

# ADVOCATES FOR JUSTICE

San Francisco Bay Area • Los Angeles Area • New York

## COTCHETT, PITRE & McCARTHY LEADS LAWSUIT AGAINST WELLS FARGO DIRECTORS AND OFFICERS FOR THEIR MISCONDUCT AND TO CLAW-BACK THEIR BONUSES

# WELLS FARGO

OPENING PHONEY ACCOUNTS  
TO DEFRAUD CUSTOMERS

**CPM** represents Wells Fargo shareholders in a lawsuit filed in San Francisco County Superior Court on behalf of the Company, and against Wells Fargo officers and directors, over the creation of over **2 million phony accounts** and charging unknowing customers unwarranted fees. The complaint alleges that Wells Fargo's senior management allowed the bank to commit a major fraud on consumers resulting in serious harm to the bank. In September 2016, the Consumer Financial Protection Bureau (CFPB) fined Wells Fargo Bank \$100 million for unlawful sales practices, the largest penalty ever imposed by the CFPB. The CFPB said that Wells Fargo employees, for years, were pressured to secretly open unauthorized accounts to meet sales targets and allow executives to receive bonuses. The suit is requesting a claw-back or return of all bonuses paid to officers and directors including CEO John Stumpf. The case is being led by **Joe Cotchett, Mark Molumphy, Nancy Fineman, Alexandra Summer** and **Stephanie Biehl**. Many customers equate the conduct by Wells Fargo's officers to "identity theft" and many are asking for personnel to be prosecuted for criminal conduct. The United States Department of Justice is now looking at this.



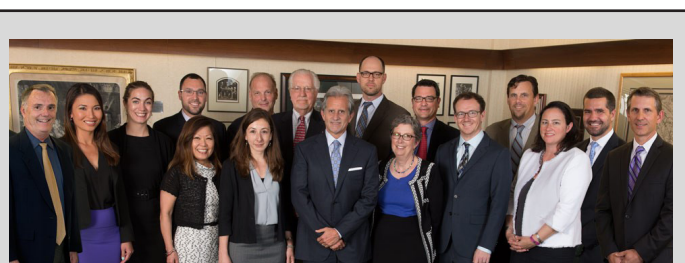
### Exploding Samsung Smartphones Across the Country

The recent recall of Samsung Galaxy Note 7 phones due to the safety risk of overheating and in some instances exploding, is just the tip of the iceberg. **CPM** along with Stonebarger Law have filed suit against Samsung for defects in its Galaxy 6S Active phone, which exploded due to overheating and caused serious injuries to consumers. CPM's investigations raises serious questions about Samsung's prior knowledge of the risk of overheating and explosion in prior generations of its phones which were concealed from the public. Those earlier versions have not been recalled. CPM attorneys **Frank Pitre, Alison Cordova and team** are handling the case.



### Lead Poisoning in Water Fresno, California

In what may become another Flint, Michigan situation, many residents of Fresno have been exposed to greatly elevated levels of lead. **CPM** has been asked to investigate the distribution of drinking water containing lead above threshold levels to residents of Northeast Fresno. **Frank Pitre, Julie Fieber and team** of CPM are leading the investigation.



### 17 of Cotchett, Pitre & McCarthy's Lawyers Named California Super Lawyers by Peers

Every year, Thomson Reuters selects the top **Northern California Super Lawyers** through a multiphase selection process that analyzes peer recognition and professional accomplishments. For **2016**, 10 of **CPM** attorneys have been selected to this year's Super Lawyers list, and another 7 are Rising Stars honorees. The attorneys recognized as 2016 Super Lawyers are **Joe Cotchett** (Top 10, Ranked **Number One**), **Frank Pitre** (Top 10), **Niall McCarthy** (Top 100), **Steven Williams** (Top 100), **Mark Molumphy** (Top 100), **Nancy Fineman** (Top 100 & Top 50 Women), **Philip Gregory**, **Nanci Nishimura**, **Anne Marie Murphy** (Top 100 & Top 50 Women) and **Justin Berger**. The attorneys recognized as 2016 Rising Stars are **Camilo Artiga-Purcell**, **Eric Buescher**, **Alison Cordova**, **Demetrius Lambrinos**, **Alexandra Summer**, **Elizabeth Tran** and **Adam Zapala**.



大展鴻圖 | 客似雲來

## MAJOR RECENT FILINGS

### Shareholders Sue Alibaba for Initial Public Offerings - San Mateo County Superior Court -



CPM represents purchasers of Alibaba's initial public offering of \$25 Billion. Alibaba is the world's largest international trade site located in China with U.S. headquarters in San Mateo. Soon after the IPO was completed, the company revealed that Chinese regulators conducted meetings with Alibaba about sales abuses of counterfeits just prior to the IPO. This resulted in a massive stock drop. CPM has been appointed Co-Lead Counsel with **Mark Molumphy, Alexandra Summer, Stephanie Biehl and team** handling the case.

