



## Terry M. Miller

Partner | Columbus Office

**Columbus** 614.464.5645 | **Fax** 614.719.4870

**Email** tmmiller@vorys.com

Mr. Miller is a partner in the Vorys Columbus office and a member of the litigation group where he focuses on commercial litigation, administrative practice, and bankruptcy litigation. In addition to handling adjudication matters before various Ohio administrative bodies, Mr. Miller has taken cases to final judgment in state and federal trial and appellate courts in Ohio as well as other states. He has extensive experience representing financial institutions, motor vehicle distributors and dealers and membership organizations, including golf clubs, trade associations, and fraternal benefit societies.

### Career highlights include:

- Successfully litigating in state and federal courts dozens of motor vehicle franchising disputes concerning termination and other issues
- Serving as lead defense class counsel in the trial of a billion-dollar adversary proceeding resulting in a defense judgment
- Enforcing and collecting numerous European money judgments in the United States
- Obtaining favorable motion and trial dispositions of lender liability, common law, Uniform Commercial Code and other banking law claims against financial institution clients
- Successfully litigating at federal trial and appellate levels an implied obligation of “best efforts” claim on behalf of the sellers of a business whose financial benefit from the transaction included a variable “earn-out” component
- Twice averting certification under Federal Rule 23 of a putative class comprised of mortgagors whose mortgage liens were not released in timely fashion following loan repayment

### Practice Areas

Antitrust and Trade Regulation  
Bankruptcy and Creditors' Rights  
Commercial, Finance, and Real Estate  
Corporate and Business Organizations  
Financial Institutions  
Labor and Employment  
Litigation

### Industries

Financial Institutions  
Retail

### Education

The Ohio State University Michael E. Moritz College of Law, J.D., 1975, *summa cum laude*  
*Ohio State Law Journal*, Associate Editor, 1974-1975  
The Ohio State University, B.S., 1969

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- Successfully advancing breach-of-contract and ancillary claims in the Delaware Court of Chancery on behalf of the purchaser and against seller of substantial going business assets

Mr. Miller is a member of the American Bankruptcy Law Forum.

Mr. Miller received his J.D. from The Ohio State University Michael E. Moritz College of Law *summa cum laude* where he was the Associate Editor of the *Ohio State Law Journal*. He received his B.S. from The Ohio State University.

### Honors and Awards

*Columbus CEO*, Top Lawyers in Columbus, 2010-2012

*The Best Lawyers in America*, Commercial Litigation, 2012

### Bar and Court Admissions

Ohio

U.S. Supreme Court

U.S. Court of Appeals for the Sixth Circuit

U.S. District Court for the Southern District of Ohio

U.S. District Court for the Northern District of Ohio

U.S. District Court for the Eastern District of Michigan