing us to provide a depth of advice our competitors cannot.
- **Volume of cases we handle.** We know this area inside and out, having represented clients – ranging from specialty loan servicers to the largest banks – in more than 2,000 litigation and enforcement matters.
- **Extensive courtroom experience.** Our team appears before courts and government agencies at least a dozen times per week.
- **Precedent setting.** Our cases have created appellate

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## Practices

Banking and Finance  
Litigation

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law favorable to financial institutions, setting industry precedent.

- **Maximizing results outside of the courtroom.**

We're not just litigators. We're experienced negotiators who take a commercial approach to resolving actions and are proactive in providing compliance advice to avoid future issues. We understand our clients' business goals and keep them front of mind.

## Representative experience

Representing a consumer lender in a matter involving the CFPB and DOJ relating to alleged discrimination by a group of mortgage brokers.

Defending clients in actions brought by individual borrowers, or groups of borrowers, in mass or class actions, attacking servicing or lending practices.

Successfully represent the lending industry, including banks, loan servicers, and trusts, in all New York state and federal courts.

Represent servicers and mortgage lenders in enforcement action by the New York Attorney General.

Represent lenders and loan servicers in more than a dozen mass and class actions by borrowers claiming entitlement to loan modification or improper denial.

Counsel and defend clients in actions involving mortgages, student, equipment, auto loans, and credit cards.

Securing an appellate win in the Second Circuit for a national bank in a federal foreclosure action for diversity of citizenship purposes.

Defending clients against claims under federal and state consumer protection statutes, including TILA, RESPA, ECOA, FHA, FDCPA, and TCPA.

Represent clients in bankruptcy adversary actions and appeals.

Represent financial institutions in CFPB investigations and provide compliance advice.

Represent lenders and servicers in quiet title actions.

Successfully defended, through appeal, precedent-setting class actions concerning validity of automatic renewal and late-fee provisions.

## Latest thinking and events

### Published Works

How tolling orders may complicate NY mortgage collections

*Law360*

### Media Mention

States try to help borrowers left out of federal forbearance plans

*American Banker*

### Published Works

COVID-19 relief efforts heighten fair credit reporting risks

*Law360*

### Published Works

Financial cos. face CARES Act litigation, enforcement risks

*Law360*

### Media Mention

Attorneys predict rent cancellation defense, challenges

*Law360*

### Published Works

Past crises model virus response for mortgage industry

*Law360*