

# Stephen P. Wiman

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Steve Wiman's complex litigation practice focuses on commercial disputes, trademark and copyright infringement, unfair competition, and trade secrets. His clients include brand name food corporations, a well-known sports franchise, government entities and agencies, healthcare providers, and commercial lenders.

Steve served as Chair of Nossaman's Litigation Department from 2004 to 2007. He is AV Preeminent® Peer Review Rated by Martindale-Hubbell and has been recognized in *Los Angeles* magazine as a Southern California "Super Lawyer" for Business Litigation since 2008.

## EXPERIENCE

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***Aloha Rainbow, Inc. v. Contemporary Services Corporation*** Defended various business tort claims by competitor in event security industry. Judgment of nonsuit.

***Arcadia Unified School District v. State Department of Education*** (1992) 2 Cal. 4th 251 Amicus Curiae. Constitutionality of public school charges for bus transportation.

***Cook Family Foods, Ltd. v. Voss*** (C.D. Cal. 1991) 781 F. Supp. 1458 Constitutionality of state standards for testing weight of meat products.

***FDIC v. Perry***, No. CV 11-5561-ODW (MRWx) 2011 U.S. Dist. LEXIS 143222 (C.D. Cal. Dec. 13, 2011) Business judgment rule does not apply to corporate officers.

***Green v. Logan*** Defended challenge to Los Angeles County election approving county Transient Occupancy and Landfill Taxes. Judgment of dismissal. Affirmed by Court of Appeal, June 2, 2014.

***Inland Empire Foods v. Kolla*** Represented branded food company in trade secret litigation.

***McHugh v. Santa Monica Rent Control Board*** (1989) 49 Cal. 3d 348 Constitutionality of municipal rent overcharge provisions.

***Mittal v. BayShores Medical Group*** Defendant claim of defamation. Defense verdict.

***Nash v. City of Santa Monica*** (1984) 37 Cal.3d 97 Addressed constitutionality of municipal controls on destruction of rental housing stock.

**Pershad Singh v. County of Los Angeles** Defended challenge to Los Angeles County's Transient Occupancy Tax. Judgment of dismissal. Affirmed by Court of Appeal, June 25, 2014.

**Rush v. FDIC** 747 F. Supp. 575 (N.D. Cal. 1990) Rejected claim of terminated bank officer's claims for severance payment.

**WhamO, Inc. v. Keeper Sports, Inc.** Defense of claim of theft of trade secrets in recreational sports products industry.

## INSIGHTS

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### SPEAKING ENGAGEMENTS

Presenter, "Political Landscape Panel: Employment – The Trump Administration, a New Congress, and State Lawmaking," North American Meat Institute's Meat Industry Summit, Carlsbad, CA, 04.09.2019

### PUBLICATIONS

Author, "Selected Developments in California Labor & Employment Law 2018-2019," *North American Meat Institute*, 03.01.2019

Co-Author, "Summary of California Consumer Privacy Act of 2018," *Nossaman White Paper*, 03.01.2019

Co-Author, "Summary of Selected California Privacy Laws," *Nossaman White Paper*, 03.01.2019

Co-Author, "Summary of the California Information Practices Act," *Nossaman White Paper*, 03.01.2019

Co-Author, "Current Issues in Federal Class Actions," *Nossaman White Paper*, 02.01.2019

Author, "Ninth Circuit Holds That California's Anti-Hacking Law Does Not Proscribe Unauthorized "Access" to a Database," *Nossaman eAlert*, 06.02.2017

Author, "Strategies for Businesses Protecting Electronic Data within California: Part Three," *Nossaman eAlert*, 06.24.2015

Author, "Strategies for Businesses Protecting Electronic Data within California: Part Two," *Nossaman eAlert*, 06.17.2015

Author, "Strategies for Businesses Protecting Electronic Data within California: Part One," *Nossaman eAlert*, 06.10.2015

Author, "Ideas can be Subject to Trade Secret Protection," *Nossaman eAlert*, 07.22.2014

Co-Author, "The Patentability Exclusion for "Abstract Ideas" is Even More Abstract Post-Alice," *Nossaman eAlert*, 07.15.2014

Co-Author, "Appropriation Art as Fair Use Under the Copyright Act," *Nossaman White Paper*, 05.19.2014

Author, "California Supreme Court to Determine Whether "Delay For Pay" Settlements in Patent Disputes Violate the Antitrust Provisions of The Cartwright Act," *Nossaman eAlert*, 04.29.2014

Co-Author, "Ninth Circuit Says Film Actor has Copyright in Performance," *Nossaman eAlert*, 03.19.2014

Author, "The California Business Judgment Rule: Does it Apply to Corporate Officers and What are the Insurance Implications if it Does Not?," *Bloomberg BNA Corporate Accountability Report*, 05.10.2013

Co-Author, "Transformative or Not Transformative - That is the Question: Fair Use and Appropriation Art," *Nossaman eAlert*, 06.13.2012

Co-Author, "Business Judgment Rule Offers No Protection to Corporate Officers," *Nossaman eAlert*, 01.20.2012

Author, "Arbitration Agreement May Not Waive Employee's Right to Administrative Hearing on Wage Claim," *Nossaman eAlert*, 03.16.2011

Author, "Class Action Arbitration for Employers and Employees - Quo Vadit?," *Nossaman eAlert*, 03.01.2011

Author, "Supreme Court Has Opportunity to Define State Powers Over Immigration Issues," *Daily Journal*, 10.04.2010

Author, "Are Interns Employees? DLSE Provides Test," *Nossaman eAlert*, 04.13.2010

Co-Author, "Reconciling Covenants Not to Compete and Trade Secret Protection," *Nossaman eAlert*, 01.07.2010

## HONORS & RECOGNITIONS

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2013 Top Rated Lawyer in Healthcare by Martindale-Hubbell and American Lawyer Media

AV Preeminent® Peer Review Rated by Martindale-Hubbell

Selected to the Southern California Super Lawyers list, 2008-2019

## COMMUNITY & PROFESSIONAL

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University of California, Hastings College of Law, former Instructor

University of California Extension, Health Management Certificate Program, former Instructor

Association of Business Trial Lawyers

American Intellectual Property Law Association

The Copyright Society of the U.S.A.

Los Angeles County Municipal Court, former Judge Pro Tem

American Bar Association, Member of Sections of Litigation, Labor and Employment, and Antitrust

California State Bar Association, Member of Sections of Litigation, Labor and Employment, and Antitrust and Trade Regulation

Los Angeles County Bar Association, Member of Sections of Litigation and Healthcare Law

## PRACTICES

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Litigation

Intellectual Property

Employment

Privacy, Cybersecurity & Data Protection

Health Law

Appellate Practice

Class Actions & Multi-District Litigation

Commercial Litigation

Government & Administrative Law

Trial Practice

## EDUCATION

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University of California, Hastings College of the Law, J.D., 1972, *Order of the Coif* and *Thurston Society*

University of California, Santa Barbara, B.A., 1969

## ADMISSIONS

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California

U.S. Supreme Court

U.S. Tax Court

U.S. Court of Appeals, Ninth Circuit

U.S. District Court, Central District of California

U.S. District Court, Eastern District of California

U.S. District Court, Northern District of California

U.S. District Court, Southern District of California