

# Frederick W. Alworth

## Partner

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One Gateway Center
Newark, NJ 07102

**Practice Areas**

Business & Commercial Litigation

Banking & Financial Disputes

Real Estate & Land Use Litigation

Securities & Shareholder Disputes

Trust & Estate Litigation

Unfair Competition Litigation

**Bar Memberships**

New Jersey

Fred serves as Section Leader of the firm's Business Litigation Practice Group East Region. With a unique niche in crisis management, expedited litigation, and risk avoidance, Fred has counseled clients in some of the most complex transactions in New Jersey, including the privatization of the Meadowlands and Monmouth Park Racetracks, risk issues surrounding the NFL Championship Game and the World Cup at MetLife Stadium, implementation of legalized sports betting, and rebuilding of the Goethals and Bayonne Bridges. He is part of a trial team involved in a $16 billion rail/tunnel infrastructure project in New York and New Jersey, as well as a challenge to a $2.7 billion financing package for one of the largest public-private development projects on the East Coast. He has served as lead trial counsel in business litigations throughout New Jersey, New York, Pennsylvania, Delaware, Arizona, Michigan, Wisconsin, Nevada, Virginia, and Florida and regularly appears before state and federal courts, as well as the American Arbitration Association.

Having served as President of the Essex County Bar Association, Chair of the Equity Jurisprudence Committee of the New Jersey State Bar Association, and Vice Chair of the New Jersey State Ethics Commission, Fred has earned the trust of the judiciary and often serves as court-appointed counsel. He also presents programs for the New Jersey Institute for Continuing Legal Education on business litigation and expedited litigation topics.

Fred is a fellow of the American College of Trial Lawyers and was twice included on the Best Lawyers® "Lawyers of the Year" list in his practice area for the Newark region. He is ranked by the Chambers USA Guide to America's Leading Lawyers for Business in the Litigation: General Commercial category and leads the firm's

Chambers USA Band 1-ranked litigation practice on the east coast, cited by the publication as a "regional powerhouse that acts on high-stake disputes involving an impressive range of issues."

Fred has spent over 30 years handling business and commercial litigation matters ranging from commercial real estate and corporate litigation to financial restructuring and creditors' rights. He has a deep understanding of multiple practice areas and the intersection among them. Committed to public service, Fred served as the firm's pro bono coordinator for over five years and remains active in philanthropic, charitable, and athletic organizations throughout New Jersey.

## Other Info About Frederick

### Experience

***George Harms Construction Co., Inc. v. Gateway Development Commission, No. 2:25-cv-17679 (DNJ):*** Part of a trial and Appellate team defending the Gateway Development Commission involving a bid protest and injunction proceeding as part of the Hudson Tunnel Project – one of the largest infrastructure projects in the United States.

***IMO NJ Sports and Exposition Authority Resolution 2020-07*** **(New Jersey Appellate Division affirmed – A-002868-19):** The Appellate Division affirmed the NJSEA's Hackensack Meadowlands District Master Plan Update 2020, denying and rejecting all aspects a major challenge to the plan. This victory was the result of a team effort among attorneys from the firm's Commercial & Criminal Litigation and Real Property Groups.

***ITT v. Pierre Development, A&P and Amboy Bank*** **(Union County Chancery Division):** This five-year long litigation matter arose from a mortgage foreclosure fraudulent conveyance action. The case marshaled the resources of various practice groups within the firm, including Real Estate, Commercial & Criminal Litigation, Environmental, Financial Restructuring & Creditors' Rights, and Corporate, working together. Adversary filed an offer of judgment for $180,000. Gibbons obtained a $15 million judgment for ITT after

trial, which the Appellate Division and Supreme Court of New Jersey later affirmed.

***Police Foundation v. County of Essex* (Essex County Law Division):** Obtained a ruling of no cause after trial for County of Essex/Essex County Prosecutor for contractors' violation of Local Public Contract Law.

***Boston Market v. Myrus Hack* (Bergen County Chancery Division, Affirmed by Appellate Division and New Jersey Supreme Court):** Obtained judgment for specific performance for Boston Market after trial stemming from McDonald's purchase from bankruptcy of certain assets and leasehold rights owned by Boston Market.

***21st Capital v. Tiffany and Company* (New Jersey Appellate Division affirmed – A-2602-06T2):** Obtained summary judgment for Tiffany and Company after a two-and-a-half-year litigation involving fraudulent factoring scheme (approximately $1.7 million). The case involved three parallel bankruptcy proceedings of two vendors and a vendor's principal.

