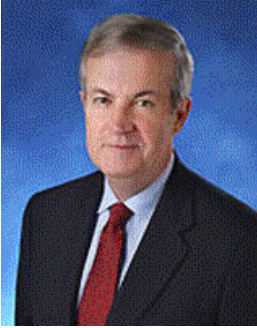




## O'MELVENY & MYERS LLP

### Bob Eccles

#### PARTNER



Washington, DC  
1625 Eye Street, NW  
Washington, DC 20006  
Phone+1-202-383-  
5363  
Fax+1-202-383-5414  
beccles@omm.com

**Bob Eccles** is a partner in O'Melveny's Washington, DC office. His practice focuses on ERISA litigation and in providing advice pertaining to Title I of ERISA and other statutes affecting employee benefit plans. Bob joined the firm in 1988 after 15 years as an attorney for the federal government, including five years as a trial attorney for the Department of Justice and ten years as an ERISA attorney at the Department of Labor (DOL). From 1982 to 1988, he was Associate Solicitor of Labor in charge of DOL attorneys who conducted litigation and provided legal advice under ERISA.

Bob has provided advice or handled litigation under ERISA and related statutes for a broad range of clients including CIGNA, Humana, Ford, Verizon, and many other corporations, institutions, and individuals.

In addition, Bob represents individual fiduciaries and institutions in dealings with federal ERISA agencies and provides advice to corporations, employee benefit plans, and financial institutions that are regular clients of the firm. He appears regularly in federal district and appellate courts throughout the country and has argued in the US Supreme Court.

Bob was named among the top 10 Labor & Employment lawyers in the Washington, DC area by *Legal Times* magazine as part of its "Leading Lawyers" series. Bob also was selected for inclusion in *The Best Lawyers in America* for Employee Benefits law. *Chambers USA* also selected Bob as a Leading Lawyer in Employee Benefits/Litigation.

#### professional focus

ERISA Litigation  
Executive Compensation and  
Employee Benefits  
Class Actions, Mass Torts and  
Aggregated Litigation  
Health Care  
Appellate

#### education

Harvard University, J.D., 1972

Harvard University, A.B., History,  
1969: *magna cum laude*

#### admitted

District of Columbia; Wisconsin

#### publications

**Early Returns in 401(k) Fee Cases  
Favor Defendants** (Employee  
Benefits Alert)

#### Illustrative Professional Experience

- Represented **U.S. Trust** in its successful trial and appeal in *Keach v. U.S. Trust*, a case claiming breach of fiduciary duty in connection with an Employee Stock Ownership Plan
- Represented the **Department of Labor** in numerous precedent-setting suits under ERISA's fiduciary duty provisions, including *Donovan v. Bierwirth*, and *Freund v. M&I Bank*
- Represented **Humana** in litigation challenging the handling of provider discounts (*Forsyth v. Humana*), and in multi-district litigation attacking managed care practices and disclosures
- Represented **Ford** in the successful defense of an action challenging the treatment of benefits in divestiture (*Andes v. Ford Motor Company*)
- Represented **CIGNA** companies in securing dismissal of claims that alleged that nondisclosure of physician compensation arrangements violated ERISA fiduciary duties (*Weiss v. CIGNA*, and *Ehlmann v. Kaiser Foundation*)
- Represented Executives of **Columbia-HCA** (now **HCA-The Healthcare Company**) who prevailed against claims in *Landgraft v. Columbia v. HCA* that they breached fiduciary duties by failing to sell company stock held by the Stock Bonus Plan
- Represented **Curtiss-Wright** in *Joyce v. Curtiss-Wright Corp.* which upheld the company's right to terminate a welfare benefits plan

#### Professional Activities

**Admitted to Practice**, US Supreme Court; numerous federal appeals and district courts

**Member**, Employee Benefits Committees of American Bar Association Sections on Labor and Employment Law, Taxation, and Real Property, Probate, and Trust Law

**Co-Chair**, ERISA Litigation seminar for Glasser LegalWorks

**Co-Editor**, *ERISA Litigation Reporter*

**Author**, "Fiduciary Litigation Under ERISA"

**Speaker**, ABA, ALI-ABA, International Foundation of Employee Benefit Plans, PLI, and other programs on ERISA litigation, preemption, and fiduciary issues

**Fellow**, American College of Employee Benefits Counsel