



Mary Gabriel

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Business Litigation | E-Discovery & Records Management | Government Investigations & White Collar Defense | Class Action & Multidistrict Litigation | Sports & Entertainment

Mary Gabriel is a seasoned litigator with broad-based experience in complex commercial litigation in New Jersey and New York courts, combined with a track record of securing favorable results for clients in high-stakes disputes.

Mary practices in the federal and state courts of New York and New Jersey as well as various dispute resolution venues. She focuses on commercial and securities litigation, representing clients in complex contractual disputes, breach of fiduciary duty, professional negligence, securities fraud, RICO, antitrust, and shareholder oppression actions.

Mary serves as a trusted advisor and outside general counsel to clients ranging from individuals to Fortune 500 companies in the life sciences, financial services, and insurance industries. She leverages her litigation experience in private practice and as a former Assistant County Counsel to offer her clients practical risk assessments and innovative solutions in connection with a variety of business transactions.

Mary serves on McCarter's Professional Personnel Committee, and has taken a leading role in the firm's recruiting and professional development efforts. She is also a director and officer of several New Jersey-based non-profit organizations.

Representative Matters

Professional sports team—Successful litigation defense

Defended a professional sports team and team executives in a high-profile New Jersey state court litigation alleging a wide-ranging conspiracy among members of the organization to defraud memorabilia collectors by creating fake "game-worn" helmets and jerseys. Secured the dismissal, with prejudice, of nearly all of the 18 claims asserted against our clients, positioning them for an extremely favorable settlement that resolved the plaintiffs' few surviving causes of action.

Construction company—Third Circuit win

Successfully defended a construction company against various claims, including violation of the New Jersey Consumer Fraud Act, breach of contract, theft, and unjust enrichment on grounds of preclusion. The District Court granted our motion to dismiss and the decision was affirmed by the Third Circuit.

National bank—Securities fraud

Defended a top national bank against securities fraud claims filed in New Jersey federal court by an investor; secured dismissal of all claims at the pleading stage on a motion to dismiss.

Chemical company—Multimillion-dollar award

Securing a multimillion-dollar award for a major chemical company in a binding arbitration arising from a chemical supply contract, successfully defeating claims in excess of \$30 million and prevailing on a counterclaim of approximately \$10 million.

Solid waste hauler—Dismissal of Sherman Act claims

Represented a commercial solid waste hauler against Sherman Act claims of predatory pricing and attempted monopolization brought by competitors in the Southern District of New York; secured dismissal of all claims on summary judgment.

Investment management firm—SEC investigation

Defended a Swiss investment management firm and its principal in an SEC investigation and against civil claims arising from the liquidation of three hedge funds managed by our clients; favorably settled both matters with no admission of wrongdoing by our clients.

Education

Fordham University School of Law, JD, 2005

Rutgers University, BA, 2002

General Honors Program

Bar Admissions

New Jersey

New York

Court Admissions

U.S. Court of Appeals, Third Circuit

U.S. District Court, District of New Jersey

U.S. District Court, Southern District of New York

Memberships and Certifications

American Bar Association

New Jersey State Bar Association

Recognitions*

The Best Lawyers in America, Commercial Litigation, New Jersey, 2023 and 2024

ROI Influencers: Women in Business, *ROI-NJ*, 2023-2024

Leaders in Law Honoree, *NJBIZ*, 2023

New Jersey Rising Star, *Super Lawyers*, 2011–2021

Mentor Professional Excellence Award, *New Jersey Law Journal*, 2020

New Leader of the Bar, *New Jersey Law Journal*, 2016

* No aspect of this or any advertisement has been approved by the Supreme Court of New Jersey. For ranking methodologies, please see [here](#).

Speaking Engagements

Lessons from Women Litigators and Judges, NJSBA, 5.16.2024

Quoted

Coudert, Dechert Battle Over Confidential Client Records, Law360, 3.13.2014