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Kevin Yopp is a trial lawyer with over 20 years of experience representing clients in complex business disputes. His clients have ranged from small businesses, including individual entrepreneurs, executives, and start-up companies, to major, publicly-traded corporations and high-net-worth individuals.

Kevin is also proud of his service in the United States Army as an M1-A1 Main Battle Tank Driver before law school. He served in the First Armored Division (“Old Ironsides”), Second Infantry Division (“Indianhead”), and 11th Armored Cavalry Regiment (“Blackhorse”). While with the First Armored Division, Kevin’s platoon scored a rare perfect score in tank platoon gunnery (Table XII).

### **Representative Matters**

Lead trial counsel for entrepreneurs in disputes over asset purchases. Obtained a \$14.6 million jury verdict from a unanimous federal jury, who, after a two-week trial, needed less than two hours to deliberate before finding for Kevin’s client.

Lead counsel for plaintiff in action against an Am Law 200 law firm and two of its partners for conversion (civil theft) of funds. Obtained a confidential, 7-figure settlement.

Lead counsel for plaintiff in actions in Los Angeles and the Delaware Court of Chancery opposing a freeze-out merger. Obtained an extremely favorable settlement for Kevin's client (the company co-founder) of nearly 100x the offered merger consideration.

Lead counsel for a real estate developer defending against multiple causes of action.

Successfully had all claims dismissed on demurrer except for a single negligence claim. Then, obtained a walk-away settlement after taking one deposition.

Defending an insurance broker in multiple cases in state and federal courts involving claims ranging from discrimination to fraud. Successfully obtained dismissal of all causes of action and all cases, including obtaining terminating sanctions to dispose of the final case, sanctions against opposing counsel personally, and attorneys’ fees.

Lead counsel in state and federal court litigation involving multimillion-dollar commercial real estate transactions and busted deals.

Lead counsel in arbitration involving claims against the client by a former executive.

Negotiated an extremely favorable settlement that was a fraction of estimated defense costs.

Representing shareholders in derivative suits against companies. (Also representing companies and executives in securities fraud and shareholder litigation against them.)



Defending a real estate developer in a breach of contract and fraud case involving a multimillion-dollar condominium development.

Defending a business owner in litigation over rights to a line of skin care products.

Obtained a walk-away settlement.

Lead counsel in federal court litigation involving a media company in the Southern District of New York. Brought a motion to transfer venue from New York to Los Angeles, which the federal judge granted, effectively ending the case.

Brought in to represent a large, publicly-traded defense contractor in an appeal after another firm unsuccessfully tried the case to adverse judgment, including a multimillion-dollar punitive damage award against the client. Obtained a favorable settlement of the matter.

Defending an entertainment company in intellectual property disputes surrounding the rights to a highly successful line of dolls and related products.

Representing property owners in cases against local governments, including a federal constitutional challenge to the City of Carson's rent control law. (Also representing property owners in view disputes, noise complaints, and residential real estate litigation.)

Counseling a consumer electronics company in matters concerning the enforcement of Chinese arbitration awards arising from the purchase of its product from a Chinese state-owned company; also successfully obtained a writ of supersedeas from the California Court of Appeal to stay threatened auction of client's property.

Representing a high school basketball player pro bono in CIF athletic eligibility hearings.

## **Practice Areas**

Business and Commercial Litigation

Real Estate Litigation

General Litigation

## **Admissions**

### **Bar Admissions**

California

### **Court Admissions**

U.S. District Court Central District of California, 2001

U.S. District Court Southern District of California, 2005

U.S. District Court Northern District of California, 2009

U.S. District Court Eastern District of California, 2021

U.S. Court of Appeals 9th Circuit, 2001