



## Matthew B. Goeller

### Associate

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### OVERVIEW

Matthew Goeller concentrates his practice on complex international disputes. He represents US and international clients in all facets of corporate and commercial litigation including breach of fiduciary duty and corporate governance claims, cross-border disputes, investor-state arbitration, merger and acquisition litigation, securities litigation, and intellectual property litigation. He advises multinational corporations, directors, officers, managers, members, and investors across global financial and business capitals, including Delaware, Liechtenstein, Guernsey, and the Cayman Islands. He represents individuals and entities in the construction, aerospace, energy, media, life sciences, and technology industries.

Matthew's practice also focuses on the intersection of business and human rights with an emphasis on preventing human trafficking, forced labor, and child labor in companies' global supply chains. He is a member of the firm's Anti-Human Trafficking Initiative, Global Ethical Supply Chain group, and Corporate Governance group. He works extensively on human rights and anti-human trafficking projects in Southeast Asia and Africa.

Matthew maintains an active pro bono practice, representing children in dependency and neglect cases for the Delaware Office of the Child Advocate. Matthew serves as the associate pro bono coordinator for the Wilmington office.

### PROFESSIONAL BACKGROUND

Prior to joining the firm, Matthew served as law clerk to the Honorable Randy J. Holland and to the Honorable Gary F. Traynor in the Supreme Court of Delaware. Matthew is the founder and president of the nonprofit, Global Education Network, which serves the educational needs of schools, students, and communities in Ecuador, Ghana, and Kenya.

### PROFESSIONAL / CIVIC ACTIVITIES

- Member, Africa Committee, American Bar Association
- Member, Business and Human Rights Committee, American Bar Association
- Member, International Courts and Judicial Affairs Committee, American Bar Association

- Member, International Human Rights Committee, American Bar Association
- Member, International Investment and Development Committee, American Bar Association
- Vice Chair, International Law Section, Delaware State Bar Association
- Member, Richard S. Rodney Inn of Court

## SPEAKING ENGAGEMENTS

- “Trying a Case for a Trauma Victim,” October 27, 2021
- “Global Lawyers-Educating and Training International Lawyers in the Philadelphia Metropolitan Area,” Philadelphia Bar Association International Law Committee, September 23, 2019

## EDUCATION

- J.D., Widener University Delaware Law School, 2016 (*cum laude*; *Delaware Journal of Corporate Law, Articles Editor*)
- B.A., University of Maryland, 2011

## ADMISSIONS

- Bar of Delaware
- United States Court of Appeals for the Third Circuit
- United States District Court for the District of Delaware

## THOUGHT LEADERSHIP POWERED BY HUB

- February 2026, ESG and the Sustainable Economy Handbook
- 23 October 2024, The Continued Evolution of Caremark Oversight Liability
- 11 October 2022, Litigation Minute: Earn-Out Provisions
- 26 July 2022, Litigation Minute: Red Lobster Complaint Highlights Threat of ESG Litigation to the Food and Beverage Industry
- 6 June 2022, Court of Chancery's Increased Scrutiny of Non-Bankruptcy Liquidations
- 27 May 2022, Delaware Jury Awards US\$334 Million in DNA Sequencing Patent Trial
- 19 May 2022, Vale's ESG Disclosures Lead to Regulatory and Shareholder Litigation
- 16 May 2022, Judge Connolly Issues Three New Orders Impacting Patent Cases

- 27 April 2022, In Matter of First Impression, Delaware Superior Court Calculates Value of Cryptocurrency for \$25 Million Damages Award
- 23 March 2022, Approval of US\$237.5 Million Settlement in Boeing Derivative Action Demonstrates Impact of Section 220 Demand in ESG Litigation

## OTHER PUBLICATIONS

- Peeling Back the Business Judgment Rule: Corporate Responsibility After Chiquita, *Inst. Del. Corp. & Bus. L.* (May 28, 2015)

## NEWS & EVENTS

- 10 February 2023, K&L Gates Successfully Recovers Breakup Fee for Italian Pharmaceutical Company in Delaware Chapter 11 Case

## OTHER MEDIA MENTIONS

- Mentioned, "Houseman v. Sagerman, DEFAX Case No. D69488 (Del. Ch. July 20, 2021), Glasscock, V.C. (20 pages)." *Delaware Law Weekly*, 4 August 2021
- Mentioned, "Insurer Claims It Did Not Breach Contract In Benzene Exposure Dispute," *Mealey's Litigation Report*, 29 July 2021

## AREAS OF FOCUS

- Commercial Disputes
- Appellate Litigation
- Financial Institutions and Services Litigation
- International Arbitration
- Investor-State Arbitration

