

## Paul D. Bauer, Ph.D.

### *Retired Partner*

Paul Bauer, Ph.D., was the co-chair of Quarles & Brady's Professional Liability Litigation Subgroup. Mr. Bauer specialized in defending financial professionals like actuaries, accountants, and trustees against malpractice claims in cases involving complex financial issues, including actuarial valuations of large public and private pension funds; compliance with ERISA; corporate financial statements and disclosures; and the management of trust investments. Mr. Bauer had substantial experience in securities litigation and general commercial litigation. He had trial and appellate experience in state and federal courts nationwide, including in class actions and multidistrict litigation.

Mr. Bauer's experience in professional liability litigation included:

- Defended actuaries against \$600 million+ malpractice claim brought by public employee pension fund, regarding the enactment of DROP plan, obtaining favorable settlement after two weeks of jury trial.
- Defended actuaries against \$300 million+ malpractice claims in two separate cases brought by multiemployer union pension funds, regarding enactment of benefit improvements, obtaining complete defense verdicts after trials in both.
- Defended actuaries against \$250 million+ malpractice claim brought by London-based reinsurer of automobile warranty plans, obtaining complete defense verdict after two-week jury trial.
- Defended actuaries in professional disciplinary proceedings before the Actuarial Board of Counseling and Discipline.
- Defended a trust company against a multimillion-dollar breach of fiduciary duty claim brought by a beneficiary for allegedly imprudent investing, obtaining summary judgment and recovering defense costs.
- Defended medical billing company in dispute with radiology practice over accounting and billing practices, obtaining favorable ruling after one-week arbitration hearing.
- Defended corporations in litigation involving disputes over post-sale accounting "true-ups" under GAAP.

Mr. Bauer's experience in securities litigation included:

- Represented hedge funds in multidistrict litigation involving claims of securities fraud / accounting fraud against Fortune 500 companies.
- Represented an investor in an NASD arbitration against a clearing broker.
- Defended a broker-dealer in a securities fraud case involving a



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- transfer agent's liability for forged stock certificates.
- Defended a corporate officer against insider trading charges in an SEC civil enforcement action.

Mr. Bauer's experience in general commercial litigation included:

- Defended a national nonprofit nursing home chain against a class action suit under New Mexico statute limiting the "return on investment" of continuing care providers.
- Represented a multinational company in lawsuit against its advertising agency for failure to obtain compensatory "makegoods" for poor ratings on media buys.
- Served as local counsel for a pharmaceutical company in multidistrict antitrust litigation.
- Served as local counsel for an international insurance company in multidistrict litigation involving claims under pre-WWII Polish insurance policies.

### **Education and Honors**

- Marquette University Law School (J.D., *magna cum laude*, 1997)
  - Dean's Scholar Award
  - Marquette Law Review
- Duke University (Ph.D., 1990)
- Duke University (M.A., 1985)
- Princeton University (B.A., *cum laude*, 1981)

### **Bar Admissions**

- Wisconsin

### **Court Admissions**


- U.S. District Court, Western District of Michigan, 1999
- U.S. District Court, Western District of Wisconsin, 1998
- U.S. Court of Appeals, 7th Circuit, 1997
- U.S. District Court, Eastern District of Wisconsin, 1997

### **Professional and Civic Activities**

- American Bar Association (Member)
- State Bar of Wisconsin (Member, Law-Related Education Committee)
- Milwaukee Bar Association (Member)
- Adjunct Professor, Marquette University College of Professional Studies

### **Professional Recognition**

- State Bar of Wisconsin – Pro Bono Honor Society (2015)

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- Martindale-Hubbell AV® Peer Review Rated
  - Selected for inclusion in Wisconsin Super Lawyers®—Rising Stars Edition 2007 (Business Litigation)