

**Lieff
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Attorneys at Law

Nicholas Diamand

PARTNER

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Nicholas Diamand is a partner in Lieff Cabraser's New York office with a practice focused on domestic and international securities fraud, digital privacy, and consumer fraud cases.

Nick's present and past case work concerning securities and financial fraud includes litigation in the U.S. or internationally against Boeing, Danske, Steinhoff, Facebook, AIG, Bank of New York Mellon, and Bank of America. He was actively involved in the Wells Fargo Shareholder Derivative Litigation in which Lieff Cabraser is Court-appointed Co-Lead Plaintiffs' Counsel; in April 2020, the Court granted final approval to a settlement including a \$240 million cash payment and corporate governance reforms.

He acts or has acted in digital privacy litigation against Google, Facebook, LinkedIn, and Sony, among others, as well as on behalf of children and their parents in data breach litigation against Disney, Viacom and other online game and app producers alleging violations of unlawful export, exploitation, and monetization of children's personal information from mobile games without parental consent. Nick is also working on consumer litigation against Volkswagen, and previously litigated against British Airways, as well as the nation's largest banks for their unfair and deceptive practices to maximize the occurrence of overdraft fees, and against oil companies for the recovery of gas royalty underpayment claims in which plaintiffs recovered more than \$100 million in cash and future benefits.

Nick has worked on personal injury and mass tort cases (representing nearly two-thousand hemophiliacs from 24 countries who contracted HIV and/or HCV from contaminated blood products in litigation against major American pharmaceutical companies that settled in 2009); employment litigation (representing Wal-Mart workers in New York and Washington state who alleged they were deprived of meal and rest breaks and forced to work off-the-clock at Wal-Mart stores); and environmental litigation (resolving the claims of more than 500 individuals in Eastern Kentucky arising from an October 2000 coal sludge disaster).

He sits on the Board of the Civil Justice Research Initiative at Berkeley Law School and previously sat on the Advisory Council of The Center for Democracy & Technology. He also served as past Chair of the Consumer Privacy/Data Breach Litigation Group of the American Association for Justice.

On a pro bono basis, as part of Trial Lawyers Care (a project of the American Association for Justice), Nick represented several individuals, including an injured firefighter, in appeal hearings before the September 11th Victim Compensation Fund.

Nick graduated from Columbia College and attended the College of Law in London before first training and then practicing for four years at Herbert Smith in London and Hong Kong. At Herbert Smith, Nick represented the Law Society of England and Wales in a race and sex discrimination suit. Nick remains a solicitor licensed to practice law in England and Wales.

He received his LLM from Columbia University Law School and clerked for Edward R. Korman, the then-Chief Judge of the U.S. District Court, Eastern District of New York.

Areas of Practice

Securities & Investor Fraud, Consumer Protection, Digital Privacy, International Law

Education

College of Law, London, England
C.P.E. - 1997

College of Law, London, England
L.P.C. - 1997

Honors: Commendation

Columbia Law School, New York, New York
LL.M. - 2002

Honors: Stone Scholar

Columbia University, New York, New York
B.A. (Magna Cum Laude) - 1992

Bar Admissions

New York, 2003

England and Wales, 1999

U.S. Supreme Court, 2013

U.S. Court of Appeals 2nd Circuit, 2016

U.S. Court of Appeals 7th Circuit, 2006

U.S. Court of Appeals 9th Circuit, 2016

U.S. District Court Eastern District of New York, 2003

U.S. District Court Southern District of New York, 2003

U.S. District Court Northern District of New York, 2006

U.S. District Court Western District of New York, 2006

U.S. District Court, District of Colorado, 2007

Professional Associations and Memberships

American Association for Justice (Chair, Consumer Privacy/Data Breach Litigation Group, 2016-2018)

Association of the Bar of the City of New York

New York State Bar Association

Public Justice Foundation

Public Citizen

Selected Published Works

“Spokeo Still Standing: No Sign of a Circuit Split” (with Andrew Kaufman), *Law360*, 2016

“Spotlight on Spokeo: A Win for Consumers” (with Andrew Kaufman), *Law360*, 2016

“Fraud on the Market in a Post-Amgen World” (with M. Miarmi), *Trial Magazine*, November 2013

Selected Classes and Seminars

Panelist, Federal Bar Council: Webinar on Amendment to Fed R. Civ. P. 23: Impact on Securities, Antitrust, Consumer & Data Breach Class Action Practice, December 2018

Speaker, Strafford CLE webinar “Ethical Risks in Class Litigation,” 2015

Speaker, International Corporate Governance Network Conference, 2014

Honors and Awards

“Lawdragon 500 Leading Plaintiff Financial Lawyers in America,” *Lawdragon*, 2020

“Super Lawyer for New York Metro,” *Super Lawyers*, 2013 - 2019

“Super Lawyer Business Edition” (Securities Litigation), *Super Lawyers*, 2016

“Rising Star for New York Metro,” *Super Lawyers*, 2012