***Lane v. Schmied*: (Bergen County Chancery Division, Affirmed by Appellate Division):** Obtained a ruling of no cause after trial for the defendants in this rescission/fraud complaint involving the sale of real property.

***McLane Foodservice, Inc. v. Ready Pac Produce, Inc.*:** Represented a national food service distributor in multiple forums in conjunction with a multi-state Escherichia Coli (e-coli) outbreak. Cases in U.S. District Court, District of New Jersey, District of Pennsylvania, and New Jersey State Court.

***New Meadowlands Stadium Company, LLC, et al. v. New Jersey Sports & Exposition Authority*:** Represented New Jersey Sports & Exposition Authority in defense of a complaint filed by the New York Giants and the New York Jets in connection with the impact of proposed modifications to the American Dream project (formerly known as "Xanadu").

**Reported Decisions**

- *Atlas Data Privacy Corp. v. We Inform, LLC,* (A-8-25) (091145) (N.J. Aug. 12, 2026)
- *InfuCare Rx, Inc. v. Roy*, No. 2:22-cv-06342, 2025 U.S. Dist. LEXIS 171213 (D.N.J. Sept. 3, 2025)
- *Novembre v. N.J. Nets,* A-2336-20 (N.J. Super. App. Div. Dec. 28, 2022)
- *In re N.J. Sports & Exposition Auth. Resolution 2020-07,* No. A-2868-19 (N.J. Super. App. Div. Jan. 27, 2022)
- *Bart Commodities v. Hudson Coffee, Inc., et al.,* 2017 WL 3469331 (N.J. App. Div. Aug. 14, 2017)
- *Chassen v. Fid. Nat'l Fin., Inc.,* 2016 U.S. App. LEXIS 16489
- *Gregory v. Home Retention Services, Inc.,* 2015 U.S. Dist. LEXIS 71449 (D.N.J. June 2, 2015)
- *Harbortouch Payments, LLC v. Denali State Bank,* 2015 U.S. Dist. LEXIS 64991 (D.N.J. May 19, 2015)
- *Beneficial Mutual Savings Bank v. Stewart Title Guaranty Co.,* 2014 U.S. Dist. LEXIS 111950 (E.D. Pa. Aug. 12, 2014)
- *Walsh Secs., Inc. v. Cristo Prop. Mgmt.,* 2012 U.S. Dist. LEXIS 132221 (D.N.J. Sept. 14, 2012)
- *McLane Foodservice, Inc. v. Ready Pac Produce, Inc.,* 2012 U.S. Dist. LEXIS 89087 (D.N.J. June 27, 2012)
- *Chassen v. Fid. Nat'l Fin., Inc.,* 2013 U.S. Dist. LEXIS 8937 (D.N.J. Jan. 22, 2013)
- *Pena v. New Meadowlands Racetrack LLC,* 2012 U.S. Dist. LEXIS 4257 (D.N.J. Jan. 10, 2012)
- *Preferred Real Estate Invs., LLC v. Lucent Techs.,* Inc., 2009 U.S. Dist. LEXIS 51805 (D.N.J. June 18, 2009)
- *CIA, Gary Gresko, S.A. v. Stewart Title Guar. Co.,* 2009 U.S. Dist. LEXIS 31680 (D.N.J. Apr. 15, 2009)
- *Unanue v. Unanue*, 2004 Del. Ch. LEXIS 153 (Del. Ch. Nov. 3, 2004)

