



W. Edgar Spivey
Partner

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Ed Spivey is a partner in the litigation section at Kaufman & Canoles. He has a diverse civil litigation and arbitration practice that has involved the representation of international, national and local businesses, as well as individuals. Mr. Spivey's areas of practice include complex commercial litigation, securities litigation, stockbroker and investment adviser disputes, shareholder litigation, insurance coverage disputes, products liability defense, and land use/real estate litigation. Mr. Spivey has particularly deep experience arbitrating and litigating investment and securities disputes. Mr. Spivey serves on the firm's Executive Committee and Compensation Committee.

practice areas

- Litigation

representative matters

- Serving as Special Counsel to the Commonwealth of Virginia's Office of Attorney General in nationwide arbitration against tobacco product manufacturers concerning \$1.2 billion payment due under the landmark Tobacco Master Settlement Agreement
- Represented major financial institution in managing and litigating claims caused by Registered Investment Adviser representative including defense of multiple client claims, pursuit of resulting claims for recovery under fidelity bond, and prosecution of follow-on subrogation claims against RIA representative
- Served as Virginia counsel to large international hedge fund in proxy contest associated with 2008 annual meeting of CSX Corporation
- Represented foreign component part manufacturer seeking North American operations insurance coverage for cost and expense associated with end product recall
- Represented regional financial institution seeking insurance coverage for class action claims arising out of the Telephone Consumer Protection Act
- Represented plaintiff shareholder in multimillion dollar Section 11 securities fraud claim arising out of financial statement disclosures of large publicly-traded waste hauler
- Obtained dismissal of all claims and affirmance on appeal in multimillion dollar securities fraud class action against publicly-traded computer products company
- Multiple representations of both claimants and respondents in FINRA (formerly NASD and NYSE), JAMS and other arbitrations involving the stock brokerage industry including unsuitability, churning, market manipulation, etc.
- Defended multiple high-exposure products liability claims against domestic and foreign manufacturers of consumer, industrial and military products including household appliances (water distillers, coffee makers, power chairs, tea kettles, etc.), paint sprayers, man-lifts, construction equipment, irrigation equipment, amusement rides, chemicals and other potentially toxic substances, and diversionary grenades
- Obtained verdict for large real estate developer in implied easement case challenging commercial shopping center owner's right to use BMPs located on contiguous property

recognition and honors

- Best Lawyers in America, 2012
- Virginia Super Lawyers, Corporate Counsel Edition; *Law & Politics*, 2009-2010
- Virginia Super Lawyers; *Law & Politics*, 2008-2011
- Virginia's Legal Elite, *Virginia Business Magazine*, 2010-2011

associations

- Volunteer Hampton Roads; Board of Directors, 2011-present

admissions

- Virginia Bar, 1988
- Georgia Bar, 1986

education

- University of Virginia; B.A., 1983
- University of Virginia School of Law; J.D., 1986

press and publication

- 53 Kaufman & Canoles Attorneys Named Virginia Business Magazine's Legal Elite 2011
- 40 K&C Attorneys Named "Best Lawyers in America" 2012
- 36 K&C Attorneys Named as Super Lawyers 2011 and 14 Named Rising Stars 2011
- 39 Kaufman & Canoles Attorneys Named Virginia Business Magazine's "Legal Elite" 2010
- 3 K&C Attorneys Named in Corporate Counsel Edition of Super Lawyers 2010
- 30 Attorneys Named Super Lawyers, 12 Named Rising Stars
- 9 Kaufman & Canoles Attorneys Named in Corporate Counsel Edition of Virginia Super Lawyers 2009
- 28 Kaufman & Canoles Attorneys Named as Super Lawyers & 8 Named as Virginia Rising Stars 2008
- Kaufman & Canoles Elects Executive Committee