



Mark T. Ciani

Partner

Litigation

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Mark Ciani is an experienced trial lawyer whose practice focuses on complex commercial litigation. Mark's clients span many industries and include banks, investors, hedge funds, public and private companies, hospital operators, and high-net-worth families. He acts as trial counsel and advises clients on a host of different matters, from shareholder class action and derivative suits to private and regulatory antitrust matters to Ponzi scheme litigation to real estate disputes and general commercial litigation. Mark frequently serves as lead counsel on his clients' most important cases.

Helping diverse clients with anti-trust litigation

Mark's has designed strategies to achieve favorable outcomes for clients involved facing nine and 10 figure exposures, when confronted with allegations of antitrust violations, breach of contract, fraud, breach of fiduciary duty, and securities fraud, among many others. Mark also has significant experience representing clients in antitrust matters before enforcement agencies. His antitrust representations include merger clearance cases, class actions and government civil investigations.

Companies seek Mark's counsel on a range of antitrust issues, including price fixing, market allocation, group boycotts, and other horizontal restraints. He deals with Robinson-Patman Act problems, monopolization, licensing and other intellectual property issues.

Mark also maintains an active pro bono practice, defending gun control laws against Second Amendment constitutional challenges. As part of this practice, he has advocated before the First, Second, Fourth, Seventh, Ninth and Tenth Circuit Courts of Appeals, as well as numerous federal district courts and state courts.

Representative Experience

- Defend educational software company against allegations of fraud and breach of contract.
- Represent purchasers of meat products against meat suppliers alleging antitrust violations.

Practices

- Antitrust and Competition
- Appeals and Critical Motions
- Commercial Litigation
- Employment Litigation and Counseling
- Fiduciary and Private Client Litigation
- Financial Markets Litigation and Enforcement
- Health Care
- Intellectual Property Litigation
- Litigation
- Pharmaceutical and Life Sciences Litigation
- Real Estate
- Securities Litigation

Industries

- Entrepreneurial Ventures
- Fashion, Retail, Luxury and Beauty
- Finance and Financial Markets
- Pharmaceutical and Life Sciences
- Technology

Education

- JD, Columbia Law School
- BA, New York University

Bar Admissions

- New York

Court Admissions

- US District Court, Southern District of New York

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- Represent investment manager accused of securities law violations and secure dismissal of all counts.
 - Represent hospital operator responding to Second Request inquiry from FTC.
 - Represent fashion designer brand in licensing dispute.
 - Represent numerous institutions, partnerships, hedge funds, investment managers and individuals in highly publicized Ponzi schemes, including Madoff.
 - Represent operator of public hospitals accused of submitting false claims for Medicare and Medicaid reimbursement.
 - Defend insurance company against alleged accounting fraud and bid rigging.
 - Represent medical supply manufacturer in antitrust class action alleging monopolization and exclusive dealing.
 - Defend corporate directors against allegations of breach of fiduciary duties arising from sale of the company.
 - Represent trading and sales personnel of several financial institutions in DOJ, CFTC and SEC investigations of the FX markets.
 - Represent investment advisor in criminal insider-trading charges in the US District Court for the Southern District of New York.
- US District Court, Eastern District of New York
 - US District Court, Eastern District of Wisconsin
 - US Court of Appeals, First Circuit
 - US Court of Appeals, Second Circuit
 - US Court of Appeals, Fourth Circuit
 - US Court of Appeals, Ninth Circuit
 - US Court of Appeals, Tenth Circuit

Recognitions

Recognized or listed in the following:

- Empire State Counsel®
 - Pro Bono Honoree, 2016

News

- Katten Named to *The Fashion Law* 2025 List of Top US Law Firms for Retail Companies (March 12, 2025)
- Katten Elevates Attorneys to Partner (September 3, 2019)
- Katten Finalizes Historic Starrett City Sale (May 8, 2018)
- Katten Honors Attorneys for Exceptional Pro Bono Service (June 27, 2017)
- Katten Wins Outstanding Pro Bono Law Firm Award from Law Center to Prevent Gun Violence (June 22, 2015)

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Publications

- [FTC Settlement With Private Equity Firm Over Anesthesia Roll-Up Suggests No Special Treatment, or Free Pass, Under Second Trump Administration \(January 30, 2025\)](#)
- [Antitrust Developments to Monitor Under the Next Trump Administration \(December 4, 2024\)](#)
- [UK Financial Insights from Katten | Issue 15 \(October 2024\)](#)
- [Foreign Investment and National Security: Navigating Heightened Scrutiny of US, EU and UK Cross-Border Deals \(October 16, 2024\)](#)
- [ESG Guidepost | Issue 18 \(September 2024\)](#)
- [FTC Noncompete Rule in Doubt Following Texas Court Ruling \(September 9, 2024\)](#)
- [ESG Guidepost | Issue 16 \(July 2024\)](#)
- [Obstacles to the FTC's Noncompetition Rule Greater Following Supreme Court Ruling \(July 22, 2024\)](#)
- [Q&A – FTC Rule Banning Non-Competes With Workers \(April 25, 2024\)](#)
- [NY Gendered Pricing Law May Have Limited Effect \(September 29, 2020\)](#)
- [Corporate & Financial Weekly Digest \(Weekly\) | Author](#)