

Matthew Fox

New York
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Overview

An experienced-beyond-his-years trial lawyer, Matthew Fox is known for his gut instincts, quick wit and skill. He has twice been recognized as an emerging leader in M&A litigation and shareholder disputes by Lawdragon 500 X - The Next Generation, a ranking of the "future leaders of the law" globally, and as a New York Metro Rising Star.

Matthew has prevailed in a variety of bet-the-company cases, taking them from inception through trial. He routinely litigates wide-ranging complex commercial disputes, with a particular focus on M&A and "busted deal" litigation, fiduciary duty litigation and other business divorces, such as shareholder disputes, hostile takeovers, activist campaigns and disputes against short sellers. He also has deep experience in disputes involving valuation, financial markets, swaps and derivatives and intellectual property and he has done significant antitrust work on both sides of the "v."

Among his many wins, Matthew recently served as lead counsel to e2 Companies in high-profile Delaware Chancery Court litigation arising from a contested deSPAC transaction-allowing e2 to exit the transaction and remain privately held, a rare outcome in "busted deal" disputes.

His cases have been featured in *The Wall Street Journal*, *The New York Times* and *Bloomberg,* among other publications, and Matthew has been profiled by *Bloomberg* and frequently quoted by the *Financial Times*.

Matthew's clients include Fortune 500 companies, officers and directors, private equity firms, hedge funds, activist investors, partnerships, startups, and high-net-worth individuals.

Matthew joined Benesch from Quinn Emanuel Urquhart & Sullivan.

Client Testimonials

"Matthew has become an extension of our leadership team during critical moments, and we have complete confidence in his ability to handle our most important matters." - Benesch client, Chambers USA

"Matthew combines technical excellence with a rare ability to translate complex legal issues into practical business decisions. He is highly responsive, level-headed under pressure, and consistently focused on outcomes rather than posturing." - Benesch client, Chambers USA

"What truly distinguishes Matthew is his combination of elite litigation capability and practical business judgment." - Benesch client, Chambers USA

Representative Matters

- Serving as lead counsel to Capital Rx, Inc. in defending fraud and negligent misrepresentation claims asserted by Lehigh Valley Health Network (E.D. Pa.).
- Defending corporate officers and directors as lead counsel in a shareholder derivative action alleging breaches of fiduciary duties (Del. Chancery).
- Serving as lead litigation counsel to the trustee of a large family office in confidential management and valuation disputes involving a multibillion-dollar real estate portfolio (mediation).
- Won dismissal with prejudice as lead counsel for Gather Holdings and its principal, Sam Borgese, in litigation involving alleged breaches of an eight-figure bad boy guaranty (N.Y. Sup. Ct.).
- Represented Carbon Direct Capital Management in litigation concerning a convertible note and shareholder vote dispute with LanzaTech Global (Del. Chancery and N.Y. Sup. Ct.).
- Handling confidential post-closing disputes for multiple private equity sponsors.
- Acted as lead counsel for a hedge fund founder in a confidential partnership dispute concerning management rights.
- Challenged a proposed 10-figure merger on behalf of a Fortune 200 company.*

Credentials

EDUCATION

- New York University School of Law, 2014, J.D., *cum laude*
  - Robert McKay Scholar
  - Dean's Award Recipient
  - Senior Articles Editor, *Journal of Law and Business*
- Washington University in St. Louis, 2011, B.A.
  - College honors
  - Dean’s List
- London School of Economics and Political Science, 2010
  - Hansard Scholar

BAR & COURT ADMISSIONS

- New York
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Eastern District of New York

Awards & Recognition

- Named, Lawdragon 500 X – The Next Generation, M&A Litigation and Shareholder Disputes, 2024-2025
- Named, Super Lawyers New York Metro Rising Star, 2025-2026
- Pro Bono Publico Award, 2023
- Legal Aid Society, 2023

News & Insights

- Benesch Attorneys Named to 2026 New York Metro Super Lawyers and Rising Stars Lists
  November 6, 2026 | Press Releases
- ALM | Law.com Quotes Benesch Litigation Partner Matthew Fox on Antitrust Risks in M&A Transactions
  May 11, 2026 | Media Mentions

- Benesch Featured in Law360 Coverage of Delaware Chancery Court Ruling in West Coast Diner Litigation
  December 3, 2025 | Media Mentions
- Matthew Fox Quoted in Upstream on e2 Merger Resolution
  November 13, 2025 | Media Mentions
- Matthew Fox Profiled in Bloomberg Law's New York Brief Q&A
  November 3, 2025 | Media Mentions
- Benesch Secures Favorable Settlement for e2 Companies in High-Profile Delaware Chancery Litigation
  October 15, 2025 | Press Releases
- Matthew Fox Quoted in Financial Times Agenda on Market Conditions Driving Activist Campaigns
  August 14, 2025 | Media Mentions
- Matthew Fox Named to 2025 Lawdragon 500 X - The Next Generation for Excellence in M&A Litigation and Shareholder Disputes
  July 11, 2025 | Press Releases
- Benesch Partner Matthew Fox Quoted in Financial Times Agenda on Activist Reputation in Board Engagement
  April 29, 2025 | Media Mentions
- Benesch Partner Matthew Fox Quoted in BevNET on M&A Earn-Outs and Seller Protections
  April 10, 2025 | Media Mentions