



Mark E. Duckstein

Member



Newark, NJ



(973) 643-5391



mduckstein@sillscummis.com

Mark E. Duckstein has been affiliated with the Firm since 1987, during which time he has engaged in a wide variety of litigation matters pending in state and federal courts. Mr. Duckstein concentrates his practice on the representation of corporations and other business enterprises in complex litigation involving real estate, including complex commercial landlord-tenant issues, commercial torts and contract disputes. He has extensive experience representing commercial and retail landlords, insurance companies, major lending institutions, commercial warehousing companies, and hospitals and health care providers.

From 1995 through 2005, Mr. Duckstein served as Special Counsel to the Commissioner of the New Jersey Department of Banking and Insurance, in the Commissioner's capacity as the Liquidator of Mutual Benefit Life Insurance Company and MBL Life Assurance Corporation. In the course of that ten-year engagement, Mr. Duckstein assisted the Commissioner in successfully completing liquidation proceedings involving both companies, which included representation of those entities in various litigation matters and disputes with policyholders, creditors, and other insurance companies, and providing general business and strategic advice.

Practices

Litigation

Insurance and Reinsurance

Health Care

Court Admissions

U.S. District Court, District of New Jersey

U.S. District Court, Southern District of New York

U.S. District Court, Eastern District of New York

U.S. Court of Appeals, Third Circuit

Representative Decisions

Burress v. Freedom Mortgage Corp., 2022 U.S. Dist. LEXIS 131352 (D.N.J. July 22, 2022)
July 22, 2022

Magnum Real Estate Services, Inc. v. 133-134-135 Assoc., LLC, 103 A.D.3d 453, 962 N.Y.S.2d 15 (App. Div., 1st Dep't 2013)
February 14, 2013

Shore Orthopaedic Group, LLC v. The Equitable Life Assurance Society of the United States, 199 N.J. 310 (2009)
June 22, 2009

Magnum Real Estate Services, Inc. v 133-134-135 Associates, LLC, et al., 59 A.D.3d 362, 874 N.Y.S.2d 434 (App. Div., 1st Dept 2009)
February 26, 2009

EUSA Pharma (US), Inc. v. Innocoll Pharmaceuticals Limited et al., 594 F. Supp. 2d 570 (E.D.Pa. 2009)
January 26, 2009

Shore Orthopaedic Group LLC v. Equitable Life Assurance Society of U.S., 397 N.J. Super. 614 (App. Div), certif. granted, 195 N.J. 528 (2008)
January 24, 2008

Tehan v. Disability Mgmt. Servs., Inc., 111 F. Supp.2d 542 (D.N.J. 2000)
September 7, 2000

F.C. Cycles Intl., Inc. v. Fila Sport, S.p.A., 184 F.R.D. 64 (D. Md. 1998)
November 10, 1998

Rolo v. City Investing Co., 155 F.3d 644 (3d Cir. 1998)
October 2, 1998

Murray Hill Investments, Inc. v. Adas Yereim, Inc., et al., 671 N.Y.S. 2d 291 (App. Div., 2d Dept. 1998)

Sills Cummis & Gross P.C.

April 6, 1998

Board of Trustees of Operating Engineers Local 825 Fund Service Facilities v. International Fidelity Insurance Co., 148 N.J. 561 (1997), cert. denied, 118 S.Ct. 163 (1997)

April 9, 1997

Brooklyn Bridge Park Coalition, Inc. v. Port Authority of New York and New Jersey, 951 F. Supp. 383 (S.D.N.Y. 1997)

January 14, 1997

Burns & Beck v. Citibank, N.A., 640 N.Y.S.2d 90 (1st Dep't 1996)

April 4, 1996

Board of Trustees of Operating Engineers Local 825 Fund Service Facilities v. International Fidelity Insurance Co., 287 N.J. Super. 498 (App. Div. 1996)

February 20, 1996

Baureis v. The Summit Trust Co., 280 N.J. Super. 154 (App. Div.), certif. denied, 141 N.J. 99 (1995)

March 14, 1995

Rolo v. City Investing Co. Liquidating Trust, 845 F. Supp. 182 (D.N.J. 1994)

January 19, 1994

Washington Savings Bank v. Tardy, 268 N.J. Super. 597 (App. Div. 1993)

December 13, 1993

Department of Community Affairs v. Atrium Palace Syndicate, 244 N.J. Super. 329 (App. Div. 1990)

November 14, 1990

Pension Fund-Mid Jersey Trucking Industry-Local 701 v. Omni Funding Group 731 F. Supp. 161 (D.N.J. 1990)

February 15, 1990

[Newsroom](#)

Publications

LexisNexis New Jersey Court Rules Annotated, Part IV (2007 to present)

Matthew Bender

February 1, 2013

New Jersey Life and Health Insurance Compendium

ALFA International

Sills Cummis & Gross P.C.

March 8, 2007

Rankings and Recognition

Selected for inclusion in:

- *The Best Lawyers in America*®* 2013-2024, Commercial Litigation

* See [Award Methodology](#). No aspect of this advertisement has been approved by the Supreme Court of New Jersey.

Education

J.D., George Washington University Law School, *with high honors, Order of the Coif*

B.A., Franklin & Marshall College

Bar Admissions

New Jersey

New York