

Quyen L. Ta

Partner

Trial and Global Disputes / International Arbitration and Litigation

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Named a Top 100 Lawyer in California, a Top Woman Lawyer, a California Trailblazer, and a Leading 500 Lawyer in America, Quyen Ta is a sought-after trial lawyer and lead counsel who focuses on high-stakes business disputes, including: consumer class action defense, intellectual property, international arbitrations, trade secrets misappropriation, and other business disputes. She has handled a significant number of civil matters in state and federal courts across the country. Quyen's representative clients include public and venture-backed companies across industries, and located in the United States and across the globe, including: Chevron, Walmart, Rakuten, VNG Corporation, Netgear, Honda, Flowers Foods, Varian Medical Systems, Sutter Health, Molina Healthcare, McDonald's, Public Storage, Taiwan Semiconductor Manufacturing Company, and NRG Energy.

Quyen serves as lead counsel in numerous consumer class action matters in state and federal courts throughout the country in various industries. She regularly litigates consumer statutes as varied as Business & Professions Code Sections 17200/17500, Florida's Deceptive and Unfair Trade Practices Act (FDUTPA), and the Telephone Consumer Protection Act (TCPA). She litigated a class action lawsuit and successfully had a nearly \$1 billion claim dismissed at the summary judgment stage. She also led her team in defeating several high-stakes class action claims worth over \$120 million through dispositive motion practice, and devised the strategy to defeat a \$64 million class action.

Aside from her class action defense practice, Quyen has litigated numerous business matters in various substantive areas of law, including patent law, trade secrets misappropriation, legal malpractice (defense), false claims act, securities, and general civil litigation (breach of contract and other complex business disputes).

Quyen was selected by The Recorder as a Lawyer on the Fast Track based on her career achievements and leadership roles within her practice and the larger community. She has also been selected as a Women Leaders in Tech Law by The Recorder and received the 2018 Young Alumna Award from UC Berkeley School of Law. In 2021, she was named a "Thought Leader" and was recognized by Corporate Counsel Magazine at its Women, Influence & Power in Law conference. She has been recognized by various other bar organizations for her professional achievements, community service, and commitment to diversity and inclusion. She is a Co-founder of the Berkeley

Law First Generation Professionals Institute. Recognized as a leader in the Northern District of California, she was selected by the federal judges to serve a three-year term as a Lawyer Representative. In 2016, she co-chaired the Northern District's Lawyer Representatives Committee. She also has been appointed by Governor Newsom as the Chair of the Bay Area Judicial Selection Advisory Committee, and has served on the Northern District's Magistrate Merit Selection Committee.

Matters

Class Actions

Prevailed on a summary judgment motion dismissing the class' claimed \$1 billion RICO claim. The matter settled favorably two days before trial

Defended Public Storage in two class actions worth over \$120 million alleging violations of California Business & Professions Code Section 17200 and the Consumer Legal Remedies Act. Obtained victories on demurrer, summary judgment and opposition to class certification

Defended Public Storage in a lawsuit brought in New Jersey District Court under the Truth-in-Consumer Contract, Warranty and Notice Act (TCCWNA) and successfully crafted decertification motion based on *Spokeo v. Robins*.

Representing Healthcare company in various class action lawsuits across the country based on consumer statutes (California, Florida and Illinois). Prevailed in numerous matters based on dispositive motion practice, or settled favorably.

Defended two public companies in five TCPA class action lawsuits across the country, and settled matters favorably.

Defeated numerous consumer class actions filed against public company clients based on motions to compel arbitration.

Intellectual Property/Trade Secrets Misappropriation

Represented Taiwan Semiconductor Manufacturing Company (TSMC) against Tela Innovations in the ITC and in the District of Delaware in two cases concerning patents that relate to integrated circuit design. Successfully limited the ITC investigation only to TSMC's importations into the U.S., as opposed to TSMC's customers; negotiated a resolution between the two companies that resulted in TSMC purchasing a portion of Tela Innovations

Represented TSMC when Zond threatened to sue for patent infringement on six patents in Massachusetts. On behalf of TSMC, filed a declaratory-judgment action in Delaware and successfully moved the court to order Zond not to pursue parallel litigation in Massachusetts. In tandem with institution of IPRs on several of Zond's patents, negotiated a settlement with Zond for a fraction of other settlements

Won summary judgment of non-infringement for Taiwan Semiconductor Manufacturing Company and its subsidiary TSMC North America in a long-running patent lawsuit brought by North Carolina semiconductor company Ziptronix Inc.

Represented TSMC against China's then-leading semiconductor manufacturer, SMIC, in the largest trade secret misuse case tried to date. Following a jury verdict on liability in favor of TSMC, SMIC agreed to pay \$200 million in cash and approximately \$130 million of its company stock

Represented Silicon Valley, venture-backed microlending company in pursuing potential trade secrets and civil claims against one of its former co-founders and executives

Defended HTC in a five-patent investigation brought by Kodak before the International Trade Commission

Other Complex Civil Cases

Brought lawsuit against a Bank on behalf of its former CFO when the Bank failed to meet its contractual duties to pay out promised compensation. Obtained a defense verdict on the contract claim. The case settled shortly before the jury rendered a verdict on the tort phase of the trial

Represented a German paint manufacturing lawsuit in a qui tam matter filed in the N.D. Cal. All claims but one dismissed with prejudice on motion practice; Matter settled favorably thereafter.

