

## Emily Friend Horner

### Special Counsel

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Jacksonville

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Emily Friend Horner is a special counsel and litigation attorney with Foley & Lardner LLP. Her practice concentrates on varied types of business and commercial litigation, representing lenders in complex commercial foreclosures, loan workouts, and bankruptcy proceedings; owners in real estate disputes; businesses in government bid protests and other administrative proceedings; public companies in securities litigation; and private and public companies in other business-related litigation. In this capacity, Emily serves a broad range of clients, including financial institutions, public companies, privately held businesses, professionals, developers, and contractors.

Emily represents clients at every level of litigation and has acted on a seconded basis internally with clients, giving her a unique and creative insight into serving businesses' needs.

She is a member of the firm's Business Litigation & Dispute Resolution, Bankruptcy & Business Reorganizations, and Securities Enforcement & Litigation Practices.

### Representative Experience

- Successfully represented port authority in case by St. Johns Riverkeeper, Inc., seeking injunction against dredging of the St. Johns River in Duval County, Florida, including first chairing final oral argument.
- Extensive successful representation in litigation matters involving fraud, breaches of fiduciary duty, and piercing the corporate veil.
- Represented a *Fortune* 50 health insurer in the successful defense of multiple bid protests of an award of a US \$1bn+ contract to provide Medicaid managed care services to the State of Iowa in the state's largest ever procurement.
- Six-month secondment with a publicly traded real estate investment trust.
- Management of large-scale, multi-million document reviews related to internal investigations, including supervision of related large-scale attorney review and related productions.

- Successful representation of companies in internal and SEC investigations involving potential accounting fraud.
- Represented a *Fortune* 50 health insurance company in obtaining a favorable settlement of a wrongful death claim by an employee of a subcontractor based on assertion of workers' compensation immunity.
- Extensive successful representation defending against preliminary injunction motions and obtaining preliminary injunctions.
- Extensive successful representation of banking and lending corporations in all aspects of complex commercial foreclosure actions and loan workouts.

### **Awards and Recognition**

- Recognized in Commercial Litigation by *The Best Lawyers in America*® (2023-24)
- Selected for inclusion in Florida *Super Lawyers*® Rising Stars® list (2016-2023)
- Named in *Florida Trend's* Legal Elite Up & Comers lists (2017 and 2018)
- Recognized on *Jacksonville Business Journal* "40 under 40" list (2016)
- Recipient of the Lynford Lardner Community Service Award in recognition of her volunteer work and civic involvement (2016)
- Recognized as New and Notable Volunteer, Association of Junior Leagues International

### **Affiliations**

- Former chair, Jacksonville Bar Association Law Day Committee
- Member, Jacksonville Women Lawyers Association
- Member, Florida Association of Women Lawyers
- Member, American Bar Association
- Member, Federal Bar Association
- Member, Jacksonville Bankruptcy Bar Association
- Member, Jacksonville Bar Association
- Barrister of the Chester Bedell American Inn of Court

### **Community Involvement**

- Pro bono counsel for clients, including local nonprofits, victims of crimes, and in civil rights matters
- Former president, legal counsel, and committee chair, current volunteer, Junior League of Jacksonville (JLJ)
  - With Foley team, recognized as Business Partner of the Year (2014)
  - Recognized as Volunteer of the Year (2013)
- Former member, United Way of Northeast Florida Resource Management Team
- North Florida admissions ambassador, William & Mary Law School
- Former board member, College of William & Mary North Florida Alumni Chapter
- Member and Dolores Barr Weaver fellow, Women's Giving Alliance
- Former legal counsel mentor, ATHENA PowerLink Program, JAX Chamber Foundation

- Former member, Leadership Jacksonville Class of 2016

## Reported Decisions

- *St. Johns Riverkeeper, Inc. v. United States Army of Engineers v. Jacksonville Port Authority*, 462 F.Supp.3d 1256 (M.D. Fla. 2020)
- *Belmont Medical Care, LLC v. Community Ins. Co.*, Case No. 2:18-cv-968, 2019 WL 1676003 (S.D. Ohio Apr. 17, 2019)
- *Florida Coastal School of Law, Inc. v. American Bar Association*, Case No. 3:18-cv-621-J-39JBT, 2019 WL 3889736 (M.D. Fla. Feb. 8, 2019)
- *St. Johns Riverkeeper, Inc. v. United States Army of Engineers v. Jacksonville Port Authority*, 304 F. Supp. 3d 1229 (M.D. Fla. 2018)
- *Crede CG III, Ltd. v. 22nd Century Group, Inc.*, Case No. 16 Civ. 3103 (KPF), 2017 WL 6729368 (S.D. N.Y. Dec. 28, 2017)
- *Crede CG III, Ltd. v. 22nd Century Group, Inc.*, Case No. 16 Civ. 3103 (KPF), 2017 WL 280818 (S.D. N.Y. Jan. 20, 2017)

## Sectors

- [Innovative Technology](#)

## Practice Areas

- [Bankruptcy & Business Reorganizations](#)
- [Business Litigation & Dispute Resolution](#)
- [Financial Institutions](#)
- [Litigation](#)
- [Securities Enforcement & Litigation](#)

## Education

- William & Mary School of Law (J.D., 2009)
  - Law clerk for the Honorable James E. Bradberry of the U.S. District Court for the Eastern District of Virginia
  - Articles Editor, *William & Mary Bill of Rights Journal*
  - Student Member, l'Anson-Hoffman American Inn of Court
- University of Florida (B.A., cum laude, 2006)
  - Inductee in the University of Florida Hall of Fame for excellence in academics, service and leadership, an honor bestowed on only 25 University students annually
  - Inductee in the College of Liberal Arts and Sciences Hall of Fame, an honor bestowed on only four students annually
  - President, Women's Leadership Council
  - President, nonprofit organization Recurso
  - J. Wayne Reitz Scholar

- O. Ruth McQuown Scholar
- Hazen R. Nutter Scholar
- Florida Blue Key

## **Admissions**

- Florida
- U.S. District Court for the Middle District of Florida
- U.S. District Court for the Northern District of Florida
- U.S. District Court for the Southern District of Florida
- U.S. Bankruptcy Courts for the Middle District of Florida
- U.S. Bankruptcy Court for the Northern District of Florida
- U.S. Bankruptcy Court for the Southern District of Florida
- U.S. Department of Veterans Affairs