



J. David Bournazian

Partner

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OVERVIEW

J. David Bournazian is a trial litigator and trusted advisor, often called upon by some of the largest clients in the world to handle their most difficult and sensitive matters. David is a leader in the boardroom and a fierce advocate in the courtroom when clients face issues found at the intersection of law, business, and innovation.

David is a first-chair litigator and clients depend on his ability to combine thoughtful legal analysis and strategy with an aggressive but practical approach to litigation. David brings a depth of experience in handling highly intricate litigation and business negotiations, and represents national and international clients, including well known and publicly traded companies. Businesses seek out David's assistance in crafting their trial strategies when facing especially difficult litigation.

David is highly experienced in retail disputes and litigation having represented retail clients across numerous business facets with a focus on complex commercial disputes, insurance recovery, class actions, real estate and development litigation, lease disputes, energy and solar power agreements, intellectual property, complex proposition 65 litigation, and supply chain issues.

PROFESSIONAL BACKGROUND

David has served as the general counsel for Frank Gehry and Gehry Partners, LLP, one of the most renowned architects in the world, and for a highly successful Fortune 100 international retail and accessories company.

David has also served as lead trial counsel in cases involving business, real estate, class action, insurance recovery, renewable energy, trade secret, complex construction, Proposition 65, corporate, coverage, and employment issues. His complex commercial litigation practice is focused on disputes, with an emphasis on business, class action, real estate, construction, coverage, energy, and ADA challenges.

In the retail and online arena, David has won numerous summary judgment motions for retail clients and has always achieved successful outcomes. He has overseen cutting edge issues and directed highly publicized disputes. David has directed international changes to policies and created novel business practices.

In the energy, real estate, and construction realm, David has represented a wide variety of projects including airports expansions, large retail developments, sports arenas, power plants, hospitals, and mixed-use towers.

In the automotive industry, David has tried and won numerous cases, including class action and breach of warranty claims. David has obtained successful judgments for international automotive companies involving complex litigation venues in multiple jurisdictions.

David also has wide-ranging experience in class action litigation and regulatory issues regarding consumer products, involving a variety of state, federal and international environmental regulatory issues.

A strong approach in all circumstances, coupled with business savvy and negotiations, can always lead to favorable outcomes.

ADDITIONAL BACKGROUND

GOVERNMENT SERVICE

- Finance Management, The White House, Executive Office of the President of the United States, 1989

EDUCATION

- J.D., University of San Diego School of Law, 1996
- B.A., Rutgers University, 1991

ADMISSIONS

- Bar of California

OTHER PUBLICATIONS

- See, *Law360*, “Court Won’t Pare Down Plumber’s Insurance Bad Faith Suit”

NEWS & EVENTS

- 14 May 2020, K&L Gates Welcomes Commercial Litigation Partner in Orange County

AREAS OF FOCUS

- Commercial Disputes
- Class Action Litigation Defense
- Construction and Infrastructure
- Construction and Infrastructure Dispute Resolution
- Consumer Product Safety
- Corporate Sustainability

- Insurance Recovery and Counseling
- Real Estate Development and Construction
- Real Estate Litigation

INDUSTRIES

- Consumer Products
- Luxury Products and Fashion

REPRESENTATIVE EXPERIENCE

- Successful representation of Walmart in claims involving offshore insurance policies and bonds, with recovery achieved for the client in the multi-millions.
- Litigation in favor of Walmart in claims against Liberty Mutual and Travelers Insurance companies on development and expansion projects.
- Coordinate, provide evaluation, and analysis from outset to conclusion for successful recovery in favor of Walmart on national solar and energy issues against Tesla.
- Obtained a large coverage dispute recovery in favor of the policyholder company as trial commenced.
- Successfully represented Walmart in *Neal v. Walmart Inc., et al.* (2020 WL 3884887), Case No. CV 20-1371 MWF (PJWX) that resulted in a dismissal of Unruh claims granted in favor of Walmart on an ADA case.
- Obtained judgment in favor of Walmart in *Orlando Garcia v. Walmart Inc., et al.* (2020 WL 4196868), Case No. CV 19-10457 PSG (JCx) that resulted in a dismissal of Unruh claims granted in favor of Walmart on an ADA case.
- Represented Walmart in *Jeff Jenkins v. Wal-Mart Realty Company and Walmart Inc., et al.* (2019 WL 1670825), Case No. 5:18-cv-00940-SVW-SP that resulted in a summary judgment granted in favor of Walmart on an ADA case.
- Successfully represented Walmart in *Dennis Cooper v. Wal-Mart Real Estate Business Trust, et al.* (2020 WL 3881604), Case No. EDCV 19-238 JGB (SPx) that resulted in a summary judgment granted in favor of Walmart and winning costs.
- Publicized win in *Trilogy Plumbing, Inc. v. Navigators Specialty Insurance Company*, resulting in binding decision at 50 Cal.App.5th 920, 263 Cal.Rptr.3d 892.
- Significant published victory in *Takeshia McLaurin v. Russell Sigler, Inc., et al.* (2016 C.D. Cal.), 155 F.Supp.3d 1042, Case No. SACV 15-1678 AG (JCGx).
- Published victory in *Russell Sigler, Inc. v. David A. Whitaker* (2019 WL 3220577), Case No. SACV 18-01889 AG (DFMx).

- Represented and won trial for Song-Beverly Consumer Warranty Act and class action claims involving defects in vehicles and obtained outstanding results for United States-based manufacturer with European-made component parts.
- Obtained defense award in internationally publicized fraud and discrimination case involving a Japan-based international entity.
- Negotiated design development agreement for new landmark museum in Paris, France.
- Obtained multimillion-dollar result in intellectual property case involving application of foreign law.
- Negotiated licensing agreement for US\$400 million professional sports arena.
- Oversaw national claims and represented energy designers and developers in a publicized solar dispute.