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PRACTICE AREAS

General Liability
Sports and Entertainment



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Daniel Lust, an associate in the General Liability Practice Group, focuses his practice on defending personal injury and property damage litigation throughout New York State. Dan focuses a significant portion of his practice on high-exposure high-profile transportation matters, including bus and commercial truck incidents involving fatalities, catastrophic injuries, and multi-vehicle collisions. He also handles a wide variety of premises liability matters.

With substantial experience in e-discovery, Dan has built countless successful defenses utilizing information captured from plaintiffs' social media accounts and networks, finding the digital "needle in the haystack" to crack open difficult cases. His colleagues have frequently asked him to step in to assist with or lead legal or social media research into very unique and challenging issues. Because of his experience and success in this area, Dan has become a leading a commentator on the evolving legal implications of social media platforms and their use in various contexts, frequently publishing and presenting on the subject.

Dan also has experience in the sports and entertainment law arena. Before and during law school Dan served legal internships focusing on MLB arbitration with the SFX Baseball Agency and the Excalibur Sports Group, and spent four years as public relations coordinator for the New York Giants. Dan personally curates the firm's Sports and Entertainment Law Twitter handle, @GS_Sportslaw, which has over 2,500 followers.

After earning his bachelor's degree in Philosophy at Union College, Dan went on to earn his J.D. at Fordham University College of Law. He served as associate editor of the *Fordham Environmental Law Review*, president of the Fordham Sports Law Forum, and founder of the National Negotiation Competition, and took part in multiple trial advocacy, sports arbitration, and sports negotiation competitions. Dan gained additional experience through internships with the New York State Supreme Court in Westchester County (for the Hon. Susan Cacace and the Hon. Alan Scheinkman) and a post-graduate fellowship with the Nassau County Attorney's Office.

Honors

- Martindale-Hubbell Peer Review Rating: AV Preeminent

Professional Affiliations

- Social Media Committee, New York State Bar Association
- Westchester County Bar Association

Admitted to Practice

- New York

Education

- Fordham University School of Law, J.D., 2013
- Union College, B.A., 2010

Publications

- "New York Courts Are Finally Leveraging the Pandora's Box of Social Media ," *New York Business Journal*, March 3, 2019
- "What is Snapchat?" New York State Bar Association [Video file], August 13, 2018
- "Snapchat Facts" New York State Bar Association [Video file], August 13, 2018
- "Snapchat vs. Other Social Media Platforms" New York State Bar Association [Video file], August 13, 2018

- "3 Ways Attorneys can Face Snapchat Ethical Issues " New York State Bar Association [Video file], August 13, 2018

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- "Ghost of Snapchat Past: Pairing Social Media Legal Ethics with New and Future Functionalities," *ABA/BNA Lawyers' Manual on Professional Conduct*, April 5, 2017
- "Social Media Investigations: Digging Deep, or Just Scratching the Surface?" *New York Law Journal*, October 3, 2016

Presentations

- "Social Media Law: Year in Review," New York State Judicial Institute, February 14, 2019
- "Social Media 101," New York State Judicial Institute New Judges Seminar, White Plains, NY, January 9, 2019
- "Social Media Blitz: Going on the Offensive With a Smothering Defense," CLE, January 25, 2018
- "Social Media and the Practice of Law," New York City Bar Association, New York, NY, September 20, 2018
- "Social Media and the Practice of Law: Ethical Implications and a How-To Guide," New York City Bar, New York City, NY, September 14, 2017