

# Jorge Sarmiento

Associate



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New York

Commercial Litigation  
Arbitration

Trade Secret Litigation and Dispute Counseling  
Investment Treaty Arbitration

Business Restructuring  
Consumer Protection

Jorge advises clients ranging from manufacturers, retailers, distributors, trade associations and consumer product companies on product safety and compliance issues within all aspects of a product's life cycle, including government reporting obligations, recalls, safety investigations and enforcement matters involving various federal and state agencies. In addition, Jorge represents clients in broad-ranging complex commercial litigations, cyber/data/privacy matters, white-collar criminal defense and internal investigations. Jorge has experience litigating across various fora – including federal and state courts, domestic arbitration and mediation, and an international investment arbitration tribunal convened under the North American Free Trade Agreement. Jorge works with clients ranging from individuals and startups to multinational companies.

Jorge is particularly interested in how globalization and tech affect the interaction of law and culture, and how that – in turn – shapes the legal landscape for clients. Jorge also maintains an active pro bono practice.

Before law school, Jorge was a Teach For America corps member, and he continues to be passionate about teaching. He graduated from Harvard Law School, where he represented clients as part of the Harvard Immigration and Refugee Clinic.

### **Jorge's experience includes:**

- Counseling consumer product manufacturers through multijurisdictional recalls
- Defending a networking and social media company against putative class actions alleging misuse of customer data
- Representing an insurance company in a data breach investigation by the New York state attorney general's office
- Defending a former executive of a cryptocurrency exchange under investigation by the US Attorney's Office for the Southern District of New York, the Securities and Exchange Commission and the Commodity Futures Trading Commission
- Representing a resource extraction company before an international investment arbitration tribunal
- Defending a Latin American unicorn in a trade secrets dispute and a separate investor dispute
- Conducting an internal investigation for a medical startup company
- Defending a startup company facing claims brought under a consumer protection statute
- Defending a former executive of a cannabis company facing claims of breach of fiduciary duty, breach of contract, corporate waste, unjust enrichment and conversion

- Representing the official committee of unsecured creditors in the Chapter 11 cases of a prominent American retailer
- Obtaining relief under the United Nations Convention Against Torture on behalf of a young man who fled El Salvador as a minor after multiple violent gang attacks on him and his family, achieving his release from immigration detention during the COVID-19 pandemic through successful petition for writ of habeas corpus

## Education

Harvard Law School  
JD, 2019

Fordham University  
MS, 2014

Cornell University  
BA, 2012

## Admissions & Credentials

New York

## Court Admissions

US District Court for the Eastern District of New York

US District Court for the Southern District of New York

## Memberships & Affiliations

International Consumer Product Health and Safety Organization (ICPHSO)