



## Bryant T. Lamer

Partner

### Contact

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## Overview

**Bryant Lamer is a trial attorney for financial services and banking class actions, consumer class actions, business disputes, consumer fraud litigation, consumer fraud receiverships, and government and corporate investigations, including embezzlement and company asset recovery. Bryant also counsels clients regarding local, state, and federal regulatory compliance in a variety of industries including, but not limited to, shipping and logistics, manufacturing, mining, automobile leasing and sales, and cannabis.**

With clients ranging from midsize businesses to Fortune 100 companies, Bryant serves as outside counsel for his corporate clients. He has a reputation for providing certain and practical legal advice and appreciates that developing a strong relationship with his clients and investing time in understanding their businesses is the first step in providing this service. Bryant's clients know they can contact him directly, at any time, for any legal issues they may face. He collaborates with his Spencer Fane colleagues across the country to ensure the firm's deep bench of experience and specialized knowledge is always seamlessly available to his clients.

As a client from one of the world's largest international automobile rental companies wrote, "Bryant has been a great asset to our company and represented us as if he were our own in-house lawyer. He takes personal interest in our challenges and issues, helping us understand all our options. I also trust Bryant to be honest, his character is one of his many strengths."

Unlike typical class action attorneys within large law firms, Bryant's class action experience includes both representing defendants and plaintiffs. He defends and pursues claims seeking remedies under state consumer protection acts as well as federal consumer protection acts. In addition, Bryant's class action experience includes defending over a dozen overdraft fee class actions for financial services and banking clients. He has recovered millions for class members and defended his clients from class members seeking millions.

Alternative fee arrangements are an integral function of Bryant's practice. While he typically provides services on a billable hour basis, he also regularly counsels and litigates matters through alternative fee arrangements including flat fee (a specific amount for a specific project or matter), fixed fee (set amount for larger projects involving multiple

matters), risk sharing and performance-based fee (outcome-based reduction or increase in fee), or capped fees (limitations placed on the total amount of a project, but billed on an hourly basis). In addition, Bryant litigates contingency fee matters for businesses, individuals and class members.

Bryant is admitted to practice in Illinois, Missouri, and Kansas. Bryant is also admitted to practice before the U.S. Court of Appeals for the Seventh Circuit, the U.S. Court of Appeals for the Tenth Circuit, the U.S. District Court for the Northern District of Illinois, the U.S. District Court for the Southern District of Illinois, the U.S. District Court for the Western District of Missouri, and the U.S. District Court for the District of Kansas. In 2001, the U.S. District Court for the Northern District of Illinois accepted Bryant as a member of its Trial Bar.

Although not exhaustive, below is a summary of Bryant's expertise and experience.

### **Representative Client Counseling and Litigation Experience**

- Represented clients in American Arbitration Association (AAA) disputes.
- Represented clients in International Chamber of Commerce (ICC) disputes.
- Represented clients in Financial Industry Regulatory Authority (FINRA) actions.
- Represented clients involved in business litigation and pre-litigation disputes.
- Represented clients in noncompete and nonsolicitation matters.
- Handled corporate fraud, embezzlement investigations, and embezzled-asset recovery.
- Represented clients facing state and federal government investigations.
- Represented receiverships in asset stabilization and recovery.
- Represented trustees in fraudulent transfer actions.
- Defended State Attorneys General complaints.
- Counseled clients with local, state and federal consumer law compliance.
- Coordinated local, state, and federal government participation with client ventures.

### **Representative Complex and Class Action Experience**

- Represented multiple financial institutions in dozens of overdraft fee, non-sufficient funds (NSF), authorized positive, settle negative (APSN), retry / representment or ACH transactions, and other disclosure class actions lawsuits throughout the U.S. alleging breach of contract and violations of state consumer protection statutes.
- *Batchelder, et al. v. Palmer's Holdings and Investments, Inc. d/b/a Palmer's Deli & Market* (U.S. District Court for the Southern District of Iowa). Served as counsel in a FACTA class action.
- *Brady Keith, et al. vs. Back Yard Burgers of Nebraska, Inc., et al.* (U.S. District Court for the Nebraska). Served as counsel in a FACTA class action.
- *Randall Curtis and Tina Beasley v. William Clark, et al.* (U.S. District Court for the Western District of Arkansas). Served as counsel in a class action regarding mortgage interest charge settlement payments.
- *Gregory Joseph Perry v. Babin et al.* (U.S. District Court for the Western District of Arkansas). Served as counsel in a class action regarding mortgage interest charge settlement payments.
- *Ann Muniz v. Rexnord Corp., et al.* (U.S. District Court for the Northern District of Illinois). Served as counsel in a class action alleging property contamination.
- *Mejdrech v. Met-Coil* (U.S. District Court for the Northern District of Illinois). Served as counsel in a class action alleging property contamination.
- *Teresa LeClerq v. The Lockformer Company* (U.S. District Court for the Northern District of Illinois). Served as counsel in a class action alleging property contamination.
- *Michael Jones et al v. Dickinson Theatres, Inc. et al.* (U.S. District Court for the District of Kansas). Served as counsel in a FACTA class action lawsuit.
- *Katz v. ABP Corporation* (U.S. District Court for the Eastern District of New York). Served as counsel in a FACTA class action.