## INDUSTRIES

- Energy
- Financial Services
- Private Equity
- Technology

## EMERGING ISSUES

- ESG: Sustainability and Responsible Business

## REPRESENTATIVE EXPERIENCE

### CORPORATE GOVERNANCE

- Represents Liechtenstein foundation with matters in Delaware, New York, the Cayman Islands, Panama, Curacao, Liechtenstein, Switzerland, and United Kingdom
- Represented member of the Saudi Royal family in connection with claims in the Delaware Court of Chancery and Grand Court of the Cayman Islands seeking to resolve disputes related to control, dissolution, and distribution of assets
- Represented US medical equipment company in connection with various litigations in the Delaware Court of Chancery, including claims seeking access to books and records and claims related to post-closing adjustments pursuant to the merger and asset purchase agreement
- Represented global ecosystem of companies pioneering cloud-based technologies in connection with books and records demands
- Represented directors of Delaware corporation seeking entitlement to the advancement of legal fees and defense costs
- Represented ultra-high-net-worth family in multijurisdictional litigations involving a private equity fund and claims for breach of contract, violations of securities laws, and breach of fiduciary duty
- Represented leading provider of home security services in connection with claims for theft of trade secrets and breaches of fiduciary duty

### MEDIA

- Represents US consortium of angel investors in litigation against interactive advertising and media company related to the repayment and conversion of convertible notes
- Represents Guernsey venture capital fund in various disputes in state and federal court involving investment in immersive entertainment and 3-D technology company
- Advises US nonprofit film production company on corporate governance, employment matters, and regulatory compliance
- Represented US production studio in connection with breach of limited liability company agreement and non-competition covenant dispute in the Delaware Court of Chancery
- Represented global media and entertainment company in connection with intellectual property disputes and patent litigation

- Represented reality television personality in connection with a challenge to corporate control and litigations involving claims of breach of contract and breaches of fiduciary duty

## AEROSPACE

- Represented leading manufacturer of unmanned aircraft systems and tactical missile systems in connection with claims involving a post-closing adjustment dispute
- Represented aerospace defense contractor in connection with breach of contract action regarding regeneration of F1 aircraft
- Represented private aviation company in connection with breach of contract and tortious interference action.
- Represented private jet charter company in connection with books and records demands
- Represented multinational aerospace and technology conglomerate in connection with intellectual property dispute over technology for cellular communications networks

## ENERGY AND CONSTRUCTION

- Advises US electrical construction company on corporate governance, employment matters, regulatory compliance, and project management
- Represents global group of energy companies in connection with corporate governance and breach of fiduciary duty action
- Represents Guernsey-registered multinational mining company in connection with technology licensing disputes for projects in South Africa and Brazil
- Represents multinational aluminum company in connection with construction disputes in US federal court and Delaware state court
- Represents world's largest supplier of technologies for wood processing industry in connection with acquisition of membership interest and post-closing indemnification disputes
- Represented individual directors and renewable energy companies in connection with breach of fiduciary duty claims in Delaware Court of Chancery
- Represented leading private equity investment fund in connection with the development of liquefied natural gas facility and pipeline in New England
- Represented multinational mining company in New York state court action in connection with contract disputes for project in Brazil

## LIFE SCIENCES AND TECHNOLOGY

- Represents world's largest online retailer and cloud service provider in connection with bankruptcy and intellectual property matters
- Represents US venture capital fund that invests in start-up robotics technology in connection with breach of contract dispute

- Represents controlling stockholder of biotechnology licensing company against claims by minority shareholders alleging breach of fiduciary duty, waste of corporate assets, and against minority shareholders attempting to wrest corporate control from founding shareholder
- Represented Dubai venture capital firm with investments in US and UAE technology companies in connection with dispute under Delaware's Uniform Foreign-Country Money Judgments Recognition Act
- Represented global chemical company in connection with insurance coverage claims against insurance carriers related to the chemical benzene
- Represented leading global innovator, developer, manufacturer, and marketer of specialty medical devices in patent infringement dispute
- Represented manufacturer of branded and generic pharmaceutical products in patent litigation against direct competitor
- Represented Canadian company providing clinical medical research and trial management services in cross-border contract dispute regarding clinical trials of a treatment for diabetes
- Represented leading innovator of houseware and consumer electronics in an insurance coverage action seeking reimbursement for costs related to third-party claims for patent infringement and unfair trade practices
- Represented multinational information technology company in connection with licensing dispute
- Represented leader in the development of innovative solutions for the freight and passenger rail industries in connection with the prosecution of a patent infringement action against a competitor, and in defense of antitrust litigation brought by a competitor
- Represented online travel platform in patent infringement action
- Represented multinational engineering and technology company in connection with patent infringement litigation and intellectual property licensing
- Represented award-winning developer of software applications for enhancing cybersecurity defense protocols for the finance, banking, retail, and higher education industries in patent infringement action

## ANTI-HUMAN TRAFFICKING

- Represented plaintiff in civil sexual abuse and human trafficking case in Delaware district court
- Represented leading international NGO in researching legal framework for human trafficking and forced labor in Malaysia and Indonesia
- Represented leading international NGO in researching legal framework for forced labor in the Thai fishing industry
- Advised nonprofit organization on drafting its template for corporate anti-human trafficking policies