### CPM is Named Co-Lead Counsel in Suit Filed for Generic Drug Price Manipulation of Digoxin and Doxycycline - Philadelphia - U.S. District Court -



CPM's attorneys **Steve Williams, Adam Zapala, Joyce Chang and team** recently filed complaints on behalf of consumers who purchased generic doxycycline and/or generic digoxin from defendants. Plaintiffs allege that defendants conspired to unlawfully raise the prices of generic doxycycline and generic digoxin to supracompetitive levels—thereby injuring consumers and members of the Indirect Purchaser Classes.

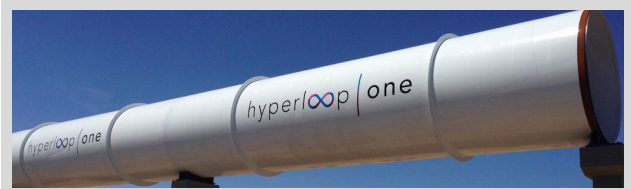
### Cutting Edge Privacy Case - Los Angeles - U.S. District Court -



CPM has filed a cutting edge privacy act technology case *In re Vizio, Inc., Consumer Privacy Litigation*. The complaint alleges that Vizio - a smart TV manufacturer - installed tracking software that permits it to track, collect and disclose consumers' viewing habits to third-parties for profit without adequate disclosures to consumers. The CPM team prosecuting the case is lead by **Joe Cotchett, Adam Zapala and team**. Judge Josephine Staton appointed CPM as co-lead counsel to proceed with the litigation.

### CPM is Fighting California's Water Wars City of Weed - Mt. Shasta Water

CPM filed a class action lawsuit on behalf of the citizens of the City of Weed against Roseburg Forest Products. For the past 50 years, Roseburg charged the City \$1 a year for use of water from the Beaugan Spring. As of July, it began charging \$97,500 annually. A contract signed this year also directs the City to look for alternative sources. Based on news articles, Roseburg is selling the water to Crystal Geyser Alpine Spring, which bottles it in Weed and ships it as far away as Japan. Crystal Geyser is looking to increase its overall supply. Residents of Weed, including the current mayor and three former mayors, say the water was always intended for municipal and domestic use and should not be sold to the highest bidder. **Phil Gregory, Brian Danitz and team** are handling this case.



### CPM Files Lawsuit Against Hyperloop for Retaliation Against Employees - Los Angeles County Superior Court -

CPM represents former employees of Hyperloop One, a Los Angeles-based corporation that is developing a new 21st century transportation system designed to move passengers and cargo in a fast, safe and energy efficient manner. CPM's clients allege they were ousted from Hyperloop after they expressed concerns about the company's mismanagement and breaches of fiduciary duty. The case is being handled by CPM attorney **Justin Berger** and paralegal **Valerie De Los Santos**.

### CPM Sues Alleging Price-Fixing in Poultry Products - Illinois - U.S. District Court -



CPM filed a complaint in Illinois on behalf of consumer purchasers of Broilers (chickens) alleging that defendants conspired and combined to fix the prices of poultry in the United States. Broilers constitute approximately 98% of all chicken meat sold in the United States. Defendants are the leading suppliers of Broilers in an industry with over \$30 billion in annual wholesale revenue. **Steve Williams, Adam Zapala and team** are handling the case.

### Samsung-LG Anti-Poaching Agreement - San Francisco - U.S. District Court -



CPM filed a complaint against Samsung and LG alleging that the top executives at these companies secretly agreed to collectively deprive thousands of their employees of higher compensation and better benefits, as well as deny them opportunities to advance their professional careers at a competitor, by refusing to hire each other's employees. CPM's **Steve Williams, Adam Zapala, Elizabeth Tran and team** are leading the litigation.





# FALSE CLAIMS & ELDER ABUSE UPDATES



## Settlement in Whistleblower Lawsuit Against Beauty School Chain - Los Angeles - U.S. District Court -

CPM's **Justin Berger** and **Eric Buescher** settled a False Claims Act case against Marinello Schools of Beauty for several million. The case was filed in 2013 on behalf of the United States by six whistleblowers, former employees of Marinello. Based on overlapping allegations, on February 1, 2016, the United States Department of Education denied Marinello's application to requalify its campuses to receive federal student loan funds, forcing Marinello to close its doors. Prior to its closure, Marinello was one of the largest chains of for-profit beauty schools in the United States. The lawsuit alleged that Marinello and four of its executives engaged in six broad schemes to induce students to enroll in the school, and to improperly receive federal student loan funds. The case settled three months before the start of trial in the United States District Court for the Central District of California. CPM handled the case with co-counsel GERALYN SKAPIK, ERIC MORRIS, and JOHN GRAHAM.



Niall McCarthy



Justin Berger

## Case Against BP for Overcharging the State of California - San Francisco County Superior Court -

Nationwide depositions are ongoing in CPM's case against oil company BP for overcharging the State of California on purchases of natural gas. California Attorney General's office joined the case last year. CPM attorneys **Niall McCarthy** and **Justin Berger** lead a large team along with Houston-based co-counsel are working closely with the Attorney General's office to push the case towards trial. The case alleges that BP overcharged state, county, and local governments on hundreds of millions of dollars in natural gas purchases.



