



## Marc P. Jerabek, CIPP/US

(he/him/his)

PARTNER

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### Practice Areas

Banking & Financial  
Services Litigation

Banking, Bankruptcy &  
Creditors' Rights Law

Commercial Litigation

Consumer Financial  
Litigation

Crisis Response Team

Real Estate Law

### Education

- Wayne State University  
School of Law, J.D.,  
2004
- Ira J. Spoon Award for  
Urban Development
- Leven Scholarship
- Student Board of  
Governors  
President's Award
- Michigan State  
University, B.A., 2000

### Admissions

Michigan, 2004

U.S. District Court, Eastern  
District of Michigan, 2004

U.S. District Court, Western  
District of Michigan, 2005

Marc P. Jerabek is a partner with expertise in financial services, real estate and business matters. An accomplished litigator, Mr. Jerabek represents financial institutions, mortgage servicers, large and small businesses, and individuals, helping them navigate legal issues and achieve the best result when facing litigation.

A member of the firm's Banking, Bankruptcy & Creditors' Rights Practice Group, Mr. Jerabek has extensive experience representing financial institutions. His experience includes banking and financial services litigation, commercial loan workouts and restructuring, negotiable instruments, lender liability, bankruptcy (chapters 7, 11 and 13), adversary proceedings, lien stripping cases, non-discharge of debt in bankruptcy, secured transactions, default servicing, defense of consumer claims (including RESPA, TILA, FDCPA, FCRA, TCPA, HAMP, student loan disputes and dischargeability, etc.), claim and delivery/replevin, foreclosure and collection.

Mr. Jerabek also has wide-ranging experience handling real estate matters, including landlord-tenant disputes (industrial, commercial and residential), quiet title, boundary disputes, title insurance claims and defense, leases, purchase agreements, land-contract, foreclosure, non-disclosure of defects, demolition and dangerous building proceedings, inspections and real estate litigation.

His experience also includes complex commercial litigation, business torts, contract disputes, UCC claims and sales commissions disputes, to name a few. Mr. Jerabek is also a Certified Information Privacy Professional (CIPP/US) (credentialed by the International Association of Privacy Professionals (IAPP)), representing clients in privacy, data breach, and cybersecurity matters.

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U.S. Court of Appeals, Sixth  
Circuit, 2006

U.S. District Court, Northern  
District of Illinois (Pro Hac  
Vice)

In addition, Mr. Jerabek is a member of the firm's Commercial Litigation Practice Group, where he represents businesses of all sizes in state and federal courts throughout Michigan. He is licensed in the Michigan trial and appellate courts and the U.S. trial and appellate courts in the Sixth Circuit.

### **Representative Client Work**

- Successfully defended energy provider against multi-million dollar sales commission claim
- Recovered stolen/converted commercial property worth hundreds of thousands of dollars and obtained judgment against defendants perpetrating the fraud
- Represented landlords and tenants in hundreds of landlord-tenant disputes (industrial, commercial and residential)
- Obtained six-figure arbitration award on behalf of homeowners for defective construction of a custom-built home
- Obtained judgment for non-discharge of debt in bankruptcy adversary proceeding trial on behalf of national lender
- Successfully defended banks, financial institutions and mortgage servicers in hundreds of cases involving wrongful foreclosure and the alphabet-soup of claims (including RESPA, TILA, FDCPA, FCRA, TCPA, HAMP, etc.), including appeals before the Michigan Court of Appeals and the U.S. Court of Appeals for the Sixth Circuit
- Recovered millions of dollars on behalf of banks and financial institutions in commercial loan workouts and restructurings
- Secured six-figure recovery on behalf of precious metal investor when investment broker defaulted on security agreement
- Jointly represented out-of-state and national businesses as local counsel in lawsuits pending in Michigan's state and federal courts

### **Professional Affiliations**

- Michigan Hispanic Chamber of Commerce
- State Bar of Michigan
- Oakland County Bar Association (Business Court and Counsel Committee, Co-Chair, 2021-present; Professional Development

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Committee, Chair, 2014 - 2016; New Lawyers Committee, Chair, 2012 - 2013, Chair-Elect, 2011 - 2012, Vice-Chair of Public Relations, 2010 - 2011; Real Estate Law Committee, Chair, 2011 - 2012, Vice Chair, 2010 - 2011)

- Oakland County Bar Foundation (Board of Trustees, member; President, 2022-2023; Vice-President, 2021-2022; Treasurer, 2020-2021; Member, 2014-present)
- Lakeshore Bar Association (President, February 2014 - June 2017; Board of Directors, 2009 - present)

### **Community Involvement**

- Free legal aid clinics, volunteer
- Jefferson Avenue Presbyterian Church, Administrative Committee
- Wayne State University School of Law Mentor-Jet Program, Mentor
- Wayne State University School of Law First Year Oral Arguments, Judge

### **Publications and Lectures**

- Oakland County Bar Association's People's Law College workshop, titled: "Landlord/Tenant Issues," Presenter, April 2, 2013
- "The Legal Insider" TV program, WMTV5, Guest speaker on mortgage foreclosures and the real estate market, August 2012
- Real Estate Law Committee program, titled: "Practical Pointers to Manage Foreclosures," Moderator, Oakland County Bar Association, May 10, 2012
- Lakeshore Bar Association presentation, titled: "Under Water: Diving into the Legal Issues Surrounding Troubled Mortgages in Michigan," Presenter, March 29, 2012
- Oakland County Bar Association's People's Law College workshop, titled: "Homeownership: What to Do When You Fall Behind on Your Mortgage," Presenter, March 27, 2012
- Legal League 100 Servicer Summit, Speaker, Dallas, Texas, April 2011
- The Oakland County District Judges Association and The Michigan Court Officers, Deputy Sheriffs and Process Servers Association semi-annual conference, Speaker, Bay City, Michigan, April 2010
- Wayne State University School of Law's "From Backpacks to Brief Cases," Panelist, 2010

### **Honors & Recognitions**

- Michigan Super Lawyer Rising Star in Banking, 2016-2018
- Top Lawyer in Banking and Creditors / Debtors Rights, Dbusiness magazine, 2018

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- Michigan Super Lawyer Rising Star in Bankruptcy: Business, 2009, 2012-2015