

ELENA F. MITCHELL

Associate, Litigation

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Elena Mitchell helps clients navigate complex litigation matters, government and corporate investigations, and financial regulatory and compliance issues. She focuses on understanding each client's objectives in order to develop the right litigation, investigation, or compliance strategy.

Elena's practice focuses on complex litigation matters involving a wide variety of business torts, estate litigation, antitrust litigation, commercial contracts, mortgage loan disputes, and enforceability of restrictive covenants. Elena regularly practices in state and federal court.

Elena also frequently represents clients in government and corporate investigations and assists clients with financial regulatory and compliance issues including flood insurance matters, Comprehensive Capital Analysis and Review ("CCAR") exercises, and recovery and resolution planning. In 2017, Elena completed a three-month secondment at a U.S.-based global financial institution focusing on financial regulatory matters and, specifically, recovery planning.

Active in pro bono work, Elena supports the firm's Domestic Violence and Human Trafficking Pro Bono Projects. Elena has handled cases for Legal Aid of North Carolina (now the Charlotte Center for Legal Advocacy) and for the International Refugee Assistance Project. She also has litigated civil rights claims under 42 U.S.C. § 1983 in federal court.

Notable

- North Carolina Pro Bono Honor Society, 2017-2018
- Featured speaker at a CLE for the legal department of a U.S.-based global financial institution for two years in a row on the topic of attorney-client privilege and work product protection

Capabilities

Civil Litigation
Class Actions
Commercial Litigation
Commercial Real Estate
Corporate Governance & Shareholder Relations
Cross-Border Investigations and Defense
Financial Services Litigation
Internal Investigations
Investigations
Litigation, Regulatory & White Collar
Real Estate & Construction Disputes
Securities & Capital Markets Litigation

Education

B.A., University of South Carolina, 2013, Honors College
J.D., University of Virginia, 2016, Law Review

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- Completed a secondment at Wells Fargo focused on financial regulatory matters and, specifically, recovery planning

Affiliations

- Board of Directors, Women Lawyers of Charlotte
- Young Affiliates of the Mint Museum
- Mecklenburg County Bar Young Lawyers Division
- Mecklenburg County Hispanic Latino Lawyers Bar
- Charlotte Gamecock Club
- UVA Club of Charlotte

Representative Experience

Investigations

- Routinely conducts internal investigations related to employment law matters, including allegations of discrimination, harassment, and retaliation
- Conducted an internal investigation into whistleblower allegations related to advice provided by the legal department of a U.S.-based global financial institution
- Conducted two separate internal investigations on behalf of a U.S.-based global financial institution relating to alleged auditing irregularities

Litigation

- Representing a large international bank in various consumer antitrust class actions related to foreign exchange market conduct
- Representing physicians and a physician staffing company in litigation involving numerous private causes of causes related to their alleged retaliatory termination
- Representing clients in will and trust caveats, including ones involving competency and undue influence issues
- Routinely responds to civil investigative and third-party litigation subpoenas

Advisory

- Advising a U.S.-based global financial institution on flood insurance matters

Admissions

North Carolina, 2016

All Federal District Courts in North Carolina, 2016

4th Circuit Court of Appeals, 2016

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- Advising two, U.S.-based global financial institutions on recovery and resolution planning
- Advising a U.S.-based global financial institution on creating legal risk assessments for CCAR