Anne Marie Murphy

## War Veteran Seeks Justice in Elder Abuse Case Against Nursing Facility - Los Angeles County Superior Court -

CPM represents George W. Willis, an 88 year old veteran of the Korean War, in an elder abuse case against Culver West, a skilled nursing facility ("SNF") in Los Angeles. As alleged in the complaint, while at Culver West, Willis suffered from terrible neglect and abuse. He developed a pressure ulcer which extended to his bone (his bone can be seen through the wound), as well as a neck abscess, among other conditions. The case was filed under California's Elder Abuse Act which protects our State's seniors from physical abuse and neglect, as well as financial abuse. CPM attorneys **Anne Marie Murphy**, **Eric Buescher** and paralegal **Valerie De Los Santos** are handling the case.

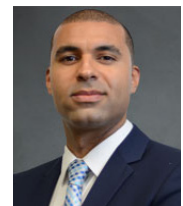


Eric Buescher



## Senior Citizens Battle Against High End Campus Retirement Village for "Up-Streaming" \$190 Million - San Jose - U.S. District Court -

CPM is pursuing an action on behalf of the residents of the Vi-Palo Alto, a Continuing Care Retirement Community (CCRC). CPM's clients are a retired Nobel Prize winner, doctor, World War II journalist and a unique collection of accomplished South Bay senior citizens. The lawsuit is believed to be the first of its kind in the Bay Area challenging a CCRC's financial practices. The complaint alleges that millions of dollars were "up-streamed" from the Palo Alto facility to its corporate parent in Chicago, leaving the senior citizen residents financially vulnerable. CPM attorneys **Niall McCarthy**, **Anne Marie Murphy** and paralegals **Darren Kelley** and **Megan Nash** are handling this case.



Emanuel Townsend

## Settlement with ProSolutions, a Debt Collection Company - San Francisco - U.S. District Court -



CPM has reached a proposed class action settlement with debt collection company ProSolutions. The action alleged that ProSolutions participates in unlawful debt collection practices in violation of federal and California law. The proposed settlement provides for: 1) substantial changes in ProSolutions' practices and procedures; 2) 40% debt relief to Class Members with open accounts; and 3) a cash settlement fund. Through the settlement, ProSolutions has agreed to change essentially all of its business practices that gave rise to the litigation. The settlement must still be approved by the Court. The case is being handled by CPM attorney **Justin Berger**, **Emanuel Townsend** and paralegal **Caitlin McDonough**, along with co-counsel Housing and Economic Rights Advocates (HERA).



Darren Kelley

## Medical Laboratory Cases Move Towards Trial - Florida - U.S. District Court -



CPM attorneys **Niall McCarthy**, **Justin Berger**, and paralegal **Mallory Barr** are working intensively with the Florida Attorney General's office to prosecute Medicaid overbilling claims against Quest Diagnostics and Laboratory Corporation of America, the two largest medical laboratories in the country. CPM and co-counsel Matt Schultz have taken dozens of depositions in the case in recent months around the country.

# MASS INJURIES UPDATES



## PG&E Being Held Accountable for Destroying Homes in Calaveras and Amador Counties - Calaveras County Superior Court -

Approximately one year ago, **CPM** filed a lawsuit against PG&E for damages suffered by residents in Calaveras and Amador Counties resulting from the Butte Wildfire, which ignited after a PG&E electrical power line came in contact with a neighboring tree that had been trimmed in a hazardous manner and not in accordance with the standards of practice in the industry. The fire burned 70,868 acres and hundreds of people lost their homes and all of their belongings, not to mention acres of beautiful trees and vegetation that used to surround their home. To this day, survivors are still displaced from their residences and living out of tents and trailers on the barren properties they call their home. This is another catastrophic failure by PG&E resulting from a management culture that puts profits before safety. These cases are being handled by **Frank Pitre, Alison Cordova and team** along with co-counsel.

## Government Is Claiming No Responsibility for Kate Steinle's Death - San Francisco - U.S. District Court -

In May, **CPM** filed a lawsuit against the City and County of San Francisco ("CCSF"), ex-CCSF Sheriff Ross Mirkarimi, and the United States Government for the death of Kate Steinle, who was shot and killed on July 1, 2015 by an undocumented criminal with a government-issued handgun. The undocumented criminal was also in CCSF custody before being released onto the streets of San Francisco without any notice given to ICE. CPM has alleged that each government entity failed Kate. If any of them had acted with ordinary care and followed their mandatory obligations under the law, then Kate would still be alive. Each government entity disagrees and has filed a motion to dismiss the case. The case is being handled by **Frank Pitre, Alison Cordova and team**.



