



Shaun A. Hoting
Partner

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Education

UCLA School of Law, J.D., 2008
UCLA Entertainment Law Review, Member
UCLA Journal of Law and Technology, Member
University of California at Berkeley, B.A. with highest honors, 2003

Clerkship

Law Clerk, the Honorable Virginia A. Phillips, U.S. District Court for the Central District of California, 2010-2012

Externship

Extern, the Honorable David O. Carter, U.S. District Court for the Central District of California, 2007

Practice Areas

Trials
Commercial Litigation
Intellectual Property
Securities
Antitrust
Insurance Recovery/Bad Faith
Legal Malpractice

Admissions

State Bar of California
United States District Courts for the Central, Southern and Northern Districts of California
U.S. Courts of Appeals for the Second and Ninth Circuits

Experience

Shaun Hoting focuses his practice on complex commercial litigation. Shaun's practice includes litigation related to legal malpractice, contract disputes, patents, copyrights, trademarks, securities, and white collar defense. He has litigated cases involving technologies as diverse as software, cellular telephones, aerospace seals, and waterpark attractions. Shaun's experience includes drafting motions and memoranda for all stages of litigation, including federal appeal briefs, preliminary injunction motions, motions for summary judgment, Markman briefs, and motions in limine.

Shaun was one of the firm's primary attorneys for a plaintiff-side legal malpractice action with damages topping nearly \$1 billion dollars. He drafted KA's opposition to summary judgment by the government on a \$200 million tax case in which KA's client is the petitioner. Additionally, Shaun is the "go-to" person in the firm for complex law and motion matters of all types.

From 2010-2012 he was a law clerk to the Honorable Virginia A. Phillips, former Chief Judge of the United States District Court for the Central District of California. In 2007 Shaun was a judicial extern for the Honorable David O. Carter of the Central District of California.

During his federal judicial clerkship, Shaun prepared bench memoranda covering a wide array of subject matter, including breach of contract, false advertising, legal malpractice, civil rights, qui tam, wage and hour employment disputes, production and distribution disputes in the television broadcast industry, and criminal prosecutions by the U.S. Attorney's Office.

Shaun was honored with a "2019 *California Lawyer* Attorneys of the Year" award for his role as a critical member of the trial team in *Yellowstone Women's First Step House, Inc., et al. v. City of Costa Mesa*. Shaun has been listed in *The Best Lawyers* in America from 2020-2022.

Before coming to Keller/Anderle, Shaun litigated complex commercial and intellectual property cases at a large, international law firm.

Honors & Awards

- *California Lawyer Magazine* CLAY Award (California Lawyer Attorneys of the Year), Municipal Law (2019)

Listed in *The Best Lawyers In America*®, S. Naifeh & G. Smith (2020-2022), Commercial Litigation

- *Los Angeles Magazine*, Southern California Super Lawyers®, Civil Litigation Defense (2022)
- *The Los Angeles and San Francisco Daily Journals*, "Top Defense Verdicts" (2018)

Professional Activities

- Member, Orange County Bar Association Administration of Justice Committee
- Member, Orange County Bar Association Legislative Resolutions Committee

Representative Matters

- Second-chaired a week-long arbitration for a preeminent water-park attraction manufacturer that resulted in an arbitration finding in the client's favor.
- Represented a consumer finance lender in its billion-dollar malpractice case against an AmLaw 100 firm.
- Represented a consumer plastics recycler in a breach of contract case resulting in a favorable settlement for the client.
- Represented a prominent lens manufacturer in an arbitration with one of its distributors that resulted in a unanimous finding by the arbitration panel in the client's favor.
- Represented a cosmetics manufacturer in a trademark infringement suit that resolved in a favorable settlement for the client.
- Represented a global manufacturer of consumer electronics in a patent infringement suit in E.D. Texas that resulted in a jury verdict for the client.
- Represented a financial institution in multiple matters related to its mortgage issuing practices, all of which resolved favorably for the client.
- Represented an apparel manufacturer in a trademark infringement suit before the Ninth Circuit Court of Appeals, which resulted in favorable decision for the client.
- Represented multiple clients under investigation by the U.S. Attorneys' Office, each of which resulted in a declination of prosecution.
- Represented multiple individuals in investigations by the Securities and Exchange Commission, each of which resulted in no further action being taken by the Commission.
- Represented company in an investigation and enforcement action by the Securities and Exchange Commission that resolved in a favorable settlement with the Commission.

Publications

- Co-Author, “Insider Trading Enforcement is Getting Faster, More Aggressive, and More Sophisticated,” *Orange County Business Journal*, April 2013

Author, “The Kelo Revolution,” 86*University of Detroit Mercy Law Review* 65, 65-129, 2009

Author, “The Crocodile in the Bathtub: An Examination of California’s System for Judicial Election,” *American University Criminal Law Brief*, 2, 2-15, Vol. 4 Iss. 1, 2009

Media

- March 27, 2019 – “*Daily Journal*” CLAY Award profile – “Writing the legal blueprint for cities as it relates to sober-living homes”