Successfully defended at trial an Am Law 50 law firm and one of its former partners against a \$100 million claim in California state court, which resulted in a complete defense verdict.

Represented Varian Medical Systems in an AAA arbitration involving claims of breaches of contract and confidentiality filed against Varian. Claimant Equicare Health demanded over \$22 million in damages; Three-arbitrator Panel issued award providing just \$39,000 in damages.

Credentials

EDUCATION

J.D., University of California, Berkeley

B.A., University of California-Los Angeles, highest honors, Phi Beta Kappa, summa cum laude

ADMISSIONS

U.S. District Court for the Southern District of New York

U.S. District Court for the District of New Jersey

U.S. District Court for the Western District of Texas

U.S. District Court for the Northern District of Illinois

U.S. District Court for the Central District of California

U.S. District Court for the Eastern District of California

U.S. District Court for the Northern District of California

U.S. District Court for the Southern District of Florida

California

CLERKSHIPS

Law Clerk, Hon. Lawrence K. Karlton, U.S. District Court for the Eastern District of California

ASSOCIATIONS

Bay Area Judicial Advisory Selection Committee, Chair (2019-Present)

Northern District of California, Magistrate Merit Selection Committee (2019)

Association of Business Trial Lawyers (Northern California): Board Member, Program Chair), 2019-Present

Legal Aid at Work, Board Member (2019-Present)

Co-Founder, Berkeley Law First Generation Professionals Institute

Lawyer Representative of the Northern District of California to the Ninth Circuit Judicial Conference: 2013-2016 (Co-Chair, 2016)

Bar Association of San Francisco: Board Member and Minority Bar Coalition Representative, 2011-2012; Equality Committee Co-Chair, 2012-2015; Board Member 2013-2016

California State Bar Committee on Federal Courts: 2012-2015

Asian Pacific American Bar Association of Silicon Valley, Judiciary Committee, Co-Chair, 2013-Present

National Asian Pacific American Bar Association (NAPABA): Northern California Regional Governor, 2012-2014

Asian Americans Advancing Justice-Asian Law Caucus: Board Member and 40th Anniversary Co-Chair, 2008-2012; Leadership Council Co-Chair, 2012-present

Vietnamese American Bar Association of Northern California (VABANC) and VABANC Law Foundation: President, 2010; Board Member, 2006-present

Bar Association of San Francisco, Barristers Club: Diversity Director, 2010; Board Member, 2010-2011

Committee on the Use of the Boalt Name, Berkeley Law School, member

Berkeley Law School Alumni Association, Board Member

LANGUAGES

Vietnamese

Recognition

Women, Influence and Power – Thought Leadership Award

CORPORATE COUNSEL, 2021

Top Woman Lawyer in California

DAILY JOURNAL, 2020, 2021

Lawdragon 500 Leading Lawyers in America

2020, 2021

Top 100 Lawyer, Daily Journal

2019

California Trailblazer, The Recorder

2019

Rising Star, Minority Corporate Counsel Association

2018

Berkeley School of Law, Young Alumna Award (Citation Award)

2018

Deborah J. Broyles Law Firm Diversity Leader Award

CALIFORNIA MINORITY COUNSEL PROGRAM, 2018

Alumnus of the Year Honoree

ASIAN AMERICANS ADVANCING JUSTICE-ASIAN LAW CAUCUS

Trailblazer Award

VIETNAMESE AMERICAN BAR ASSOCIATION OF NORTHERN CALIFORNIA

Northern California Super Lawyers

2012 – PRESENT

Best Lawyers Under 40, National Asian Pacific American Bar Association (NAPABA)

2014

Women Leaders in Tech Law

THE RECORDER, 2014

Joe Morozumi Award for Exceptional Legal Advocacy, Asian American Bar Association of the Greater Bay Area

2014

Diversity Award

BASF BARRISTERS CLUB

Events

SPEAKING ENGAGEMENT

September 23, 2020

Laura Bushnell, Quyen Ta to Speak on 'Disrupting the Clubby World of Venture Capital' Webinar

WEBINAR

March 17, 2021

Issues Facing California Healthcare Providers: Class Action Litigation in the Wake of the Covid-19 Pandemic and Developing Legislation

September 24, 2020

Africa Webinar Series: COVID-19: Opportunity in Crisis

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News

IN THE NEWS

September 7, 2021 • Source: Law360

Quyen Ta, Kelly Perigoe and Albert Giang represent Molina Healthcare in a False Claims Act dispute before the Seventh Circuit

August 31, 2021 • Source: Bloomberg Law

Quyen Ta's representation of an Asian-American man who was attacked while walking in San Francisco's Chinatown in November 2019 is highlighted in a profile of the Alliance for Asian American Justice

RECOGNITION

October 7, 2021

Quyen Ta Receives Women, Influence & Power Award from Corporate Counsel Magazine

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