## Massive Gas Leak at Southern California Gas Company's Storage Facility Porter Ranch Threatens Residents and Property Values - Los Angeles County Superior Court -



**CPM** and Kabateck, Brown & Kelner represent over 300 residents in the Porter Ranch area of Southern California who are suffering various ill health effects as well as potentially severe loss of home values as a result of one of the most massive man-made environmental disasters since the BP oil Spill in the Gulf of Mexico. Southern California Gas Company acknowledged the leak in late October of 2015 although evidence exists that the company knew the storage well was leaking years before but failed to do anything about it, indicating a clear lack of concern for the safety, health and well-being of the surrounding community and environment. The leak spewed Methane, Mercaptan, Benzene and other potentially toxic gases. **Frank Pitre, Robert Hutchinson** and **Julie Fieber** are representing residents and their families who suffer from difficulty with breathing, dizziness, nose bleeds and nausea. The long-term consequences are unknown and many residents are reluctant to move back into their homes even though the Gas Company has declared the area to be safe.

## Fake Spinal Implant Cases Move Ahead With New Criminal Indictments - Los Angeles Doctors Indicted - Los Angeles County Superior Court -

**CPM** filed the initial claims against a group of hospitals and doctors who conspired to pay and accept illegal kickbacks for bringing spinal surgery patients to designated hospitals. CPM represents over 200 victims of the scheme, developed by the hospital defendants to pay illegal kickbacks to doctors to increase the hospitals' patient traffic. To fund the illegal scheme the hospitals artificially inflated the cost of spinal implantable hardware which they then billed to worker's compensation carriers. Michael Drobot, owner of Pacific Hospital of Long Beach, admitted in a plea agreement with the United States to overbilling more than \$500 Million over an 8-year period. As part of the conspiracy, a supplier of spinal hardware recruited a machine shop in Temecula, California, to produce counterfeit medical hardware. As a result, thousands of patients received defective, adulterated hardware causing many to suffer severe health problems. CPM is also pursuing False Claims cases on behalf of the State of California. The cases are being handled by **Frank Pitre, Robert Hutchinson, Alison Cordova and team**.



Frank Pitre



Robert Hutchinson



Alison Cordova



Joel Gordon



Julie Fieber



Neda Lofti



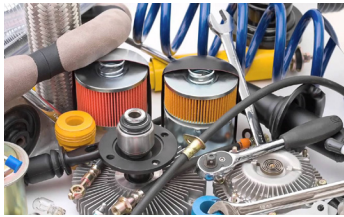
John Thyken



Dylan Williams



## ANTITRUST & BUSINESS FRAUD UPDATES

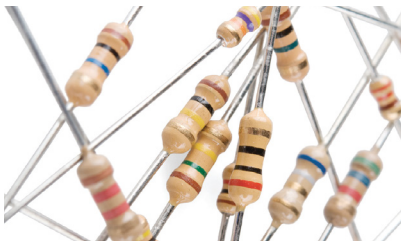


### \$224 Million Settlement of Price-Fixing Claims for U.S. Consumers and Businesses in Auto Parts Litigation - Michigan - U.S. District Court -

**CPM's Steve Williams and his team** who serves as co-lead counsel for consumers and businesses settled with DENSO Corp. and its affiliates ("DENSO") for more than \$224 million in *In re Automotive Parts Antitrust Litigation* ("Auto Parts"), a class action pending in the United States District Court for the Eastern District of Michigan. The auto parts antitrust case stems from an alleged long-running, international conspiracy involving price-fixing, bid-rigging, and market allocation, and this is the largest settlement in the civil litigation thus far. Auto Parts involves allegations that the leading global automotive suppliers engaged in a decade-plus conspiracy to rig bids and to fix the prices of automotive parts sold to vehicle manufacturers.

### Price Fixing of Domestic Air Travel - Washington, D.C. - U.S. District Court -

**CPM** was appointed co-lead counsel in a case alleging that defendants have illegally colluded to fix, raise, and maintain the price of domestic air passenger transportation through various means, including by eliminating or restricting the supply of domestic air transportation – otherwise known as seating "capacity." Plaintiffs filed a Consolidated Complaint in March 2016. Motions to dismiss have been fully briefed. The case is pending Washington, D.C. The case is being handled by **Steve Williams, Elizabeth Tran, Joyce Chang and team.**



### Price Fixing of Resistors for Electronic Equipment - San Francisco - U.S. District Court -

**CPM** as lead counsel for a class of indirect purchasers of resistors purchased from defendants who allegedly conspired to unlawfully inflate, fix, raise, maintain or artificially stabilize prices. This case is pending in the Northern District of California. CPM plaintiffs have filed a Consolidated Complaint, and have begun discovery. The case is being handled by **Steve Williams, Elizabeth Tran, Demetrius Lambrinos, Joyce Chang and team.**

### Transpacific - Price Fixing of Tickets - San Francisco - U.S. District Court -

**CPM** has reached several settlements in this case, totaling approximately \$39 million. This case, pending in the United States District Court in San Francisco, involves a global conspiracy to increase the price charged to people traveling by air between the United States and Asia. The 9th Circuit is holding a hearing on important issues concerning the power of the federal courts to adjudicate price-fixing conduct in the air transportation industry, which CPM will argue in 2017. The case is being handled by **Joe Cotchett, Steve Williams, Adam Zapala and team.**



