

HUESTON HENNIGAN



Marshall A. Camp
Partner

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Education

New York University School of Law (J.D., 2002) cum laude

University of Oklahoma (B.A., 1998, Comparative Politics) magna cum laude; Phi Beta Kappa

Clerkships

Hon. Stephen V. Wilson, U.S.
District Court for the Central
District of California

Admissions

California
New York

Recognized as a “Litigation Star” by *Benchmark Litigation*, Marshall Camp is a skilled trial lawyer and former federal prosecutor who handles complex, high-stakes business disputes.

A co-founder of the firm, Mr. Camp’s practice encompasses wide-ranging, complex commercial disputes, including trade secret, contract, corporate control, securities, intellectual property, commercial fraud, employment, professional liability, trust, bankruptcy, and tax matters. He represents Fortune 500 companies, middle-market businesses, startups, and prominent individuals in numerous industries.

A former assistant U.S. attorney for the Southern District of New York, Mr. Camp also has extensive experience guiding clients through regulatory investigations and criminal enforcement actions, and he has obtained pre-indictment declinations and post-indictment dismissals in numerous cases. In his role as a federal prosecutor, Mr. Camp was lead or co-lead trial counsel in a wide range of criminal cases, including one of the largest criminal tax cases in U.S. history.

Mr. Camp’s effectiveness and accomplishments as a trial lawyer have been recognized with his selection as a Senior Fellow of the Litigation Counsel of America, an invitation-only honorary society composed of less than one-half of one percent of American lawyers.

Testimonials

"[He] is in the category of a very small handful of attorneys who command the courtroom, the boardroom and any meeting they're in." —*Chambers*

"He is a lawyer you want in your corner when you're in a tough fight." —*Chambers*

Experience

Won a complete arbitration trial victory on all claims and counterclaims for a prominent Napa winery and its majority owner against the winery's founder, former CEO, and minority owner in a case alleging fraud, breach of fiduciary duty, and other claims. The award included more than \$5 million in damages, fees and costs, in addition to an extraordinary order dissociating the defendant from his role as a member of the company.

Won "landmark" opioid trial for Endo Pharmaceuticals in a \$50 billion action. Three of the most populous counties in California and the City of Oakland brought suit against opioid manufacturers alleging false advertising, unfair competition and public nuisance. The jurisdictions claimed that manufacturers' alleged false and misleading marketing caused a \$50 billion public nuisance. Obtained a full defense verdict following a four-month trial. The win was hailed as "giv[ing] drug companies their **first major victory in the litigation brought by cities and counties across the country** over the opioid crisis," *American Lawyer*. (See "How Hueston Hennigan Notched A Landmark Opioid Trial Win," *Law360*; "Opioid Makers Win Major Victory in California Trial," *New York Times*; "Drug Makers Handed First Win Out of Thousands of National Opioid Crisis Lawsuits," *Newsweek*).

Won a complete dismissal of a securities class action against PwC. Secured a complete dismissal of a putative class action lawsuit against PwC in relation to audit work performed for a publicly-traded company that is one of the largest diversified construction and construction materials companies in the United States. The case related to the company's forecasting of multi-billion dollar "heavy civil" construction projects that were written down following an internal investigation, which also resulted in the company stating that certain financial statements and disclosures filed with the SEC should not be relied upon.

Obtained a complete dismissal of felony charges against a prominent attorney and former principal of the Jacoby & Meyers law firm. Following more than five years of investigation and pre-indictment litigation, the Orange County D.A.'s Office charged Newport Beach attorney and entrepreneur Steven Mehr in a 47-count felony indictment in relation to his former role as a partner and principal of the Jacoby & Meyers law firm. Just eight months later, in the midst of an extensive evidentiary hearing in a related proceeding also handled by Hueston Hennigan, and following our filing of motions to dismiss the indictment and to recuse the D.A.'s Office and prosecutor for misconduct, we obtained a complete dismissal of all charges against Mr. Mehr and a termination of the related proceeding involving Jacoby & Meyers. (See "Criminal Charges Dropped Against Lawyer Accused of Jacoby & Meyers Referral, Insurance Scheme," *The Recorder*).

Secured a sweeping victory for **Joe Kiani, Founder and CEO of Masimo Corp.**, a global technology company, in a highly publicized activist shareholder suit challenging Kiani's employment agreement. Plaintiffs asserted claims for breach of fiduciary duty and sought to invalidate key provisions of the agreement, which they alleged to have been worth more than \$1 billion. With trial approaching, plaintiffs voluntarily dismissed all claims.

