William J. Farley, III

Counsel

Charlotte

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Will leverages his considerable courtroom experience and a practical, results-oriented strategy to achieve desirable outcomes for his clients. His responsiveness, meticulous attention to detail, and comprehensive experience make him a trusted advocate throughout all phases of litigation.

OVERVIEW

Will is an experienced attorney who applies his analytical skills, creativity, and results-oriented approach to a wide variety of business-related matters. He is an accomplished litigator with first-chair jury trial experience, capable of handling all aspects of federal and state court litigation and arbitration.

Will focuses his practice on representing clients in complex commercial litigation, including class action lawsuits, derivative claims, and other multiparty disputes. He also represents owners, contractors, design professionals, and other stakeholders in all aspects of commercial construction litigation matters. Additionally, Will represents the consumer financial services industry in litigation regarding consumer protection statutes, including the Fair Credit Reporting Act (FCRA), the Telephone Consumer Protection Act (TCPA), the Truth in Lending Act (TILA), and Unfair and Deceptive Acts and Practices (UDAP) laws. In addition to his litigation practice, Will regularly counsels his clients on risk mitigation and litigation avoidance and is often called upon to provide strategic legal advice to promote his clients' business interests.

Prior to joining the firm, Will practiced at a regional law firm in Charleston, SC, where he focused on professional liability litigation.

REPRESENTATIVE MATTERS

- Served as lead counsel for a consumer finance client in a mass arbitration engagement involving more than 100 matters being arbitrated through a final evidentiary hearing. Secured many favorable final awards, and successfully vacated an unfavorable award.
- Obtained summary judgment on behalf of a former board member in a lawsuit involving a derivative claim for breach of fiduciary duty,
- Secured a significant settlement for real estate development client in a construction litigation matter arising from a multifamily project in North Carolina.
- Represented a client in a series of disputes and litigated matters related to a multimillion dollar construction project at a manufacturing facility in North Carolina.

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- Secured a favorable settlement for client in a post-closing dispute involving indemnification claims and tax consequences associated with the acquisition of a closely held corporation.
- Obtained a favorable jury trial verdict on behalf of an international transportation and logistics corporation.
- Secured the early dismissal of a lawsuit filed against a multifacility health care provider, a decision that was subsequently affirmed on appeal.
- Successfully defended the appeal of a defense verdict for a national health care staffing company in a wrongful death lawsuit.
- Secured the dismissal with prejudice of an employment lawsuit filed against a former member of a corporation's board of directors by a former executive who asserted claims for wrongful retention of wages, breach of contract, conversion, violation of ERISA, slander, and wrongful termination.
- Secured the dismissal of a claim for violation of The Racketeer Influenced and Corrupt Organizations Act (RICO) in a class action lawsuit filed against a national towing and roadside assistance corporation.

AWARDS

- *Best Lawyers in America®: Ones to Watch*: Commercial Litigation (2021-2025)
- *Super Lawyers North Carolina:* "Rising Star" in Commercial Litigation (2021)
- *Super Lawyers South Carolina*: "Rising Star" in Professional Liability Litigation (2019)
- Roper St. Francis Foundation Fellow (2018)

TOP AREAS OF FOCUS

- Business Litigation

ALL AREAS OF FOCUS

- Business Litigation
- Construction Litigation
- Consumer Financial Services
- Litigation + Trial
- Real Estate Litigation

PROFESSIONAL/COMMUNITY INVOLVEMENT

- American Bar Association (ABA)
- North Carolina Bar Association
- South Carolina Bar Association

EDUCATION AND CERTIFICATIONS

EDUCATION

- University of South Carolina Joseph F. Rice School of Law, J.D., 2012
- University of North Carolina at Chapel Hill, B.A., 2009

BAR ADMISSIONS

- North Carolina
- South Carolina

COURT ADMISSIONS

- U.S. Court of Appeals, Fourth Circuit
- U.S. District Court, District of South Carolina
- U.S. District Court, Eastern District of North Carolina
- U.S. District Court, Middle District of North Carolina
- U.S. District Court, Western District of North Carolina

SPEAKING ENGAGEMENTS

- Presenter, “Legal Aspects of Condominium Development and Homeowners’ Associations,” June 2018.