### Price Fixing of Capacitors Used in Electronic Devices - San Francisco - U.S. District Court -

**CPM** is Lead Counsel and represents indirect purchasers of capacitors against defendants, the leading manufacturers of capacitors sold in the United States, for engaging in two separate conspiracies to unlawfully inflate, fix, raise, maintain or artificially stabilize the prices of electrolytic and film capacitors. Defendants are located in the United States and abroad. This case has been heavily litigated through motions to dismiss and motions for summary judgment. Settlements have been reached with three defendants and more defendants are expected to settle rather than face a trial before a jury. The case is being handled by **Joe Cotchett, Steve Williams, Elizabeth Tran and Joyce Chang.**



Steve Williams



Adam Zapala



Demetrius Lambrinos



Elizabeth Tran



Alex Barnett



Joyce Chang



Jaclyn Verducci

# CONSUMER, SECURITIES FRAUD & ENVIRONMENTAL UPDATES



Joe Cotchett



Mark Molumphy



Nancy Fineman



Phil Gregory



Nanci Nishimura



Brian Danitz



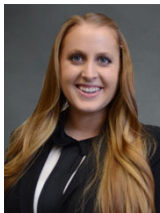
Gwendolyn Giblin



Alexandra Summer



Camilo Artiga-Purcell



Stephanie Biehl



Toriana Holmes



Pete McCloskey

## JD Brothers Business Fraud

### - San Francisco - U.S. District Court -

**Nancy Fineman, Brian Danitz and team** with co-counsel represent investors who were induced to invest in real estate securities and properties based upon allegedly false promises by Benjamin Kirk and his co-conspirator, Lucy Gao, through their company Liberty Asset Management Corporation. The complaint alleges that the defendants, through a complex web of corporations and limited liability companies owned and controlled by Kirk and Gao, victimized scores of investors for their own personal profit. CPM has defeated motions to dismiss and will be proceeding to trial on claims for securities fraud, RICO, and state law claims in the Summer of 2017.

## Derivative Litigation Against Directors of Apple

### - Santa Clara County Superior Court -

**Joe Cotchett, Nancy Fineman, Mark Molumphy and team** along with co-counsel are suing officers and directors of Apple alleging that they breached their fiduciary duties to the Company and shareholders by illegally entering into agreements with other Silicon Valley companies that they would not hire from each other's companies. The directors' and officers' actions resulted in a settlement with the Department of Justice and significant payment to the employees harmed by these actions. The defendants have argued that shareholders do not have the right to sue because that right only belongs to the corporation. CPM has demonstrated that the directors are conflicted because of their knowledge of and/or participation in this scheme and, therefore, the shareholders have a right to bring this derivative lawsuit. The trial court has agreed with CPM and this case will now move forward on the merits.



## CPM Prevails On Ownership of WWII Tanks - San Mateo County Superior Court



In 2014, Vulcan Warbirds purchased a World War II German Panzer IV Tank. The Tank was a prominent feature of the world famous Littlefield Collection of military vehicles in Portola Valley, CA. Yet, after Vulcan paid the funds, the seller experienced seller's remorse and refused to allow Vulcan to pick up the Tank. CPM first obtained a preliminary injunction preventing the seller from moving the Tank. In The Tank case went to trial in July 2016. CPM obtained a judgment, determining it was entitled to immediate possession of the Tank. The case was tried by **Phil Gregory and team**.

## Children's Trust - Climate Change - Oregon - U.S. District Court

**CPM** brought a landmark case seeking to require federal officials to drastically reduce carbon emissions that many scientists say contribute to climate change. The case, filed in Eugene, OR, the case was brought on behalf of 21 youth ranging in ages from 8 to 19, as well as climate scientist James Hansen. The Complaint seeks a finding that the government is violating their constitutional rights to life, liberty and property by allowing dangerous emissions to be released into the atmosphere, and breaching its obligations under the Public Trust Doctrine.



In September 2016, lawyers representing the federal government and the largest energy companies in the world argued to dismiss CPM's lawsuit. U.S. District Judge Ann Aiken heard arguments about whether the plaintiffs presented valid legal claims that could be decided in court. The hearing was streamed live throughout Oregon and Washington. From the bench, Judge Ann Aiken: "Who will speak for the children?" In response, the government attorney stood at the lectern, silent. CPM attorney **Phil Gregory and his team** are handling the case.

## Restoring Public Access to Martin's Beach and California Coast

### - California Appellate Court -

After CPM prevailed at trial in 2014 on behalf of Surfrider Foundation and the public in its lawsuit to restore access to Martin's Beach in Half Moon Bay, the defendants appealed. The briefing in the appellate court is now complete. The State of California, San Mateo County and Stanford Law School's Environmental Law Clinic each filed briefs in support of CPM and Surfrider. The parties are awaiting an oral argument date at the appellate court, and CPM continues to work on behalf of the public to protect beach access. This case is being handled by **Joe Cotchett, Eric Buescher and Pete McCloskey**.





