



## Monica P. Witte

Partner | Atlanta

[mwitte@sgrlaw.com](mailto:mwitte@sgrlaw.com)

Tel: 404-815-3536

Fax: 404-685-6836

### Areas of Practice

Litigation / Trial Practice | Class Action Litigation | Securities | Securities Litigation | Employee Benefits, Executive Compensation and ERISA Litigation | Appellate Practice | Insurance Law | Technology

Monica Witte is a litigation associate at Smith Gambrell whose practice focuses on complex commercial litigation. Prior to joining the Firm, Monica was a litigation associate at Rogers & Hardin. She started her career at Jenner & Block in Chicago, where she represented clients in a variety of complex commercial litigation cases, including CERCLA, ERISA, corporate securities, and residential mortgage-backed securities litigation matters. Monica received her B.A, *cum laude*, from the University of Miami and her J.D. from the University of Chicago Law School.

### Experience

- Co-counsel in the defense of two federal class actions and a state court action alleging contamination of municipal water supplies through the discharge of certain chemicals
- Represented health care management consulting and services company in prosecution of contract and business tort claims
- Represented payment card processing companies in a class action alleging breach of contract and fraud claims on behalf of a class of nearly half a million merchants, resulting in a favorable settlement for the clients.
- Member of team that successfully defended against TRO asserted against data management company
- Represented prestigious, private educational institution in an ERISA putative class action lawsuit involving excessive fees claims under ERISA.
- Member of team representing global Fortune 100 company in ERISA defined benefit putative class action lawsuit involving anti-cutback claims. Case resulted in a victory for the client at summary judgment on all counts, and judgment was affirmed on appeal.

**Continued**

- Represented a national card processor against contractual and tort claims, resulting in dismissal of all claims on the merits.
- Member of team representing client in a multi-billion-dollar residential mortgage backed security action.
- Experience consulting and litigating disputes on behalf of software manufacturers arising from software licensing agreements, resulting in quick and successful settlements for the clients.
- Member of team representing clients prosecuting claims under federal and state trade secrets acts.
- Experience investigating, developing, and litigating plaintiff-side claims involving breach of contract and business torts.
- Experience working with international clients in litigation and arbitration, including clients based in South Korea and Argentina.

## Admissions

United States District Court for the Northern District of Georgia

United States District Court Northern District of Illinois

Supreme Court of Georgia

Superior Court of Georgia Court of Appeals of Georgia

Supreme Court of Illinois