

**DISPUTES AND LITIGATION
THAT IMPACT THE CORE OF
A COMPANY'S BUSINESS
STRATEGY AND BUSINESS
IMPLEMENTATION**



NANCY E. HARRIS

Chair, Commercial Litigation
nharris@meyersnave.com
800.464.3559

Nancy Harris is an accomplished trial lawyer who handles a wide variety of litigation matters and brings nearly 20 years of experience helping individuals and companies resolve commercial disputes, regulatory compliance investigations, and related litigation throughout California and across the country.

She has special expertise in governmental compliance and investigations, unfair business practices and false advertising, consumer class actions, data security, intellectual property, and insurance coverage.

Our Commercial Litigation attorneys focus on obtaining a thorough understanding of each client's overall business objectives and specific resolution goals for each matter. We develop strategies that are tailored to outcomes that match these considerations.

Meyers Nave's Commercial Litigation Practice Group handles complex, high-stakes litigation in federal and state courts throughout California.

Our lawyers have represented corporate clients in a broad range of commercial disputes, including those involving consumer class actions, intellectual property, unfair business practices, insurance coverage, cyber security/data protection, false advertising, real estate, contracts, construction, product liability and mass torts, and bankruptcy and creditors' rights.

We also have special expertise in government investigations and enforcement actions and complex financial litigation, such as representing corporate clients in securities fraud litigation, False Claim Act matters, accounting malpractice cases, and asset purchase agreements that involve complicated issues relating to GAAP, GAAS, and valuation of assets.

Our team has handled cases in a variety of industries, including technology, healthcare, online ticketing, accounting, publishing, banking, life sciences, manufacturing, energy, media, construction, and real estate.

We staff each matter with lawyers who are familiar with the specific claims and business matters at issue, and we work closely with each client to obtain the result that best aligns with corporate strategy goals — whether that is through motions to dismiss, summary judgment, early settlement, arbitration, indemnification by third parties, or taking a case through trial and verdict.

REPRESENTATIVE EXPERIENCE

Class Action Litigation

- Lead counsel for online ticketing and marketing company in defense and settlement of a nationwide class action asserting privacy claims arising from data breach.
- Obtained favorable settlement for Singapore-based hotel industry client of purported class action asserting violations of California's statute prohibiting the recording of conversations.
- Obtained dismissal with prejudice of class action claims relating to Google's mobile subscription service AdWords.
- Prevailed on appeal in the Seventh Circuit to uphold dismissal of a class action asserting violations of the Social Security Act and state consumer protection laws against a direct-broadcast satellite provider.
- Defended a California bank in a consumer class action and fended off two copycat class actions alleging violations of California's unfair competition laws.
- Secured voluntary dismissal of a putative class action against a television services provider in the Pacquiao-Mayweather MDL in the Central District of California
- Obtained dismissal of class action complaint with prejudice, and awarded sanctions against plaintiffs, in an action alleging unfair business practices toward vendors.

E-DISCOVERY

Our attorneys have comprehensive experience in state and federal litigation, from pre-trial litigation (including dispositive motions), pre-trial discovery, and various stages of motion practice, to trial.

In addition to our skills examining witnesses at trial, in arguing motions, and taking and defending depositions, we have well-proven systems and protocols in place for managing discovery plans in complex matters and document-intensive litigation.

Meyers Nave implements a rigorous quality assurance and quality control system to maximize efficiency and accuracy. Our litigators work with a highly trained team of paralegals who are all certified in E-Discovery Project Management by the National Center for Paralegal Studies.

Trade Secret Litigation

- Obtained restraining order protecting a company's trade secrets and reduced unfair competition from a business set up with stolen confidential information.
- Represent marketer and manufacturer of lawn, garden and pet supplies in defense of trade secret misappropriation claims relating to product manufacturing process.
- For a national big-box retailer of software, consumer electronics, household appliances and computer hardware: (1) obtained judgment permanently enjoining defendants from utilizing company's trademarks and trade name, (2) obtained favorable settlement against operator of a website that criticized the company and utilized its name in commerce and (3) obtained TRO against employee for theft of customer list.

Internal and Governmental Investigations

- Represent retailer and manufacturer of cosmetics and drugs concerning slack fill allegations by California District Attorneys.
- Defend clients in District Attorney and Attorney General investigations alleging false or misleading labeling or advertising of cosmetics, over-the-counter drugs, dietary supplements, and homeopathic products.
- Obtained favorable, non-litigation resolution for national retailer in False Claims Act investigation alleging overpayments of more than \$100 million to public benefit program.
- Defense of publishing company against unfair competition and false advertising claims asserted by California DAs relating to alleged negative option subscriptions.
- Obtained full acquittal after a six-week trial for former CFO of medical distribution company in connection with criminal securities fraud charges by U.S. DOJ, arising out of \$9 billion stock market capitalization loss following earnings restatement.

Complex Business Litigation

- Obtained defense verdict at trial for an automotive chain against complaints of fraud and unfair business practices against customers. Also obtained dismissal of corresponding regulatory action.
- Obtained favorable settlement on third day of trial on behalf a supermarket chain against a French restaurateur for breach of a service and supply contract concerning bread making and patisserie products.
- For a national big-box retailer of software, consumer electronics, household appliances and computer hardware: (1) obtained a defense verdict after a two-month trial regarding allegations of antitrust violations and unfair business practices in the San Diego market, (2) obtained dismissal with prejudice in a Prop 65 action concerning exposure to di(2-ethylhexyl)phthalate (DEHP), (3) obtained favorable settlements, seizures, and restitution orders for in high-profile cases arising out of the theft of over \$120 million dollars through three years of multiparty litigation and (4) obtained favorable settlement at mediation in an action for breach of contract and unpaid commissions that the company brought against a cell phone provider.

Breach of Contract Litigation

- Obtained favorable settlement for higher education service provider in connection with alleged breach of contract claim.
- Achieved a highly favorable settlement following mediation on behalf of an international heavy industry manufacturer in a breach of contract dispute.
- Obtained favorable binding commercial arbitration award for a national glass supplier against a railroad defendant for breach of contract, defeating the railroad's defense of commercial frustration of purpose.