

LITIGATION



Brennan, Dain, Le Ray, Wiest, Torpy & Garner, P.C.'s Litigation Practice represents clients, including real estate developers and property owners, as well as other businesses and individuals, in a broad array of disputes including active litigation, arbitration and mediation. Our litigators regularly appear in the Land Court, in Superior and District courts throughout the Commonwealth, and in the United States District Court for the District of Massachusetts. Members of the firm's Litigation Practice also counsel clients on dispute and liability resolution, avoidance, and minimization.

The firm's Litigation Practice is widely recognized as a regional leader in real estate and land use-related litigation. Within these areas of litigation, the firm has a particular specialty in zoning and permitting litigation, with a long track record of successfully moving to dismiss on standing grounds challenges to permits secured for clients. We have also regularly represented:

- both landlords and tenants in lease disputes,
- sellers and buyers in transactional disputes,
- owners and brokers in commission disputes,
- owners and builders in construction disputes,
- owners and possessors in adverse possession claims,
- operators and users in premises liability claims, and
- developers and condominium associations in condominium disputes.

The firm's Litigation Practice is not limited, however, to real estate and land use related matters. We have a robust commercial litigation practice as well. We regularly handle closely-held corporate disputes, including breach of fiduciary duty claims; breach of contract claims; fraud and G.L. chapter 93A allegations; insurance coverage disputes and a variety of other disputes that arise in the corporate context.

Ultimately, we recognize that litigation is really business by other means. We work closely with clients to tailor the dispute resolution or avoidance strategy to best fit within our clients' business strategy and to best achieve our clients' business goals.