- *Schwartz v. Intimacy in New York, L.L.C. et al.* (U.S. District Court for the Southern District of New York). Served as counsel in a FACTA class action.
- *Lee v. The Body Shop, et al.* (U.S. District Court for the Southern District of New York). Served as counsel in a FACTA class action.
- *Roberson v. ECI Group, Inc.* (State Court of Dekalb County, Georgia). Served as counsel in a consumer fraud class action.
- *Tucker v. Columbia Residential LLC* (State Court of Dekalb County, Georgia). Served as counsel in a consumer fraud class action.
- *Ryan Whelan v. Wesley Apartment Homes, LLC, formerly known as Euramex Management Group, LLC* (State Court of Dekalb County, Georgia). Served as counsel in a consumer fraud class action.
- *Avila Real Estate, LLC; and Turner Hill Partners, LLC* (State Court of Dekalb County, State of Georgia, Case No. 18-A-70827-4). Served as counsel in a consumer fraud class action.
- *Federal Trade Commission, Plaintiff, v. BF Labs, Inc.* (U.S. District Court for the Western District of Missouri). Served as receiver's counsel in a consumer fraud action brought by Federal Trade Commission.

## Education

- University of Michigan Law School, 2000 (J.D.)
- University of Kansas

## Bar Admissions

- Illinois, 2000
- Kansas, 2007
- Missouri, 2005

## Court Admissions

- U.S. District Court for the Northern District of Illinois
- U.S. District Court for the Western District of Missouri
- U.S. District Court for the District of Kansas
- U.S. District Court for the Southern District of Illinois
- U.S. Court of Appeals for the Seventh Circuit
- U.S. Court of Appeals for the Tenth Circuit

## Community Involvement

- Park Hill Education Foundation, Board Member
- United Cerebral Palsy of Greater Kansas City, Board Member; Former Chairperson of Board of Directors
- City of Parkville, Missouri Planning and Zoning Commission
- Kansas City Tomorrow, 2008-2009
- Lawyers Association of Kansas City, Board Member
- Leadership Class of Missouri, 2013

## Distinctions

- *Best Lawyers in America*, 2022-2024

- *Missouri & Kansas Super Lawyers*, 2017–2023
- *Missouri & Kansas Super Lawyers*, Rising Star, 2010–2011, 2013–2014
- *Kansas City Business Journal*, Best of the Bar, 2015–2016

## Memberships

- American Bar Association
- Federal Trial Bar of the Northern District of Illinois
- Kansas City Metropolitan Bar Association
- Northland Regional Chamber of Commerce

## Related Experience

- Represented clients in American Arbitration Association (AAA) disputes.
- Represented clients in International Chamber of Commerce (ICC) disputes.
- Represented clients in Financial Industry Regulatory Authority (FINRA) actions.
- Represented clients involved in business litigation and pre-litigation disputes.
- Represented clients in noncompete and nonsolicitation matters.
- Handled corporate fraud, embezzlement investigations, and embezzled-asset recovery.
- Represented clients facing state and federal government investigations.
- Represented receiverships in asset stabilization and recovery.
- Represented trustees in fraudulent transfer actions.
- Defended State Attorneys General complaints.
- Counseled clients with local, state and federal consumer law compliance.
- Coordinated local, state, and federal government participation with client ventures.
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- Served as counsel in a FACTA class action. *Brady Keith, et al. vs. Back Yard Burgers of Nebraska, Inc., et al.*
- Served as counsel in a class action regarding mortgage interest charge settlement payments. *Randall Curtis and Tina Beasley v. William Clark, et al.*
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- Served as counsel in a FACTA class action. *Katz v. ABP Corporation.*
- Served as counsel in a FACTA class action. *Schwartz v. Intimacy in New York, LLC. et al.*
- Served as counsel in a FACTA class action. *Lee v. The Body Shop, et al.*
- Served as counsel in a consumer fraud class action. *Roberson v. ECI Group, Inc.*
- Served as counsel in a consumer fraud class action. *Tucker v. Columbia Residential LLC.*
- Served as counsel in a consumer fraud class action. *Ryan Whelan v. Wesley Apartment Homes, LLC, formerly known as Euramex Management Group, LLC.*
- Served as counsel in a consumer fraud class action. *Avila Real Estate, LLC; and Turner Hill Partners, LLC.*

- Served as receiver's counsel in a consumer fraud action brought by Federal Trade Commission. *Federal Trade Commission, Plaintiff, v. BF Labs, Inc.*