



Phone: 310.788.3543

Fax: 310.551.0283

Email: sbehrendt@tocounsel.com

Scott K. Behrendt has been named a “Super Lawyer” from 2012 - 2018 by Los Angeles Magazine – a distinction recognizing the top five percent of attorneys for excellence in the practice of law. For the three years prior to that, he was named a “Super Lawyer Rising Star.”

Scott achieved those accolades through his dedication as a results-oriented attorney and passionate advocate who specializes in Business Fraud, Complex Commercial Litigation, and Judgment Enforcement and Debt Collection disputes, with an emphasis on providing excellent client service in a cost-effective and efficient manner.

Scott has earned a solid reputation for assisting clients in favorably resolving complicated disputes informally, when possible, and successfully litigating those disputes, when necessary.

Scott’s recent successes include leading a trial team to victory against one of the largest law firms in the world in obtaining a groundbreaking judgment invalidating a creditor’s industry-wide late payment penalty provision in a series of interrelated lawsuits.

Scott has almost twenty years of experience in a wide-range of complex legal matters in both state and federal courts involving multi-party contract, business financing, equity, and accounting disputes, inter- and intra-state judgment enforcement and debt collection, fraud and unfair business practices, class actions, commercial leases, private and public sector construction, professional liability, intellectual property, entertainment, licensing and franchise agreements, white-collar crime and inspector general investigations, and consumer credit reporting and reseller services.

Scott has successfully represented and advised a diverse cross-section of both large and small private and public entity clients in industries such as healthcare, engineering and construction, entertainment, biomedical research and treatment, education, commercial real estate, medical device manufacturing, telecommunications, national credit reporting, water and power utilities, textiles, meteorological sensors and aviation weather systems, law enforcement, specialized laser application products, notebook computer manufacturing, and others.

Scott has also successfully prosecuted numerous criminal jury and bench trials, hundreds of felony preliminary hearings, and related criminal proceedings as a certified law student under the supervision of the Los Angeles City Attorney's Office, Los Angeles County District Attorney's Office, and the Orange County District Attorney's Office.

Prior to joining Theodora Oringher PC, Scott was an associate with the Los Angeles firm of Jones Day.

Scott clerked for the Hon. Harvey A. Schneider (Ret.), Los Angeles Superior Court. Scott resides in the firm's Los Angeles and Orange County Offices

Representative Matters

Represented several businesses and individuals in all aspects of judgment enforcement and debt collection disputes, including successfully prosecuting a \$38.8 million interstate judgment enforcement matter on behalf of a global telecommunications company against a California-based private equity firm, defending companies and individuals against various judgment enforcement proceedings involving both domestic and out-of-state judgments, levying and seizing assets of corporate and individual debtors, among other matters.

Represented client in arbitration of a \$600 million stock purchase price adjustment contract and fraud dispute

Represented client in litigation involving international contract disputes and business torts against one of the world's largest electronics manufacturers that culminated in a jury finding of fraud and \$1.4 million award in favor of the client

Represented client in a multimillion dollar earn-out accounting dispute related to the acquisition of a company via a stock purchase agreement

Represented investment group in a complex commercial lease dispute with their publicly-traded corporate tenant

Represented private operator of health care facilities in a broad range of matters, including contract disputes, subpoena compliance and indemnity, eminent domain and construction, Hospital Lien Act, account satisfaction, and interpleader, and patient-initiated disputes

Represented investors and physician in litigation with a publicly traded hospital management company involving alleged breach of fiduciary duties and complex financing and equity issues

Represented large public school district in approximately 100 complex construction litigation and advisory matters in connection with all aspects of construction, including false claims, competitive bidding requirements, design-build projects, lease/lease-back projects, bonding and surety issues, and stop notice procedures, and involving general contractors, subcontractors, architects, construction managers, sureties, unions and insurers

Represented a major transit authority and commuter rail system in matters involving complex lease transactions for public transportation facilities and assets

Represented a large public entity in a complex multimillion dollar putative class action brought on behalf of approximately 600 Sheriff's Deputies alleging systematic race and gender based discrimination in recruitment, hiring, salaries, bonuses and promotions in violation of state and federal law

Obtained favorable settlement of claims on behalf of a medical device manufacturer for misappropriation of trade secrets, violation of noncompete clause, and breach of contract



arising out of an exclusive marketing and distribution agreement concerning brachytherapy seeds and a computer-based workstation and automated cartridge-based needle loading system for prostate cancer treatment

