

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



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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 the U.S.

She has special expertise in governmental compliance and investigations, unfair business practices, false advertising, trade secrets, breach of contract, consumer class actions, data privacy and cybersecurity, and insurance coverage.

Meyers Nave's Commercial Litigation Practice Group represents state, national and international clients in a broad range of business disputes, regulatory compliance, and government enforcement matters. Our attorneys obtain a thorough understanding of each client's business objectives and specific resolution goals for each matter, and then we develop litigation strategies for outcomes that match these key considerations.

Our Commercial Litigation attorneys have special expertise with mission-critical litigation in federal and state courts – the large, complex, high-stakes litigation that impacts a client's immediate business and long-term strategy.

Our comprehensive experience includes breach of contract, fraud, deceptive trade practices, consumer class actions, consumer products, corporate governance and fiduciary duty, data privacy and data breach, cyber security, trade secret, product liability, mass torts, insurance coverage, internal investigations, and false advertising, labeling and marketing laws.

We also have 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 drug, cosmetic, apparel, food and beverage, retail, 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

Breach of Contract, Fraud, and Deceptive Trade Practices

- Obtained defense verdict at trial for automotive chain against consumer complaints of fraud and unfair business practices. Also obtained dismissal of corresponding regulatory action.
- Obtained favorable settlement on third day of trial for a supermarket chain against French restaurateur for breach of service and supply contract.
- For a national big-box retailer of software, consumer electronics, household appliances and computer hardware, obtained a defense verdict after a two-month trial regarding allegations of antitrust violations and unfair business practices.

Consumer Class Actions

- Obtained dismissal with prejudice of class action claims relating to Google's mobile subscription service AdWords.
- Defended a bank in a class action and fended off two copycat class actions alleging violations of California's unfair competition laws.

Consumer Products Litigation

- Represent retailer and manufacturer of cosmetics and drugs concerning slack fill allegations by California District Attorneys.
- Lead counsel for several national tea distributors in a matter alleging excess exposure to lead resulting in favorable industry-wide settlement.
- Achieved a full defense verdict and award of costs and fees for a Fortune 500 client in a rare Prop 65 trial where plaintiff alleged secondary liability for alleged exposure to lead.

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.

Data Breach, Privacy and Cybersecurity

- Lead counsel for on-line 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 of purported class action asserting violations of California's statute prohibiting the recording of conversations.

False Advertising, Labeling and Marketing

- Defense of publishing company against false advertising and unfair competition claims asserted by California DAs relating to alleged negative option subscriptions.
- Successfully defended a national personal care products company involving claims of false advertising for alleged violations of the California Organic Products Act.
- Successfully defended a U.K. personal care products company for alleged violations of the federal Food, Drug, and Cosmetic Act, achieving a full dismissal of the case.

Government Investigations and Enforcement Actions

- Obtained full acquittal after a six-week trial for former CFO of medical distribution company in connection with criminal securities fraud charges by the U.S. DOJ.
- Obtained favorable, non-litigation resolution for higher education technology company in connection with False Claims Act investigation by the DOE and DOJ regarding financial federal aid payments.
- Obtained favorable, non-litigation resolution for national retailer in a federal False Claims Act investigation alleging overpayments of more than \$100 million to public benefit program.

Insurance Coverage

- Represented internet hospitality industry client in connection with insurance coverage relating to data breach and negotiation of dispute with acquirer relating to data breach.
- Obtained arbitration verdict in excess of \$16 million on behalf of hospital system in dispute with an excess reinsurer regarding coverage of medical malpractice claims.

Internal Investigations

- Represented manufacturer and supplier of materials for aircraft and aerospace in internal investigation involving compliance and disclosure obligations under the False Claims Act, Federal Acquisition Regulation, and Defense Federal Acquisition Regulation Supplement.
- Represented private research university in internal investigation relating to ethical violations by a senior-level employee and related reporting obligations to the federal government.

Trade Secret Litigation

- Obtained a TRO that will protect a company's trade secrets from a business that two employees set up with stolen confidential information. The client is one of the world's leading purveyors of high-value, collectible vintage and modern timepieces.
- 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, obtained judgment permanently enjoining defendants from utilizing company's trademarks and trade name and obtained TRO against employee for theft of customer list.