

## **Scott S. Gallagher**

Partner | Jacksonville

Scott S. Gallagher is a Partner in the Jacksonville office of Smith, Gambrell & Russell, LLP.

Scott Gallagher concentrates his practice in commercial litigation dealing with complex business and contract disputes.

His practice focuses on consumer litigation defense including Multi-District Litigation proceedings and class actions. He has represented clients in class action claims under the Fair Debt Collection Practices Act (“FDCPA”), the Telephone Consumer Protection Act (“TCPA”), the Electronic Funds Transfer Act (“EFTA”) and the Privacy / Anti-Eavesdropping Provisions under Section 632 and 632.7 of the California Penal Code. He has also handled hundreds of individual claims under the FDCPA, the TCPA, the Fair Credit Reporting Act (“FCRA”) and numerous state consumer laws including the Florida Consumer Collection Practices Act (“FCCPA”), Florida Deceptive and Unfair Trade Practices Act (“FDUTPA”), the Rosenthal Fair Debt Collection Practices Act, and similar consumer protection laws in Georgia, Maryland, Massachusetts, Michigan, Nevada, New Hampshire, New Jersey, North Carolina, Pennsylvania, Texas, Washington, West Virginia and other states, and claims relating to alleged violations of the automatic stay provisions of the Bankruptcy Code. He also advises clients on matters of compliance under the TCPA, the FDCPA, the EFTA and the FCRA, and partners with clients to craft and maintain policies and procedures to ensure compliance with such laws in order to preclude litigation and avoid liability.

He has represented clients in the pursuit of pre-judgment remedies of garnishment and attachment to preserve assets for subsequent collection on judgment. He has also represented clients in investigating and pursuing post-judgment claims under the Florida Uniform Fraudulent Transfer Act, including a favorable judgment resulting in the recovery of fraudulently transferred assets valued in excess of \$10 million dollars.



### **Contact Information**

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### **Areas of Practice**

Litigation/Trial Practice

Insurance Practice

Consumer Litigation Defense  
Practice

### **Bar Admissions**

Florida

U.S. Court of Appeals for the  
Seventh Circuit

U.S. Court of Appeals for the  
Eleventh Circuit

U.S. Court of Appeals for the  
Fourth Circuit

Middle District of Florida

Northern District of Florida

Southern District of Florida

District of Colorado

Eastern District of Michigan

Mr. Gallagher received his A.B. in Political Science from Duke University in 1996 and his J.D. from the University of Florida in 2000. Mr. Gallagher has been a member of the Florida Bar since 2000. Mr. Gallagher is recognized as The Best Lawyers in America© 2020 (Commerical Litigation).

**Bar Admissions (Continued)**

Western District of Michigan  
Eastern District of Missouri  
Eastern District of Texas  
Northern District of Texas  
Southern District of Texas  
Western District of Texas  
Eastern District of Wisconsin  
Southern District of Illinois

**Recognitions**

The Best Lawyers in America©,  
Commercial Litigation, (2020-  
2021)  
Martindale-Hubbell AV Rated  
Attorney