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Gibson Dunn Obtains Permanent Stay Pending Appeal from Second Circuit of Garnishment Order in Ongoing Criminal Appeal

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A Gibson Dunn team has secured a permanent stay pending appeal, from the Second Circuit, of a District Court order that would have distributed the liquidated proceeds of retirement accounts belonging to Evan Greebel to Travere Therapeutics pursuant to a criminal restitution order that formed part of Mr. Greebel's criminal sentence. Mr. Greebel and the U.S. had earlier reached a settlement agreement regarding the use of around 60% of the liquidated proceeds from Mr. Greebel's retirement accounts to in part satisfy his criminal restitution, with the remainder of the liquidated funds set aside to fulfill the tax liability triggered by the liquidation itself. The District Court rejected the settlement and ordered that nearly all the liquidated proceeds be used to fulfill Mr. Greebel's restitution, which would have left him insufficient funds to cover the associated tax liabilities; the court also rejected the parties' joint request for a stay pending an appeal. Mr. Greebel then sought an emergency stay from the Second Circuit, pending his forthcoming appeal of the District Court's rejection of his settlement agreement, to stop the District Court from distributing the liquidated funds. The Second Circuit granted a temporary stay and now has granted a permanent stay pending Mr. Greebel's appeal. The case is U.S. v. Greebel, No. 25-1361 (2d Cir.). The Gibson Dunn team included partners Reed Brodsky and Akiva Shapiro and associates Marc Aaron Takagaki, Max Peck, Anthony Cruz, Beshoy Shokralla, Amir Heidari, Michelle Gery, and Shanelle Jones.

Related People

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Related Capabilities

Litigation

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