# Seth M. Erickson

Partner

Chicago

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Seth is a trial and class-action attorney who has represented clients in trials, arbitrations, and appeals in a number of industries, including financial services, technology, insurance, energy, and real estate.

## OVERVIEW

Seth has first-chair jury trial experience and first-chair arbitration experience before FINRA. Seth also advises clients on potential legal risks related to the use and application of new technology and represents clients in disputes related to the use of emerging technologies, such as the evolving AI legal landscape, the Telemarketing Sales Rules, the Children's Online Privacy Protect Act, as well as state and federal unfair trade practices statutes, consumer protection statutes, and related torts.

Seth also has deep experience in insurance coverage and bad faith matters. He regularly represents insurers in complex insurance disputes and other complex litigation matters, involving mass tort, sexual abuse, and environmental claims, as well as in claims involving losses under professional liability, transportation brokerage liability, employment practices liability, cyber, and Directors and Officers policies.

## REPRESENTATIVE MATTERS

- Acted as lead counsel in dozens of FINRA arbitrations involving contractual disputes, securities violations, employment disputes, as well as claims involving allegations of fraud, conversion, and defamation.
- Successfully defended financial services firm at trial in unfair competition dispute between competitors.
- Obtained dismissal of financial services firm in case involving business interference and violation of statutes.
- Obtained dismissal for technology firm in class action involving claims related to privacy and violation of consumer protection statutes.
- Represented insurers in dozens of insurance coverage matters related to long-tail claims, including sexual abuse claims, environmental contamination, asbestos, and other mass torts.
- Obtained a $3.5 million jury verdict on claims of fraud, unjust enrichment, and conversion.
- Obtained Sixth Circuit affirmance holding that insurer only owed a pro rata share of defense and indemnity and that insurer was entitled to recoup millions from its insured.
- Obtained reversal from Ninth Circuit of bankruptcy court's order confirming a 524(g) plan of reorganization.
- Obtained summary judgment for insurer in coverage dispute for millions of dollars on the basis that plaintiff did

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not timely report the claim and did not qualify as an additional insured under the policy.

- Represented insurer in 524(g) bankruptcy proceeding that resulted in a dismissal of the case and with no payment from the insurer.
- Obtained Seventh Circuit affirmance addressing what constitutes “loss” under a D&O policy and clarifying the scope of the “mend-the-hold” doctrine.
- Obtained dismissal of lawsuit based on a “related claim” being made prior to the insurer’s policy and because the claim did not involve “professional services.”
- Obtained summary judgment for D&O insurer in $10 million coverage dispute involving policyholder’s sale of a subsidiary.
- Obtained asylum for an entire family in immigration court.
- Obtained summary judgment in favor of excess insurer in major environmental pollution coverage case in Madison County, Illinois, based on policies’ pollution exclusion.
- Represented insurers and other businesses in numerous class actions.

## TOP AREAS OF FOCUS

- Business Litigation
- Financial Services Litigation
- Insurance + Reinsurance
- Insurance Commercial Litigation
- Securities Litigation

## ALL AREAS OF FOCUS

- Business Litigation
- Consumer Financial Services
- Financial Services Litigation
- Insurance + Reinsurance
- Insurance Commercial Litigation
- Litigation + Trial
- Mass Torts Claims + Litigation
- Securities Litigation

## PROFESSIONAL/COMMUNITY INVOLVEMENT

- Coach, American Youth Soccer Organization (AYSO)
- Former president, Chicago Legal Clinic Auxiliary Board
- Former member, Judicial Evaluation Committee, The Chicago Bar Association

## EDUCATION AND CERTIFICATIONS

### EDUCATION

- Vanderbilt University Law School, J.D., 2009
- Indiana University Bloomington, B.S., *with honors*, 2006

**BAR ADMISSIONS**

- Illinois

**COURT ADMISSIONS**

- U.S. District Court, Northern District of Indiana
- U.S. District Court, Northern District of Illinois
- U.S. District Court, Central District of Illinois
- U.S. District Court, Southern District of Illinois
- U.S. District Court, Eastern District of Michigan
- U.S. Court of Appeals, Sixth Circuit
- U.S. Court of Appeals, Eighth Circuit
- U.S. Court of Appeals, Ninth Circuit

## PUBLICATIONS

- Co-author, "Financial Services Industry 2025 Digital Assets Year in Review," *Troutman Pepper Locke*, February 5, 2026.
- Co-author, "Navigating Change: First 100 Days Under the Trump Administration," *2025 Digital Asset Developments*, May 28, 2025.
- Co-author, "SEC's New Insider "Shadow Trading" Theory Survives Its First Test," *Troutman Pepper*, February 1, 2022.
- Co-author, "The Virginia Consumer Data Protection Act, the Colorado Privacy Act, and the Draft Connecticut Privacy Legislation: An Overview and Practical Guide," *The National Law Review*, November 2021.
- Co-author, "Not "Securities" — A Victory for Crypto-Related Products," *Troutman Pepper*, November 22, 2021.
- Co-author, "Noncompete Agreements and The Great Resignation," *Troutman Pepper*, August 13, 2021.
- Contributor, "D&O and Professional Liability Update 2017: A Year in Review," *Troutman Sanders*, February 8, 2018.
- Contributor, "D&O and Professional Liability Update 2016: A Year in Review," *Troutman Sanders*, February 27, 2017.
- Contributor, "D&O and Professional Liability Update 2015: A Year In Review," *Troutman Sanders*, March 26, 2016.