



Douglas W. Greene
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Areas of Practice

Doug Greene has focused his practice exclusively on securities and corporate governance litigation for the past 20 years. He is one of a relatively small number of practitioners nationwide who handle such matters full time. He is Chair of the Firm's Securities Litigation Practice Group.

As a securities litigator, Doug defends public companies and their directors and officers in securities class actions, litigation concerning mergers and acquisitions, shareholder derivative actions, and U.S. Securities and Exchange Commission investigations and enforcement proceedings. He also conducts internal corporate investigations.

Outside of handling client matters, Doug devotes a significant amount of time to developing and sharing his knowledge of securities and corporate governance litigation law and practice. He is a frequent public speaker and author, and is the founder of and principal contributor to Lane Powell's blog D&O Discourse, the first and only blog devoted to providing opinion from a defense perspective on shareholder litigation matters.

Doug also has been recognized as a "Leading Lawyer" in securities litigation by *Chambers USA: America's Leading Lawyers for Business*, whose sources praised his "incredible skills," "strategy," and "ability to articulate arguments in a succinct and passionate manner." They also appreciated his "client focus" and "availability 24/7."

Doug joined Lane Powell in May of 2012. Prior to joining Lane Powell, he was a Partner at Wilson Sonsini Goodrich & Rosati, K&L Gates and Perkins Coie.

Professional Experience

K&L Gates, Partner (2011-2012)
Wilson Sonsini Goodrich & Rosati, Partner (2005-2010)
Perkins Coie LLP, Partner (1993-2005)

Admitted to Practice

Washington
Ninth Circuit Court of Appeals
U.S. District Court, Eastern District of Washington
U.S. District Court, Western District of Washington

Academics

University of Iowa College of Law (J.D., with High Distinction, 1992)

Order of the Coif

Articles Editor, *Iowa Law Review*

St. Olaf College (B.A., *cum laude*, Economics, 1988)

Practice Group and Specialty Team Memberships

Chair, Securities Litigation Practice Group

Investigations, Compliance and White Collar

Representative Matters and Clients

Doug is one of the country's most experienced securities litigators. He has handled many dozens of shareholder litigation matters, including one or more publicly disclosed matters for the following companies:

Alcide Corporation

Amazon.com, Inc.

Ambassadors Group, Inc.

aQuantive, Inc.

Artificial Life, Inc.

Biovest International (former CEO)

The Boeing Company

Cell Therapeutics, Inc.

Cemtrex, Inc.

Corillian Corporation

Dendreon Corporation

Drugstore.com, Inc.

Egghead, Inc.

Expedia, Inc.

Fumoto Engineering of America

Immunex

InfoSpace, Inc.

Jones Soda Co.

L&L Energy, Inc.

Liberty Mutual

Lihua International

Live Ventures Incorporated

Merix Corporation

Metawave Communications Corporation

Micron Technology, Inc.

OfficeMax Incorporated

RBC Dain Rauscher Corp.

PremierWest Bancorp

Primo Water Corporation

Primus Knowledge Solutions, Inc.

ProCyt Corporation

Quantum Corporation
Safeco Corporation
Spacelabs Medical, Inc.
Sterling Financial Corporation
Subaye, Inc.
TriQuint Semiconductor, Inc.
Washington Banking Company
Washington Mutual (former CEO)
Western Wireless Corporation
WSB Financial Group, Inc.
Zumiez, Inc.

In addition to these public matters, Doug has represented companies, boards, boards committees, and individual directors and officers in dozens of nonpublic internal investigations and shareholder litigation matters.

Publications

Founder and principal blog contributor since 2012, “D&O Discourse”

Founder and blog contributor since 2016, “D&O Developments”

“Investors Could Find Litigation Success With Equifax Breach,” *Law360*, Quoted (September 11, 2017)

“Companies Face Record Number of Shareholder Lawsuits,” *Wall Street Journal*, Quoted (August 21, 2017)

“Myths & Misconceptions of Biotech Securities Claims: An Analysis of Motion to Dismiss Results (2005-2016),” *PLUS Journal*, Co-author (August 2017)

“US Supreme Court Securities-Fraud Jurisprudence: An Emerging New Direction?” Washington Legal Foundation, Co-author (August 2017)

