



Location

Houston, Texas

Education

Columbia University
School of Law (J.D.,
2009)

- Kent Scholar
- Stone Scholar

The University of Texas at
Austin (B.S. in Human
Biology, *University
Honors*, 2004) Dean's
List

Areas of Practice:

Complex & High-Stakes
Litigation

- Bankruptcy, Third Party
& Professional Liability

Admitted to Practice:

Texas

U.S. District Courts for the
Northern, Southern,
Eastern and Western
Districts of Texas

BENJAMIN R. GARRY

Partner

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Benjamin R. Garry is a partner in Diamond McCarthy's Houston office whose practice is focused on complex commercial and insolvency related litigation.

Since joining Diamond McCarthy in 2009, Ben has successfully prosecuted and defended a range of matters in federal appellate, district, and bankruptcy courts across the country, as well as in state courts throughout Texas, including:

- Representing a creditors committee and then liquidating a trust in fraudulent transfer, breach of fiduciary duty, and malpractice actions brought in a Kentucky bankruptcy court against the debtors' insiders and professionals arising out of the collapse of a national coal company
- Representing a litigation trust in a billion-dollar fraudulent transfer action arising from a leveraged buyout of a large real estate holding company in a Texas bankruptcy court
- Representing a bankruptcy trustee in a malpractice/breach of fiduciary duty suit against the debtor's former counsel and insiders in connection with a large law firm bankruptcy pending in bankruptcy court in the Northern District of California
- Representing a Japanese credit union as a defendant in a fraudulent transfer action brought in the Southern District of New York bankruptcy court
- Representing a minority owner of an insurance brokerage in a breach of contract and breach of fiduciary duty action against the majority owner in a state court action in Tarrant County
- Representing a liquidating trust in collection actions against defaulting fraudulent transfer defendants in bankruptcy and state courts in Nevada
- Representing a national agricultural company as a plaintiff in multiple conversion actions related to the theft of spent cooking oil in Texas state actions
- Representing an inventor in a trade secret misappropriation suit in Texas state court
- Representing a national agricultural lender in defense of a fraudulent transfer suit in bankruptcy court in the Southern District of Texas
- Representing a plaintiff/relator in a *qui tam* action against a local government in the Southern District of Florida

Ben joined Diamond McCarthy after graduating from Columbia University School of

Law. At Columbia, he was a Kent Scholar, a Stone Scholar and a national champion in the Constance Baker Motley Moot Court Competition. Before entering law school, Ben spent two years in Washington, D.C., with Booz Allen Hamilton as a technical consultant to the Defense Advanced Research Projects Agency.

Ben is licensed to practice in all federal and state courts in Texas, as well as the 6th Circuit Court of Appeals, and is a member of the State Bar of Texas.

Affiliations:

- State Bar of Texas
- Leadership Houston (Class XXXIII)
- Winlow Place Civic Club, Vice President
- Houston Young Lawyers Foundation, Secretary and Trustee

Awards / Honors

Selected as a 2016 "Texas Rising Star" by SuperLawyers.