# SPOTLIGHT ON CPM WOMEN ATTORNEYS



From left to right: Alexandra Summer, Joyce Chang, Stephanie Biehl, Toriana Holmes, Alison Cordova, Anne Marie Murphy, Neda Lofti, Nanci Nishimura, Nancy Fineman, Elizabeth Tran, Julie Fieber, Gwendolyn Giblin.

For the past 50 years, CPM has been at the forefront of empowering women attorneys to be leaders in the legal profession including those who have gone on to serve as Judges of our courts and become community leaders. Almost half of the law firm are women lawyers and many lawyers to-be as clerks. CPM is proud to be a firm that cares about people.

**NANCY FINEMAN** – Spending 25 years of practicing law at CPM has been one of the greatest of results for all the clients she has represented. A skilled trial attorney, she has served on the State Bar Board of Governors, the Judicial Nominees Evaluation Commission, President of the U.C. Berkeley School of Law Alumni Association and many legal organizations. Her practice ranges from national complex business to pro-bono matters for those less fortunate.

**NANCI NISHIMURA** – Nanci is responsible for some of the most complex cases in the country. From Los Angeles to New York, she represents public entities that have been defrauded by banks and financial fraudsters, and does pro bono work for the elderly. She is a leader in the community serving as a Commissioner and Trustee of the Asian Art Museum, a Trustee of California Science Center Foundation and a founding member of the Leaders Forum, part of the White House Initiative on Asian American Pacific Islanders. She also serves on the State Commission on Judicial Performance evaluating Judges.

**ANNE MARIE MURPHY** – With over 16 years of experience in civil litigation, Anne Marie has been named to many top attorney lists, including as one of the Daily Journal's top women lawyers and Super Lawyer's list of top attorneys in Northern California. Murphy currently serves on the board of directors of Consumer Attorneys of California, California Advocates for Nursing Home Reform and is on the Advisory Board of Seven Tepees Youth Program. In 2010, she was appointed to the State of California Access to Justice Commission, where she continues to serve.

**STEPHANIE BIEHL** – Outside of her busy practice, Stephanie enjoys community engagement. She volunteers as a judge and evaluator for law school mock trial competitions. She also serves as the chair of the board for the Success Through Education Program. STEP is a non-profit organization that works with San Mateo County and local agencies to reduce recidivism rates by providing recently-incarcerated individuals with educational training, vocational training, counseling, internships and scholarships.

**JOYCE CHANG** – Joyce works on the Antitrust team and is responsible for the victorious defense of a Chinese company sued in San Francisco for fraud. Chang served on the Asian Law Caucus' Annual Dinner Committee, and is a Member of the Asian American Bar Association and San Mateo County Bar Association. She volunteers and fundraises for local food banks, homeless shelters, and Operation Christmas Child.

**ALISON CORDOVA** – Alison has become a star trial lawyer on the mass torts and personal injury and trial team of Frank Pitre. Her commitment to serving those in need includes a sexual assault case involving a minor and her middle school vice principal and a pedestrian who was catastrophically injured after being hit by an intoxicated driver. Alison will be presenting at the CAOC convention on "Using Visuals To Capture Millennials' Attention" and regularly participates in legal educational programs.

**JULIE FIEBER** – Practicing law at CPM is a challenge, but working on Frank Pitre's team has allowed her to reap great satisfaction working on massive injury claims by consumers and the public. Fieber focuses on environmental, employment and tort claims, including a number of cases involving water contamination in the Central Valley. Outside of work, she regularly volunteers at her son's school, where she has won renown for her work at the annual goldfish booth.

**GWENDOLYN GIBLIN** – Wendy is actively involved in CPM's case investigations. Her work includes the recently-filed action against Samsung on behalf of people who suffered injuries after their Galaxy 6 Active smartphones exploded and caught fire, and the action against the officers and directors of Wells Fargo over the creation of more than 2 million phony accounts and charging unknowing customers unwarranted fees.

**TORIANA HOLMES** – Toriana has become hands-on on a wide variety of cases, from defending an alleged fraudulent stock transfer to elder abuse, including the case of 97 year old Marie Hatch. She advocates for rights of elders. She is involved with a number of legal organizations, and a member of the Asian American Bar Association, she speaks Cantonese and regularly volunteers to help the less fortunate in our society.

**NEDA LOFTI** – While attending Western Michigan University, Thomas M. Cooley Law School, she developed a sense of wanting to help those who cannot take on the powerful. Lofti is a member of the Los Angeles and Beverly Hills Bar Associations, along with the Consumer Attorneys of California, the Consumer Attorneys of Los Angeles, and works diligently to see that consumers and the public have good representation.

**ELIZABETH TRAN** – Playing a pivotal role in *In re Automotive Parts Antitrust Litigation*—a massive, ongoing multidistrict litigation—in which End-Payor Plaintiffs have recovered over \$650 million to date for consumers and businesses injured by international cartels targeting the U.S. automotive industry. Tran also participates in the Federal Pro Bono Project, representing inmates who allege violations of civil rights. Tran moderated a panel at the American Association for Justice's 2016 Annual Convention and served on the UC Hastings' 2016 Reunion Committee.