“How the PSLRA Reshaped the Rush to the Courthouse,” *Law360*, Quoted (July 26, 2017)

“From Sea to Shining Sea: The Ninth Circuit Aligns with the Second Circuit in Affirming ‘Omnicare’ Decision’s Benefits for Securities-Suit Targets,” Washington Legal Foundation, Co-author (June 22, 2017)

“Why Abolishing Basic Would Backfire,” *Law360* (February 22, 2017)

“Why The Reform Act Needs Reforming,” *Law360* (February 15, 2017)

“Greater D&O Insurer Control Would Improve the Quality of Securities Litigation Defense,” *Professional Liability Underwriting Society (PLUS) Journal* (February 2017)

“Securities Litigation and D&O Insurance: Board Oversight Best Practices,” *The Corporate Governance Advisor* (January/February 2017)

“3 Key Securities Litigation Developments of 2016,” *Law360* (December 23, 2016)

“Are We Headed into a Perfect Storm of Securities Class Action Filings?” *Law360* (October 2016)

“Inadequate Data Breach Disclosure Could Be Risky Business,” *Law360*, Quoted (September 29, 2016)

“*Omnicare, Inc.*, One Year Later: Its Salutary Impact on Securities-Fraud Class Actions in the Lower Federal Courts,” Washington Legal Foundation Critical Legal Issues Working Paper Series, Co-author (June 2016)

“One Year Later, *Omnicare* Is Proving Invaluable to Defense Bar,” *Professional Liability Underwriting Society (PLUS) Journal*, Co-author (June 2016)

“Five Changes to Improve Securities Litigation Defense,” *Law360* (May 9, 2016)

“Liability: Protecting Your Reputation,” National Association of Corporate Directors *Directorship* magazine, Co-author (January/February 2016)

“Report Card: The Private Securities Litigation Reform Act,” *Law360* (January 15, 2016)

“Five Securities Litigation Issues to Watch in 2016,” *Law360*, Co-author (January 8, 2016)

“Hiring Defense Attys: Why an Interview Process Is Vital,” *Law360* (December 1, 2015)

“Why Item 303 Just Doesn’t Matter in Securities Litigation,” *Law360* (October 13, 2015)

“Correcting Incorrect Opinions About *Omnicare*,” *Professional Liability Underwriting Society (PLUS) Journal*, Co-author (September 2015)

“The Future of Securities Class Action Litigation,” *Law360* (August 19, 2015)

“Increasing Risk of Lawsuits Stalks Public Companies,” *Business Insurance*, Quoted (August 4, 2015)

“Why Bylaw Solutions to Meritless Mergers and Acquisitions Suits Are Problematic,” *Law360*, (May 29, 2015)

“Supreme Court’s *Omnicare* Decision Follows Middle Path Advocated by Lane Powell and Washington Legal Foundation,” Lane Powell Legal Update, Co-author (March 26, 2015)

“Supreme Court’s *Omnicare* Decision Follows Middle Path Advocated by Lane Powell and WLF,” Washington Legal Foundation’s The Legal Pulse blog , Co-author (March 25, 2015)

“Cybersecurity Securities Class Actions: Wave or Trickle?” *Law360* (March 20, 2015)

“Top 5 Securities Cases Of 2014: No Halliburton II,” *Law360* (January 2, 2015)

“Cyber-related Directors and Officers Liability Claims Expected to Increase,” *Business Insurance*, Quoted (November 9, 2014)

“True, not False: SCOTUS ‘Omnicare’ Case Highlights Need for Clarity on Key Securities Class Action Issue,” *The Legal Pulse* blog, Washington Legal Foundation, Co-author (November 3, 2014)

“The Root Cause of Skyrocketing Defense Costs,” *Law360* (October 17, 2014)

“6th Circ. Corporate Scierter Test Leaves Cos. Vulnerable,” *Law360*, Quoted (October 15, 2014)

“Is the Big-name Firm the Best Bet?” *Insurance Thought Leadership* (September 26, 2014)

“Tips for Avoiding Securities Litigation,” *Insurance Thought Leadership* (September 18, 2014)

“When Not to Use Regular Counsel,” *Insurance Thought Leadership* (September 12, 2014)

“Next Up for Cyber: Class Action Suits,” *Insurance Thought Leadership* (September 5, 2014)

