



Marcel C. Duhamel

PARTNER

Cleveland

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Practice Areas

Appellate Practice

Bankruptcy, Restructuring and
Distressed Situations

Class Actions

Data Strategy, Privacy and
Security

eControl

Intellectual Property

Litigation

Mass / Toxic Tort and Product
Liability Litigation

Patents

Technology Transactions

Education

The University of Chicago Law

Marcel is a partner in the Vorys Cleveland office, a litigator and a privacy lawyer. His practice includes privacy, class actions, consumer protection, banking litigation, complex litigation, bankruptcy litigation and appellate practice.

Marcel's litigation practice has frequently involved representing lenders and loan servicers in defense of consumer and commercial class actions, lender liability claims, loan servicing claims and privacy claims. He has defended class and individual actions raising data privacy, consumer protection, FCRA, TCPA and FDCPA claims. In addition, Marcel represents clients defending claims under the Truth in Lending Act (TILA), Regulation Z, the Uniform Commercial Code, Ohio's Consumer Sales Practices Act, Ohio's Retail Installment Sales Act and other theories of liability to consumers. Marcel advises financial institutions regarding UCC Article 4 claims raising questions of liability for forged and altered instruments and other issues regarding the allocation of liability for improperly paid items. He has also represented clients in intellectual property litigation, bankruptcy litigation and general business litigation.

Marcel's privacy practice includes counseling clients with respect to privacy practices and compliance and allegations of data breach. He has advised clients with respect to GDPR compliance and cross-border data transfers from the EU to the US, and with respect to financial and consumer privacy compliance, and he has counseled clients through the Privacy Shield certification process. He advises clients regarding digital marketing privacy issues, such as compliance with TCPA, CAN-SPAM and similar regulatory regimes. He is a member of the International Association of Privacy Professionals and a Certified Information Privacy Professional/Europe (CIPP/E), a Certified Information Privacy Professional/US (CIPP/US), a Certified Information Privacy Manager (CIPM) and a Fellow of Information Privacy (FIP).

He has spoken on subjects related to GDPR, privacy class actions, banking litigation, appellate advocacy, and trial advocacy.

School, J.D., 1993

Case Western Reserve University,
B.A., *summa cum laude*, 1990

Bar & Court Admissions

Ohio

U.S. Court of Appeals for the Sixth
Circuit

U.S. Court of Appeals for the
Seventh Circuit

U.S. Court of Appeals for the
Eighth Circuit

U.S. District Court for the
Northern District of Ohio

U.S. District Court for the
Southern District of Ohio

U.S. Court of Appeals for the
Federal Circuit

United States District Court for
the Eastern District of Michigan

United States District Court for
the Western District of Michigan

U.S. Supreme Court

*Admitted to practice law only in
the states listed above.*

Industries

Financial Institutions

Clerkships

The Honorable Ann Aldrich,
United States District Court for
the Northern District of Ohio,
1993-1995

Marcel received his J.D. from The University of Chicago Law School and
his B.A. *summa cum laude* from Case Western Reserve University.

Marcel clerked for the Honorable Ann Aldrich of the United States
District Court for the Northern District of Ohio.

Honors & Recognitions

Ohio Super Lawyers, Litigation, 2023-2024

The Best Lawyers in America, Bankruptcy and Creditor Debtor Rights /
Insolvency and Reorganization Law, 2024; Commercial Litigation,
2018-2024

Martindale-Hubbell AV Peer Review Rated

Professional and Community Activities

The Ohio State University Moritz College of Law, Adjunct Professor, Law
of Cyberspace, Summer 2023

International Association of Privacy Professionals (IAPP), Cleveland
KnowledgeNet Chapter, Co-Chair

American Bar Association Consumer Litigation Committee, Data
Security Subcommittee, Past Co-Chair

Sedona Conference Working Group II, Member of Brainstorming Task
Force on U.S. Enforceability of GDPR

Cleveland Metropolitan Bar Association, Past Member of Board of
Trustees; and Past Chair, Court Rules Committee; and Past Co-Chair,
Bench Bar Committee

Sub-Committee on Proposed Local Rule Governing ESI, Past Co-Chair

Anshe Chesed Fairmount Temple, Treasurer and Member of the Board
of Trustees

Dobama Theatre, Past President and Past Member of the Board of
Trustees

United Jewish Cemeteries Association, Board of Governors

Anti-Defamation League, Current Member of Board of Trustees; Past
Participant in Glass Leadership Institute

Eighth District Judicial Conference, Life Member