**ALEXANDRA SUMMER** – Alexa is one of the leaders of our Securities and Financial Frauds team. Having joined CPM from the U.S. Attorney's Office in San Francisco, she is using her skills bringing wrongdoers to justice here at CPM. Most recently, she achieved a million dollar trial victory in California Superior Court on behalf of a client who was defrauded by a securities broker and its co-conspirators. She continues her long-standing civic and professional commitments in San Francisco and on the Peninsula, including active involvement in the Association of Business Trial Lawyers and in the Northern District of California U.S. District Court, where she clerked for Federal Judge William Alsup.

## HONORS FOR CPM

### Nancy Fineman Inducted as a Fellow of the International Academy of Trial Lawyers



**Nancy Fineman** was inducted as a Fellow in the **International Academy of Trial Lawyers**. The Academy is a group of trial lawyers representing both sides of the Bar: prosecutors and defense lawyers in criminal cases, and plaintiffs' and defense counsel in civil litigation. The Fellows come from the U.S. and lawyers from more than 30 countries. Fellowship is by invitation only, after an extremely detailed vetting process. The IATL is limited to 500 Fellows worldwide. Partners **Joe Cotchett**, **Frank Pitre** and **Phil Gregory** are Fellows.



### Cotchett and McCarthy Selected to the Daily Journal's Top 100 Lawyers in California

Based on **Joe Cotchett** and **Niall McCarthy's** professional achievements, they have once again been selected to the Daily Journal's Top 100 Lawyers in California. **Cotchett and McCarthy** were also selected as the *Daily Journal's* Top Plaintiff Lawyers.

### McCarthy Selected into the International Society of Barristers



**Niall McCarthy** was selected for the **International Society of Barristers**. The ISOB selects members after a rigorous screening process that considers the lawyer's ability, experience, accomplishments and ethical standards. The society is one of the biggest honors in the world for Barristers from many different countries around the globe.

### Tran Selected as Honoree for the 2016 Antitrust Enforcement Awards



CPM is pleased to announce that the **American Antitrust Institute** has selected **Elizabeth Tran** as an Honoree for the 2016 Antitrust Enforcement Awards. Tran will accept the Outstanding Antitrust Litigation Achievement by a Young Lawyer at the Antitrust Enforcement Awards Dinner in Washington, D.C. in November 2016. Tran is receiving this award for her work *In re Automotive Parts Antitrust Litigation*, one of the largest Antitrust cases in the United States.

### Daily Journal Selects Berger for 2016 Top 40 Under 40



CPM partner **Justin Berger** has been named to the *Daily Journal's* Top 40 Under 40 list for 2016. Berger is one of 40 outstanding lawyers in California under the age of 40 honored with this prestigious recognition. Berger specializes in False Billing Cases against public entities and complex cases.

## NEW ATTORNEYS AT CPM



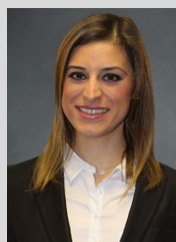
### GWENDOLYN R. GIBLIN

- University of California, Berkeley, B.A.
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### Pete McCloskey - Partner, Former Congressman and War Hero - Honored at Opening Ceremony of the Korean War Memorial



Pete McCloskey was honored at the opening ceremony of the Korean War Memorial. The Memorial is located in San Francisco's Presidio to honor the nearly two million servicemen and servicewomen of the United Nations who fought to protect South Korea's freedom during the war. McCloskey serves as the Korean War Memorial Foundation's Director Emeritus. He was a rifle platoon leader in the Marines in Korea and was awarded the Navy Cross, Silver Star, and two Purple Hearts.



## COMMUNITY ACTIVITIES

### Artiga-Purcell Delegate to El Salvador Meeting of SHARE Foundation



Jose Artiga, Executive Director of the SHARE Foundation speaks to delegation including CPM attorney Camilo Artiga-Purcell

CPM's Camilo Artiga-Purcell joined a delegation to El Salvador with the SHARE Foundation. Over 40 delegates from the U.S. and Canada met with local and national leaders, educators, and in various communities to discuss water rights, community development and cultural exchanges.

### CPM Brings Technology to Underprivileged Children



CPM over the years has donated computer equipment to numerous non-profits around the Bay Area who primarily support children. Heading up the donations from CPM are **Victor Luscap** (Chief Technology Officer) and **Nirav Engineer** (Chief Investigative Analyst). The donations have been made to numerous schools and non-profit organizations in the Bay Area to help provide children with computers.

### CPM Women Meet With Senator Barbara Boxer to Assist with Electing Women to Public Office in 2016



### Continuing Education of CPM Staff



In September, CPM's Senior Paralegal **Jaclyn Verducci** received her Master of Criminal Justice from Boston University through their online program while working full time at CPM on complex antitrust class action cases. Jaclyn is recognized in January 2016 when she became a member of Alpha Phi Sigma National Criminal Justice Honor Society. Through extensive training on forensic software, Jaclyn gained invaluable knowledge pertaining to ESI rules of digital evidence collection, processing and maintaining the integrity of digital information for admissibility in Court.