“High Court Sends Securities Class Actions Back to Basic(s),” *Law360*, Quoted (June 23, 2014)

“Ineffective Motions to Dismiss Erode the Power of the Reform Act,” Co-author, *The Corporate Governance Advisor* (July/August 2014)

“Strategic Issues in Derivative Litigation Representation,” *Law360* (March 3, 2014)

“Public Companies, Beware! Safe Harbor Protection Requires Thoughtful Warnings and a Sophisticated Defense,” *Seattle Business* magazine, Co-author (February 2014)

“Robbins Geller Case May Spur Change on Secret Witnesses,” *Law360*, Quoted (January 15, 2014)

“Delaware Supreme Court’s Decision in Allergan Won’t Fix the Problem of Multi-Jurisdictional Shareholder Litigation,” *Bank and Corporate Governance Law Reporter*, Volume 51, Number 5 (January 2014)

“Supreme Court Will Decide the Future of Securities Fraud Class Actions,” *Agenda*, Quoted (December 16, 2014)

“Director Oversight of Cybersecurity: Answers to Key Questions,” *Puget Sound Business Journal* (December 13, 2013)

“Is This the End for Fraud-on-the-Market Doctrine?” *Law360* (November 20, 2013)

“The Case for Emphasizing Arguments Against Falsity,” *Law360* (October 16, 2013)

“Safe Harbor Protection Requires Sophisticated Defense,” *Law360* (September 6, 2013)

“Effective Securities Litigation Defense Requires a High Thought-to-Action Ratio,” *Securities Litigation Commentator* periodical (Fall 2013)

“The Problem With ‘Summary Scierer Analysis’,” *Law360* (August 27, 2013)

“SEC Says It Will Begin to Seek More Facts in Some Settlements,” *InsideCounsel*, Quoted (August 5, 2013)

“Top Securities Rulings of 2013 Have Defense Bar Flying High,” *Law360*, Quoted (July 16, 2013)

“How to Solve the Flawed Confidential Witness Issue,” *Law360* (April 8, 2013)

“Director Service — Is it Safe to Serve on a Public Company’s Board of Directors?” *Seattle Business* magazine (February 2013)

“Securities Cases to Watch in 2013,” *Law360*, Quoted (January 1, 2013)

“A Potential Partial Solution to the M&A Litigation Problem,” *Law360* (November 1, 2012)

“Behind the Scenes of the SEC-Citigroup Settlement Drama,” *Law360* (October 19, 2012)

“Lessons From In Re Rigel Pharmaceuticals,” *Law360*, Co-author (September 19, 2012)

“The Bank is Open: SEC Investor Protection Fund Poised to Pay Whistleblower Bounties,” *Seattle Business* magazine, Co-author (September 2012)

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- “Is it Still Safe to be a Director of a Public Company?” *Puget Sound Business Journal* ADR and Litigation Q&A Column Titled “Ask the Legal Professionals” (July 27, 2012)
- “Lane Powell Hires Securities Litigator From K&L Gates,” *Law360*, Interviewed (June 25, 2012)
- “Citigroup Shareholder Derivative Litigation: A Hard Case That Didn’t Make Bad Law,” *Securities Reform Act Litigation Reporter* (June 2009)
- “Courts Should Increase Their Focus on Falsity Allegations (In My Opinion),” *Securities Reform Act Litigation Reporter* (May 2009)
- “Securities Litigation Developments: More From the Ninth Circuit, and a ‘Meaningful Cautionary’ Tale,” *Securities Reform Act Litigation Reporter* (March 2009)
- “Ninth Circuit Addresses Several Pleading Issues in Securities Class Actions,” *Securities Reform Act Litigation Reporter* (January 2009)
- “Securities Litigation Landscape,” *International Journal of Disclosure and Governance* (June 2006)
- “D&O Insurance Policies After Securities Lawsuits,” *Corporate Governance Advisor* (March/April 2004)
- “The Public Company Handbook, A Practical Guide,” *Bowne Publishing* (2002; 2003)
- “Recent Trends in Private Securities Litigation Sarbanes-Oxley Act of 2002: The Counter-Reform Act,” Glasser Legal Works Seminars (2003)
- “CEO and CFO Certifications Under the Sarbanes-Oxley Act of 2002 and SEC Rules,” *Practical Lawyer* (December 2002)