**Unreported Decisions**

- *Gu v. Wang,* Civil Action 24-4348 (MAS) (JBD) (D.N.J. Apr. 16, 2026)
- *George Harms Constr. Co., Inc. v. Gateway Development Commission,* No. 2:25-cv-17679 (D.N.J. Dec. 11, 2025)
- *Claremont Constr. Grp. v. ARC NJ, LLC,* A-0457-24, A-3246-23 (N.J. Super. App. Div. Aug. 15, 2025)
- *ITT v. Pierre Development, A&P and Amboy Bank,* No. F-10777-00 (N.J. Super. Mar. 23, 2005)
- *Ding Gu v. Zuguang Wang,* Civil Action 23-4348 (MAS) (JBD) (D.N.J. Feb. 28, 2025)
- *In the Matter of the Challenge of the Town of Secaucus to Readoption of the N.J.A.C. 19:7,* No. A-0701-22 (N.J. Super. Ct. App. Div. Jul. 30, 2024)
- *Police Foundation v. County of Essex,* No. ESX-L-9401-00 (N.J. Super. Oct. 31, 2023)
- *Katz v. Apuzzo,* Civil Action No. 2:19-cv-16426 (D.N.J. Jun. 25, 2021)
- *Avon Bros. v. Phoenix Diversified Group,* 2021 N.J. Super. Unpub. LEXIS 1848 (May 10, 2021)
- *Novembre v. Nets,* No. A-2336-20 (N.J. Super. Mar. 30, 2021)
- *N.J. Alliance for Fiscal Integrity, LLC v. N.J. Sports & Exposition Auth.*, 2016 N.J. Super. Unpub. LEXIS 2174
- *Ameream LLC v. New York Football Giants, Inc.,* 2013 N.J. Super. Unpub. LEXIS 2353
- *New Meadowlands Stadium Co. v. Triple Five Group,* 2013 N.J. Super. Unpub. LEXIS 2130
- *Financial Freedom Senior Funding Corp. v. Fischer,* 2011 N.J. Super. Unpub. LEXIS 2362
- *Monroe Ctr. II Urban Renewal Co., LLC v. Strategic Performance Fund-II, Inc.,* 2010 N.J. Super. Unpub. LEXIS 3134
- *Four Felds, Inc. v. Northern Grove House, LLC,* 2008 N.J. Super. Unpub. LEXIS 201
- *Lane v. Schmied,* 2008 N.J. Super. Unpub. LEXIS 1014

- *21st Capital Corp. v. Tiffany & Co.,* 2008 N.J. Super. Unpub. LEXIS 2281
- *Boston Mkt. Corp. v. Hack,* 2007 N.J. Super. Unpub. LEXIS 2816
- *Stewart Title Guar. Co. v. Harris,* 2006 N.J. Super. Unpub. LEXIS 1965
- *Commercial Realty Enters., L.L.C. v. Staples the Office Superstore East, Inc.,* 2006 N.J. Super. Unpub. LEXIS 517
- *Costanza Builders of N.J., Inc. v. Waterfront Homes, LLC,* 2005 N.J. Super. Unpub. LEXIS 344

## Education

Seton Hall University School of Law, J.D., *magna cum laude*

- Research Assistant to Professor Daniel A. Degnan

University of Connecticut, B.A., *cum laude*

## Clerkships

Law Clerk to the Honorable Harry A. Margolis, Presiding Judge of the Chancery Division, General Equity Part, Essex County

## Courts

United States District Court for the District of New Jersey

United States Court of Appeals for the Third Circuit

Supreme Court of the United States

## Recognition

Fellow, American College of Trial Lawyers

*Chambers USA*, Litigation: General Commercial, 2026

Listed in the *Chambers USA Guide to America's Leading Lawyers for Business*, Litigation: General Commercial

Recognized by Best Lawyers®, 2026-2027 Edition: Commercial Litigation; Litigation – Real Estate, 2027 Edition: Bet-the-Company Litigation

Recognized by Best Lawyers®: "Lawyer of the Year," Litigation – Real Estate in Newark, NJ (2018 and 2022)

Included on the *New Jersey Super Lawyers* lists, Business Litigation, 2025; Top 100 Attorneys, 2024

## Professional Affiliations

Member of Governor Christopher J. Christie's Transition Team, Department of Law & Public Safety, 2009-2010

New Jersey State Bar Association
Prior Chair and Vice Chair, Equity Jurisprudence Committee, 2011 – 2018
Member, Civil Trial Section

Essex County Bar Association
Prior President, Secretary, Treasurer
Trustee
Prior Chair, Equity Jurisprudence Section

Prior Chair, New Jersey State Ethics Commission

Institute of Continuing Legal Education
Lecturer, Chancery Practice, Injunction Practice, Restrictive Covenant, and Shareholder
Litigation, Debtor Creditor Practice

Regional Alliance of Business Contractors
Lecturer

William J. Brennan, Jr. Inn of Court Trial Program

National Institute for Trial Advocacy

American Bar Association (Civil Trial Bar)

Court Appointed Counsel in numerous cases by ten different judges of the Superior Court of New Jersey

## Civic Activities

Pro Bono Coordinator for Gibbons P.C. for five years

Pro Bono Counsel for Sandy Relief Funded Charities

Mendham Chester Little League and Soccer, Coach

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