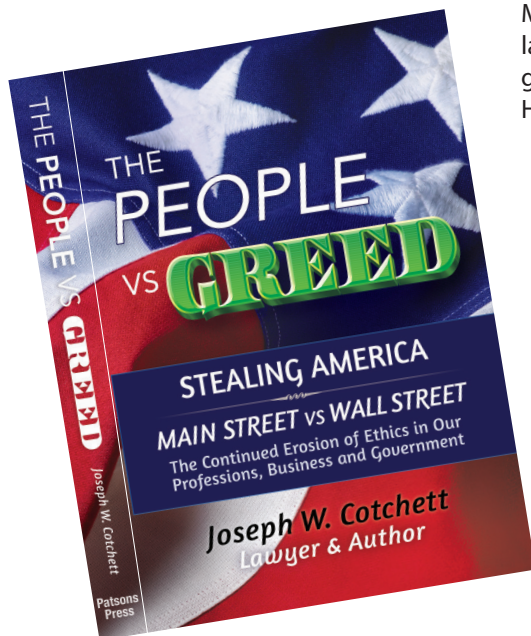
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***"The Cotchett firm has few peers that equal their ability in litigation. Their commitment to the cause of justice and their ethical standards stand apart. They are people who give back to the community and give lawyers a good name."***

— Judge of the Superior Court (Retired)

Sunday, June 12, 2016



Many and growing every day, bankers, executives, politicians, lawyers, accountants, doctors, and professionals driven by greed, routinely loot public money - and people's pockets. Here are just a few examples:

***"If you want the unvarnished truth about what is wrong in America, read this book. Cotchett spares no sacred cows as he shines a spotlight on the creed of greed."***



- Congresswoman  
**Jackie Speier**

**Unhealthy health care:** America's medical system is riddled with critical failures, and big drug companies and policy makers are responsible. Insurance fraud and false medical billing cost billions of tax and public dollars - and a number of lives.

*"It is horrific and unprecedented, in the amount of unnecessary treatments to maximize dollars without consideration of the human beings that he was abusing."*

—Paul D. Borman, U.S. District Judge sentencing a Michigan oncologist, 2015

**Society Versus Profits:** Oil, chemical and big food companies are killing our country, and our government is unable to stop them. Pharmaceuticals that are supposed to cure are marketed only to make profits for drug companies.

*"Rogue internet pharmacies continue to pose a serious threat to the health and safety of Americans. Simply put, a few unethical physicians and pharmacists have become drug suppliers to a nation."*

—U.S. Senator Dianne Feinstein

**Banks Run for Personal Gain:** Profit-obsessed people run financial institutions, without proper regulation, breeding scandals, bringing down entire financial markets and destroying the livelihoods of millions of people.

*"If crimes are committed they are committed by people, they are not committed by some free-floating entity. These companies and other entities don't operate on automatic pilot."*

—Jed S. Rakoff, U.S. District Judge commenting on SEC settlements

**Climate Change Denied:** Many energy companies lobby politicians who claim there is no climate change due to fossil fuels or gas emissions. Scientists tell us we are close to losing all land ice on the planet.

*"The time to find global solutions is running out ....*

*There is therefore a clear, definite and urgent ethical imperative to act."*

—Pope Francis, 266th Pope of the Roman Catholic Church

**Politics is Money:** Our U.S. Supreme Court in *Citizens United* and follow-up cases, has allowed the millionaires to give as much money as they want to elect politicians who keep the public from participating.

*"Where enough money calls the tune, the general public will not be heard... And a cynical public can lose interest in political participation altogether."*

—Justice Stephen Breyer, U.S. Supreme Court from his dissenting opinion in *McCutcheon v. FEC*

The list goes on and on. The author, one of the most honored lawyers in the United States, warns of the dangers confronting American society and identifies many of the villains and entities responsible.

The author is **Joseph W. Cotchett** - He has a legendary reputation and is considered one of the country's foremost trial lawyers. The *National Law Journal* has called him one of the 100 Most Influential Lawyers in America. He has been in the top 100 attorneys selection by the Los Angeles Daily Journal and Fellow of many prestigious bar organizations. He received the Trial Lawyer of the Year Award by Trial Lawyers for Public Justice, the Anti-Defamation League's Distinguished Jurisprudence Award, honored by Disability Rights Advocates, inducted into the National Trial Lawyer Hall of Fame and was awarded the prestigious Clarence Darrow Award. He was a former Special Forces Paratrooper Officer and JAGC Commander, awarded the Legion of Merit.

A relentless advocate for the underprivileged and for victims of a society now moving into the hands of unscrupulous powers. As Martin Luther King, Jr. said,

***"Our lives begin to end the day we become silent about things that matter."***

**Available through Amazon.com**