



Tammy L. Mercer

CHAIR, CORPORATE LITIGATION AND COUNSELING SECTION
AND PARTNER

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Tammy L. Mercer is the current Chair of the Corporate Litigation and Counseling Section of Young Conaway Stargatt & Taylor, LLP. Clients trust her to navigate the complexities involved in litigating cases involving alternative entities and corporations and to effectively prepare and present arguments on their behalf. She speaks frequently on relevant issues and topics and has litigated many of the leading cases in the alternative entity and corporate law area. Clients rely on her creativity and judgment. They look to her for guidance on the critical issues at each stage of the litigation to help them formulate an effective litigation strategy and to achieve optimal results.

Focus

- Disputes related to alternative entities, including limited partnerships and limited liability companies, involving breach of fiduciary duties and the elimination or limitation of such duties, breaches of the implied covenant of good faith and fair dealing, books and records actions, control and buyout and dissolution and winding up.
- Disputes involving corporate mergers and acquisitions, going private transactions, proxy contests, valuation and appraisal issues, indemnification and advancement proceedings, and stockholder access to books and records.
- Disputes involving trade secret misappropriation and non-competition agreements.

Practices

- Alternative Entities Governance and Disputes
- Appeals
- Appraisal Litigation
- Books and Records Demands
- Busted Deal Litigation
- Challenged Transactions Involving Controlling Owners
- Expedited Litigation
- Litigation Monitoring
- Master Limited Partnership Litigation

- Mergers and Acquisitions
- Portfolio Company Representation
- Post-Transaction Earn-out, Escrow, and Indemnification Disputes
- Proxy Disputes and Stockholder Activism
- Recapitalization and Distressed Transactions
- Resolution of Defective Corporate Acts
- Special Legal Counsel
- Statutory Actions under Delaware Corporate and Alternative Entity Law
- Stockholder Class and Derivative Actions

Education

- Villanova University Charles Widger School of Law (J.D., *summa cum laude*)
- Kutztown University (B.S., *magna cum laude*)
 - Business

Bar Admissions

- Delaware

Distinctions

- *Chambers USA - America's Leading Lawyers for Business*, Delaware Court of Chancery. Ms. Mercer is particularly noted in Chambers for her experience in litigating disputes related to corporate M&A and noncompetition agreements and is described as having "very good judgment."
- Recognized in 2024 *Lawdragon* 500 Leading Litigators in America
- Order of the Coif
- Brenda Joan Ruggiero Memorial Scholarship, Recipient
- Award for Excellence in Trial Advocacy, Recipient

Memberships and Affiliations

- Chair, Litigation Subcommittee of the LLCs, Partnerships and Unincorporated Entities Litigation Committee of the American Bar Association's Business Law Section
- Member, Advisory Board for Weinberg Center for Corporate Governance of the University of Delaware
- Member, Delaware State Bar Association, Subcommittee on Alternative Entities