



## Michael P. Burke - Partner

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### Bio

Michael P. Burke is the Chair of DarrowEverett's Business Litigation & Dispute Resolution Practice Group with over a decade of trial and arbitration experience representing clients in court and arbitration venues across the country. Michael focuses his litigation practice on matters involving partnership contractual disputes, complex financial fraud, intellectual property, securities and consumer class actions, trade secret misappropriation, and governmental and internal investigations. He advises clients at all stages of disputes, from pre-litigation investigations through trial and appeal, with a focus on resolving matters in an efficient and economical manner. Michael has specific experience representing clients in claims brought under the Lanham Act, the False Claims Act, the Private Securities Litigation Reform Act ("PSLRA"), and Section 230 of the Communications Decency Act.

### Practice Areas

- [Business Litigation & Dispute Resolution](#)
- [Intellectual Property & Technology](#)

- [Class Action Defense](#)
- [Government & Internal Investigations](#)

## Prior Experience

Prior to joining the DarrowEverett team, Michael was a litigation partner in the Boston office of an Am Law 100 firm. While attending Boston University School of Law, Michael was the Article Editor for the Journal of Science and Technology.

## Representative Matters

- Successfully obtained a favorable pre-hearing ruling in arbitration on behalf of a digital publisher following motion practice over the applicable substantive law. The arbitrator's decision to enforce this choice of law provision, and apply New York rather than California substantive law, allowed our client to avoid significant monetary penalties under California's Invasion of Privacy Act (\$5,000 per website visit) based on plaintiff's alleged numerous visits to the client's website.
- DE's litigation and corporate transactional teams collaborated in representing a frozen-out shareholder of a renewable energy business. Following our initial demand regarding our client's freeze-out from management, we negotiated a seven-figure buyout of our client's ownership interest that prevented protracted and expensive litigation and allowed our client to separate from his business partners on favorable terms.
- Successfully litigated complex construction dispute involving the build-out of a commercial food processing facility on behalf of the project owner, where the general contractor had dissipated project funds and failed to pay subcontractors. DE successfully resolved the lawsuit against the general contractor and obtained dissolution of several mechanic's liens recorded by project subcontractors.
- Successfully vacated judgment that had been entered against trucking company client on the basis that service was insufficient, resulting in no liability to the client.
- Obtained injunctive relief in Massachusetts Superior Court, resulting in favorable settlement for our client in complex dispute over ownership of a commercial services business.

## Insights

- [Proactive Protections Against CIPA Mass Arbitrations? Updated Terms of Use - via JD Supra, July, 2024](#)
- [As Wiretap Act Claims Abound, 'Submarine' Counterattack Launched - via JD Supra, November, 2023](#)
- [AmeriSource Decision a Difficult Pill to Swallow for Securities Plaintiffs - via JD Supra, March, 2023](#)

## Media Appearances

- Media Interview: [5 Things You Need To Become A Top Lawyer In Your Specific Field of Law \(April 2024\)](#)

## Bar Admissions

- Massachusetts
- United States District Court for the District of Massachusetts

## Education

- Boston University School of Law, J.D.  
*cum laude*
- Providence College, B.A., Political Science and Government

## Accolades

- Super Lawyers – Rising Stars, 2024 (Business Litigation)

