



Robert M. Travisano

Member of the Firm

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ROBERT M. TRAVISANO is a Member of the Firm in the Litigation practice. Based in the firm's Newark and New York offices, he concentrates his practice in the area of complex business disputes. In 2013, he was named to the *New Jersey Rising Stars*list in the areas of Business Litigation and General Litigation.

Mr. Travisano:

- Has extensive experience representing health care clients in a variety of matters involving complex contractual disputes and business torts
- Litigates matters involving shareholder and partnership disputes
- Defends institutional clients in commercial lease actions
- Prosecutes and defends breach of contract actions

Mr. Travisano also has represented foreign and domestic insurers in the litigation and negotiation of complex coverage disputes in connection with fidelity, general liability, director and officer, and property and casualty policies. Additionally, he has defended matters involving consumer fraud and business torts.

Mr. Travisano's recent practice highlights include representing a group of related health care companies in a claim against a regional hospital system for breach of a master services agreement whereby the hospital was to compensate our client based on the performance of certain managed service lines. The representation included winning a federal court injunction that was upheld by the U.S. Court of Appeals for the Third Circuit, stopping the raiding of our client's employees. Mr. Travisano also recently represented a regional health plan in a fraud case brought against a data analytics vendor alleging improper submission of claims to the Centers for Medicare and Medicaid Services ("CMS").

Recently, Mr. Travisano was second chair in a bench trial concerning a deed restriction dispute, a jury trial defending a carrier against allegations of insurance bad faith, and an arbitration over an earn-out note following a corporate

acquisition. He is currently representing a Silicon Valley hardware component manufacturer in an international theft of trade secrets claim.

Mr. Travisano's reported cases include:

- *Good v. Gaspari, et al.*, 17-cv-8947 (S.D.N.Y. 2020) (secured summary judgment on behalf of supplements seller and manufacturer in case brought by U.F.C. fighter alleging mislabeling and adulteration)
- *Ricketti v. Barry, et al.*, 13-6804 (D.N.J. 2015) (On remand, district court dismissed complaint asserting breach of contract and tortious interference claims brought against a wound care center administrator and its director by the head of a podiatric medical group)
- *Philp v. Ross University School of Medicine*, 14-CV-556 (D.N.J. 2014) (Federal court dismissed with prejudice a complaint alleging civil rights violations, breach of contract, and tort claims brought against a medical school and its administrators and faculty by an expelled student, who challenged the school's grievance committee procedures and assailed his treatment while a student)
- *Nielsen Co. (US), LLC v. Hudson River Group, Inc.*, 2014 N.Y. App. Div. LEXIS 3168 (N.Y. 2d Dept. May 7, 2014) (in reversing summary judgment against our client, court held that parties' course of conduct over a six year period raised issues of fact as to plaintiff's implied waiver of its contractual audit right)
- *Burkes v. New York State Dental Association*, 2013 WL 3784143 (S.D.N.Y. July 18, 2013) (dismissing complaint with prejudice, court sustained a private professional organization's internal disciplinary process applied in the suspension of dentist as a result of his guilty plea to a prescription drug charge and rejected claims for breach of fiduciary duty, selective enforcement, negligence, denial of due process and tortious interference)
- *Iatarola v. Efrosman*, 2008 WL 3412267 (N.J. App. Div. Aug. 14, 2008) (bank owed no duty to shareholders of corporate account holder)
- *Endico v. Fonte*, 485 F.Supp.2d 411 (S.D.N.Y. 2007) (member interests in a limited liability company that owned apartment building did not qualify as securities)
- *Serio v. Black, Davis & Shue Agency, Inc.*, 2005 WL 3642217 (S.D.N.Y. Dec. 30, 2005) (court granted preliminary injunction freezing defendant's assets based on a showing that millions of dollars in improperly withheld insurance premiums had been transferred offshore and then disbursed to defendant's principals back in the United States)

Mr. Travisano has authored or coauthored a number of articles on a variety of legal issues. While attending law school, Mr. Travisano served as the Executive Notes and Comments Editor of the *St. John's Journal of Legal Commentary* and coauthored a Note entitled "What Is Past Is Prologue: Why Congress Should Reject Current Financial Reform Bills and Breathe New Life into Glass-Steagall" (13 *St. John's J. Legal Comment.* 373 (Winter 1998)). After graduation from law school, Mr. Travisano served as a law clerk to the Honorable Joseph A. Falcone, Assignment Judge, New Jersey Superior Court.

In 2014, Mr. Travisano was appointed by the New Jersey Supreme Court to serve a four-year term as a member of the District VA Fee Arbitration Committee.

Education

- St. John's University School of Law (J.D.)
- Villanova University (B.A.)

Bar Admissions

- New Jersey
- New York

Practice Areas

- Banking Litigation
- Business Litigation
- Corporate and Securities Litigation
- Insurance Coverage and Reinsurance Disputes

Court Admissions

- U.S. Court of Appeals for the Third Circuit
- U.S. District Court, District of New Jersey
- U.S. District Court, Eastern District of New York
- U.S. District Court, Northern District of New York
- U.S. District Court, Southern District of New York

Memberships

- New Jersey State Bar Association
- New York State Bar Association