



## BRENNAN H. MOSS

### PARTNER

Salt Lake City, UT

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Brennan Moss is managing attorney of the firm's Salt Lake City office and a skilled cross-discipline attorney. He has experience spanning the corporate, real estate, litigation and white-collar defense areas and primarily counsels clients related to commercial litigation, real property, securities and regulatory issues. He also has experience representing clients in Department of Justice and U.S. Securities and Exchange Commission (SEC) enforcement matters.

Brennan has represented Fortune 500 and Inc. 500 companies, as well as local, small and medium-sized businesses, contractors and individuals. He advises clients at the state and federal levels, and has experience from coast to coast, including the Intermountain West, and in California, Washington, Alaska, Minnesota, New York, Washington, D.C., and Florida.

Brennan is a strong advocate in the courtroom and takes a careful and commonsense approach to case resolution. He has successfully secured jury verdicts and favorable appellate rulings for his clients across the country. In addition to his extensive trial experience, Brennan has represented clients in negotiating settlements with the SEC and Utah Division of Securities.

### EDUCATION

- George Washington University Law School (J.D., 2004)
  - Writing Fellow
- University of Utah (B.A., *with honors*, 2001)
  - English
  - Economics minor

### PROFESSIONAL ACTIVITIES

- Utah State Bar, Franchise Section (Chair)
- Utah State Bar (Litigation, Construction, Business, Real Estate, Land Use and Appellate Sections)
- Federal Bar Association (Board of Directors)

### ACCOLADES

- The Best Lawyers in America®, Franchise Law (2023-present); Commercial

### SERVICES AND INDUSTRIES

Alternative Dispute Resolution  
Complex Commercial  
Litigation  
Franchising and Distribution  
Litigation  
Real Estate  
Securities Regulation and  
Litigation  
White-Collar Criminal Defense  
and Government  
Investigations  
Financial Services and Banking  
Real Estate, Development,  
Construction  
State Attorneys General

### ADMISSIONS

Utah  
Supreme Court of Utah  
U.S. District Court, District of  
Utah  
U.S. Court of Appeals, Tenth  
Circuit

Litigation (2024)

- *Mountain States Super Lawyers*® (2015-2020), *Rising Star* (2010, 2012 – 2014)
- Utah Business Legal Elite (2011 – 2017, 2021)
- Attorney to Watch, *Attorney at Law Magazine* (2015)

## EXPERIENCE

### **Favorable Settlement Following Two-Week Trial for Business Owner**

Successfully defended claims of fraud and breach of contract for business owner working in the delivery industry. Secured a favorable settlement for client on the last day of a two-week trial, resolving all claims and protecting client's business.

### **Complete Dismissal of Claims and \$350,000 Judgment in Real Estate Dispute**

Secured significant victory for our client, a real estate investor, acting as note holder for a property that he sought to foreclose on. Won all contested motions in the case and secured judgment in the maximum amount sought by client, as well as a complete dismissal of all claims following a two-day bench trial.

### **Favorable Settlement and Dispute Resolution for Property Management Franchisee**

Successfully represented a franchisee for a national property management company. Defended claims of underpayment and breach of contract, ultimately garnered favorable settlement resolving dispute and protecting client's long-term viability.

### **Favorable Settlement for Clients Regarding Sale of Unlicensed Securities**

Represented clients charged with sale of unlicensed securities in relation to a billion-dollar real estate investment fund and Ponzi scheme. Secured favorable settlement with the Securities and Exchange Commission to the satisfaction of the clients.

### **Acquittal for Client in Securities Fraud Case**

Secured acquittal for client in securities fraud case brought by the Utah State Division of Securities. Client faced four counts related to soliciting investors for a startup business, including absconding with investor funds, committing securities fraud and sale of an unregistered security. After a jury trial, the client was found not guilty on all counts.

### **Representing Compliance Officer in Money-Laundering Investigation**

Representing the compliance officer for a securities brokerage firm in a multiyear investigation regarding an alleged money-laundering operation.

### **Investigation into Sale of Unlicensed Securities**

Representing client in an investigation by securities regulators in multiple states regarding the sale of unlicensed securities related to two national Ponzi schemes.