Represented developer and supplier of specialized laser application products in a significant intellectual property dispute

Obtained case dismissal on behalf of investment holding company and internationally known actress in a complex entertainment litigation matter involving breach of contract, fraud, and investment related claims brought by a Taiwanese production company arising out of the financing and distribution of an award winning motion picture

Represented national credit reporting agency in numerous state and federal court cases throughout the US brought by consumers under the Fair Credit Reporting Act and related statutes, as well as cases involving disputes with resellers of credit information

Represented world renowned restaurant in litigation concerning the design, engineering, fabrication, and installation of a state-of-the-art kitchen

Represented county and flood control district as plaintiffs in a \$100 million lawsuit against other governmental entities for indemnity and breach of contract arising from the construction of a storm drain built to protect a freeway that resulted in the flooding of and damages to a private developer's adjacent property

Represented flood control district as plaintiff in litigation against other governmental entities for inverse condemnation, nuisance, dangerous condition and indemnity to recover for the damage to, and taking of, the flood control district's property caused by a freeway-related flood control channel

Represented construction authority on an intercity light rail transit project involving a design-build contract and Dispute Review Board proceedings concerning delays, schedule recovery, and change orders

Represented water district against claims by a private developer for nuisance, negligent interference with economic relationships, and inverse condemnation purportedly attributable to the construction of a multi-mile pipeline project

Represented water district in a pipeline construction matter involving complex disputes with the contractor concerning untimely project completion, alleged differing site conditions as to the strength and quantities of rock and existence of groundwater throughout the project, and various claims for changes and alleged disruption and acceleration of performance

Represented large U.S.-based personal and commercial property and casualty insurance company in complex bad faith litigation and defeated plaintiff's claims for punitive damages, fraud, and attorneys' fees, which lead to a favorable settlement for the client

Publications

Your Deposition



Getting the Most Mileage Out of Your Attorney; Tommy John

Your Day in Court

General Conditions - Owner's Considerations

Reopening of Closing Arguments to Break Jury Deadlock

News

Theodora Oringher Attorneys Named To 2018 Southern California Super Lawyers List

Theodora Oringher Attorneys Named To 2017 Southern California Super Lawyers List

Theodora Oringher Attorneys Named To 2016 Southern California Super Lawyers List

Theodora Oringher Attorneys Honored as 2015 Southern California Super Lawyers

Theodora Oringher Attorneys Honored as 2014 Southern California Super Lawyers

Theodora Oringher Attorneys Honored as 2013 Southern California Super Lawyers

Theodora Oringher Attorneys Honored as 2012 Southern California Super Lawyers

Theodora Oringher Attorneys Honored as 2011 Southern California Rising Stars

Theodora Oringher Attorneys Honored as 2010 Southern California Rising Stars

Practice Areas

Business and Commercial Litigation

Class Actions

Construction

Real Estate Litigation

Admissions

Bar Admissions

California

Court Admissions

US District Courts for the Central, Southern, Eastern, and Northern Districts of California

Ninth Circuit Court of Appeals

US Court of Federal Claims

Education



Loyola Law School, Los Angeles (J.D., 1998)

cum laude (Top 3 graduates)

Order of the Coif Member

Criminal Law Society - Founder

American Jurisprudence Awards

University of California, Santa Barbara (B.A., 1993)

Highest Honors (Top 15 graduates)

Memberships & Associations

Association of Business Trial Lawyers

American Bar Association Forum on the Construction Industry and Litigation Section

California Council of School Attorneys

Legal Aid Foundation of Los Angeles

Orange County Bar Association's Construction Law Section

Public Counsel in Los Angeles

Professional Recognition

Southern California Super Lawyer (2012-2018)

Southern California Super Lawyer "Rising Star" (2009-2011)

Speaking Engagements

California Council of School Attorneys/County Counsels' 2008 Joint Annual Workshop, Panelist, "Facilities Issues: Financing, Bonds, Construction and Terminations" (San Diego, December 2008)

County Counsels' Association of California Public Works and Contracts Study Session Conference, Panelist, "Enforcing Claims Procedures in Public Contracts" (San Diego, May 2008)

County Counsels' Association of California Public Works and Contracts Study Session Conference, Panelist, "Drafting Public Works Construction Contracts - Important Considerations for Public Owners" (San Diego, May 2008)