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Speaking Engagements

- “Analysis of a Perfect Storm: The Metrics of M&A Liability Litigation,” American Conference Institute M&A Liability Conference, Panelist, New York, New York (December 6, 2017)
- “Hot Securities Litigation Trends” Advisen’s 2017 Executive Risk Insights Conference, Moderator, New York City (September 13, 2017)
- “Federal Litigation Hot Topics,” Oregon State Bar 37th Annual Northwest Securities Institute, Presenter, Portland, Oregon (May 19, 2017)
- “D&O Claims Trends,” 13th Annual National Directors & Officers Insurance ExecuSummit, Panelist, Uncasville, Connecticut (May 16, 2017)
- “Mitigating Deal Risk From Beginning to End,” National Association of Corporate Directors Northwest Chapter, Panelist, Portland, Oregon (October 25, 2016)
- “Current Trends in D&O Litigation in State & Federal Courts,” TechAssure Fall Conference, Panelist, Seattle (October 3, 2016)
- “The Dynamics of a Changing Market: Impact on Coverage and Claims,” Advisen’s 2016 Executive Risk Insights Conference, Moderator, London (November 16, 2016)
- “5 Hottest Topics in Shareholder Litigation — What They Mean for You,” Advisen’s 2016 Executive Risk Insights Conference, Moderator, New York (September 21, 2016)

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- “Board Oversight of Cyber Security and Cyber-Security Disclosure,” Oregon State Bar Securities Regulation Section Meeting, Co-presenter, Portland, Oregon (June 15, 2016)
- “Cybersecurity Exposure for Directors and Officers,” 12th Annual National Directors & Officers Insurance ExecuSummit, Panelist, Uncasville, Connecticut (May 17, 2016)
- “Director and Officer Liability Arising from Privacy and Network Security Issues,” Advisen’s 2016 Executive Risk Insights Conference, Panelist, Chicago (May 10, 2016)
- “Facets of Board Oversight of Cybersecurity,” National Association of Corporate Directors Northwest Chapter Meeting, Co-presenter, Boise, Idaho (March 16, 2016)
- “Facets of Board Oversight of Cybersecurity: Voices from Law Enforcement, Crisis Response, External Audit and Corporate Defense,” National Association of Corporate Directors Northwest Chapter Meeting, Co-presenter, Seattle (October 20, 2015)
- “Developments in Securities Litigation and D&O Insurance,” American Conference Institute’s 19th Annual Forum on D&O Liability, Moderator, New York (September 17, 2015)
- “D&O Regulatory, Enforcement & Securities Litigation Update,” 11th Annual Directors & Officers Insurance ExecuSummit, Panelist, Uncasville, Connecticut (May 19, 2015)
- “Obtaining a Successful Mediation Outcome,” Claims & Litigation Management Alliance’s Bermuda Chapter Educational Event, Panelist, Hamilton, Bermuda (March 5, 2015)
- “Cyber Security and Data Breaches: The Big New Exposure for D&O?” Professional Liability Underwriting Society’s 2014 Conference, Panelist, Las Vegas (November 6, 2014)
- “D&O Liability Insurance and Litigation in the Current IPO Environment,” American Conference Institute D&O Liability Conference, Panelist, New York (September 30, 2014)
- “What Every Lawyer and Director Needs to Know about Cyber Security,” What Do I Need to Know? Practical Answers for Business Lawyers, Washington State Bar Association Business Law Section Midyear Seminar, Seattle (May 16, 2014)
- “D&O Regulatory, Enforcement & Securities Litigation Update,” 10th Annual Directors & Officers Insurance ExecuSummit, Panelist, Uncasville, Connecticut (May 13, 2014)
- “Recent Developments in and Strategies for Evaluating and Resolving Securities Class Action and Shareholder Derivative Suits,” White and Williams LLP, Lane Powell PC and The Weinstein Team Seminar for Bermuda Insurers, Hamilton, Bermuda (2014)
- “Best Practices for Claims Handling Between Financial Institutions and Insurance Carriers,” American Conference Institute’s 2nd Annual Financial Institutions Insurance Forum, Panelist, New York (November 21, 2013)
- “What is Covered Under a D&O Policy, Dealing With the Rising Costs of Defense, and More,” American Conference Institute D&O Liability Conference, Panelist, New York (October 22, 2013)
- “Cyber Security Risk: Best Board-level Practices to Understand and Address” Northwest Chapter of the National Association of Corporate Directors, Co-Moderator (September 17, 2013)

