

Patrick Kelly

Associate, Chicago

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Patrick Kelly is a commercial litigator with experience in contract, business, and employment law matters. He has represented clients in actions asserting breach of contract, fraud, and other business torts and claims. Patrick handles all aspects of litigation, from preparing motions and pleadings, to conducting e-discovery, taking depositions and representing clients at hearings and settlement conferences in both state and federal courts.

Prior to joining Masuda Funai, Patrick was an associate at a boutique litigation firm in Chicago. Aside from his practice, he utilizes his skills to coach trial advocacy at the University of Illinois Chicago School of Law.

Experience

- Represented a Luxembourg-based defendant in a civil RICO lawsuit involving multiple defendants located in France, Russia, Luxembourg, London, Monaco, and other countries, with the Plaintiff seeking over \$170 million in damages. Obtained an initial dismissal on behalf of its client in the U.S. District Court for the Central District of California, which was then appealed to the Ninth Circuit Court of Appeals and, ultimately, to the United States Supreme Court. After the case was eventually remanded to the district court, swiftly obtained the dismissal of several of Plaintiff's claims against its client, and thereafter, an amicable resolution with all parties and a dismissal with prejudice of the client in the case.
- Achieved a substantial monetary recovery and full enforcement of non-competition and non-solicitation provisions for an Austrian/German-based global manufacturer, protecting proprietary trade secrets and customer projects through expedited discovery and a



Education

Duquesne University, School of Law,
J.D., Cum Laude, 2020

The Pennsylvania State University,
Smeal College of Business, B.S.
Finance, 2016

Admissions

Illinois

U.S. District Court, Northern District of
Illinois

U.S. District Court, Central District of
California

U.S. District Court, Eastern District of
Wisconsin

Practice Areas

Litigation

Commercial, Competition & Trade

Languages

English

strategic settlement during preliminary junction proceedings.

- Secured a seven-figure settlement for a Europe-based client's North American subsidiary in an arbitration against an OEM, overcoming the OEM's full denial of liability and nominal settlement offer and leveraging targeted discovery and depositions to strengthen breach-of-contract and Michigan silent fraud claims.
- Achieved dismissal of all claims on a motion for judgment on the pleadings in a Northern District of Illinois action involving mass-defendant intellectual property litigation and tortious-interference claims against Japan-based online merchants.
- Obtained a favorable resolution for a leading facility maintenance and material-handling company in an Ohio breach-of-contract dispute; after the court adopted our contract interpretation on a dispositive motion, the matter settled on terms including a substantial monetary recovery for our client and full resolution of all claims.
- Recovered an aircraft and more than six figures in repair funds for a charter airline after a sham aviation-repair company involved in an international fraud scheme took possession of the plane and accepted payment for work never performed; filed suit, traced the individual through subpoenaed financial records, and obtained return of both the aircraft and the misappropriated funds.
- Successfully investigated a nearly \$700,000 embezzlement scheme for a global beauty and cosmetics company, tracing fictitious vendor invoices to an internal culprit; coordinated with the District Attorney's Office on an investigation that culminated in a grand jury indictment, arrest, and arraignment, with the matter proceeding toward trial.

Distinctions

- CALI Excellence Award Contracts
- CALI Excellence Award - UCC Sales
- South Texas Trial Team
- AAJ National Trial Team