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- “Failed Governance and Lessons Learned: Case Studies From the Headlines,” Northwest Chapter of the National Association of Corporate Directors, Co-Moderator (March 19, 2013)
- “Strategies for Evaluating and Resolving Securities Class Action and Shareholder Derivative Suits,” White and Williams LLP, Lane Powell PC and The Weinstein Team Seminar for Bermuda Insurers, Hamilton, Bermuda (2013)
- “Securities Litigation Developments,” Northwest Securities Institute (2012)
- “Strategies for Evaluating and Resolving Securities Class Action and Shareholder Derivative Suits,” White and Williams LLP, The Weinstein Team and K&L Gates Seminar for Bermuda Insurers, Hamilton, Bermuda (2012)
- “Who’s on First? Inside a Disclosure Crisis,” Northwest Securities Institute, Moderator (2010)
- “Ethical Dilemmas for Corporate Counsel: Representation and Privilege Issues,” Corporate Counsel Institute, Washington State Bar Association (October 2009)
- “Stock Options: Emerging Issues and Developments,” PricewaterhouseCoopers General Counsel Forum (January 2007)
- “Securities Litigation: Overview and Current Issues,” Successful Prosecution of Complex Business Disputes, Washington State Bar Association CLE (2006)
- “The New Era of Corporate Governance Litigation: Claims Against Directors and Internal Investigations,” Association of Corporate Counsel (2004)
- “The New Era of Corporate Governance Litigation: Claims Against Directors and Internal Investigations,” Perkins Coie LLP Seminar for Portland-area Corporate Counsel (2004)
- “Between the Pit and the Pendulum: Director Education and the Duties of Care and Good Faith One Year After Sarbanes-Oxley,” Annual Corporate and Securities Law Update (2003)
- “Proxy Season: The Reality of Corporate Governance Reform Sinks In,” PricewaterhouseCoopers General Counsel Forum (2003)
- “Securities Litigation After Enron: Analysis and Predictions,” National Investor Relations Institute (2002)
- “How the Enron Mess May Affect You,” PricewaterhouseCoopers General Counsel Forum (2002)
- “Sarbanes-Oxley and Other Earthquakes: The Corporate Governance Ground Has Shifted,” Perkins Coie LLP/Deloitte & Touche LLP Corporate Governance Seminar (2002)

Awards and Honors

- Member, Re-Member Board of Directors (2017)
- Recommended by *Chambers USA: America’s Leading Lawyers for Business*, Litigation: General Commercial (2016-2017)
- Selected “Local Litigation Star” by *Benchmark Litigation*, Securities (2015-2017)
- Named as a “Washington Super Lawyer,” *Super Lawyers*® magazine, Securities Litigation (2004-2017)
- Avvo Rated 10/10 “Superb”

AV Preeminent® in Martindale-Hubbell® Peer Review Ratings™
Named as a “Top Washington Lawyer” in *Washington CEO* (2008)
Named as a “Washington Rising Star,” *Super Lawyers*® magazine, Securities Litigation (2003)

Professional and Community Activities

President, Board of Trustees, Lake Washington Girls Middle School (2016-Present)
Vice President, Board of Trustees (2014-2016)
Member, Board Committee, University Child Development School (2013-Present)
Advisory Board Member, National Association of Corporate Directors, Northwest Chapter (2012-Present)
Board of Advisors, Securities Reform Act Litigation Reporter (2008-Present)
Member, Securities Committee, Washington State Bar Association (2003-Present)
Co-chair, National Association of Corporate Directors’ Northwest Chapter Meeting, Seattle (October 20, 2015)
Co-chair, D&O Liability Conference, American Conference Institute, New York (September 17-18, 2015)
Co-chair, D&O Liability Conference, American Conference Institute, New York (September 30 - October 1, 2014)
Co-chair, Cyber Security Event, National Association of Corporate Directors, Northwest Chapter (September 23, 2014)
Member, Board of Trustees, King County Bar Foundation (2001-2009)
Co-chair, Northwest Securities Institute (2004-2007)