Defeated action seeking to enjoin the country's largest integrated health care system from enforcing COVID-19 vaccine policy. Plaintiffs purporting to represent 4,000 employees filed a lawsuit in the Northern District of California alleging that the company's vaccine policy violates federal and state law. Obtained a ruling denying Plaintiffs' TRO and preliminary injunction motions in their entirety, leading to a complete dismissal of the case. (See "Kaiser Permanente Employees Denied Relief from Vaccine Mandate," *Bloomberg Law*).

Secured complete exoneration of **Mani Brothers Real Estate Group**, one of the leading full service commercial property firms in Southern California, in connection with an investigation by the City of Malibu into allegations of public corruption.

Successfully resolved a complex fraud case, with total recovery of more than \$75 million, for **Qualcomm** against a former senior engineer arising from his sophisticated scheme to sell technology he had secretly developed while working for the company.

Represented **SpaceX** in a trade secrets and unfair competition case brought by Broadcom, defeating multiple TRO applications and obtaining a favorable resolution.

Successfully represented **Tesla** in numerous matters, including a case alleging contract, fiduciary duty, and unfair business practices claims against a former program manager and competing venture that resulted in a settlement involving a substantial payment to Tesla and compliance measures.

In re LodgeNet Interactive Corp.: Represented **SONIFI Solutions, Inc.**, one of the largest providers of interactive media services to the hospitality and healthcare industries, in the successful defense of an action brought in federal bankruptcy court to enjoin a critical debt transaction, obtaining a complete dismissal.

Successfully **challenged the constitutionality of a land use ordinance** described by *The New York Times* as “one of the most stringent anti-development measures ever attempted in the country,” including a victory affirmed by the California Court of Appeal in a unanimous decision hailed by the *Daily Journal* as “a major appellate win in a high-profile legal and political battle.”

Obtained summary judgment and dismissal of a long-running cross-border dispute for **Sempra Energy**, a Fortune 500 energy services company, in relation to a billion-dollar liquefied natural gas terminal. (See “Sempra Energy defeats lawsuit alleging malicious prosecution,” *Daily Journal*; “Sempra wins one showdown with Mexican rancher,” *San Diego Tribune*).

Served as trial counsel in a successful three-week jury trial in New York federal court, including obtaining findings of liability on all claims of fraud, deceptive business practices, and false advertising, and a \$12 million punitive damages award. (See “Collecting: Thieves and Forgers Rush In Where Big Spenders Dare to Tread,” *Forbes*; “How They Won It,” *Law360*).

Obtained victories for **Sumner M. Redstone**, chairman emeritus of Viacom and CBS, in a dispute in three states relating to control of Viacom, and in an earlier trial in a mental competency case. (See “Viacom Saga Comes to End With Redstones Emerging Victorious,” *NewsMax Money*; “Sumner Redstone Won! Now It’s on to the Next Redstone Court Fight,” *Fortune*).

Served as trial counsel for the **State Bar of California** in a high-profile case brought by the bar’s former CEO alleging whistleblower retaliation, breach of contract, and breach of fiduciary duty, prevailing on all claims after a one-week trial.

Served as trial counsel in a patent jury trial against **LG Electronics**, obtaining favorable infringement and invalidity verdicts as to all asserted claims, and a full damages award named by *TopVerdict* as one of the “Top 50 Verdicts in Texas in 2016.”

Obtained dismissal of all felony charges against a subsidiary of **Waste Management**, America’s largest environmental services provider, in a high-profile, four-year criminal investigation and prosecution by the U.S. Department of Justice. (See “Hawaii Waste Co., DOJ Reach Deal Over Storm Runoff,” *Law360*).

Won dismissal of criminal fraud charges against our client, a **great-grandson and heir of oil magnate H.L. Hunt**, and obtained a contempt finding against the district attorney of Dallas, Texas, following an evidentiary hearing on allegations of prosecutorial misconduct. (See “Hill Wins, Watkins Loses,” *The Dallas Morning News*).

Obtained complete dismissal of felony charges in Illinois state court against a **former FBI agent** based on a successful challenge to the constitutionality of the offense statute.

Won dismissal of all 306 counts of an indictment brought by the Nevada Attorney General’s Office in connection with what was heralded as the nation’s first mortgage “robosigning” prosecution. (See “Massive ‘robosigning’ prosecution dismissed for misconduct,” *National Law Journal*).

Retained by the **president and founder of an integrated circuit design company** after a search warrant had already been executed in a federal contract fraud investigation, obtaining a complete criminal and civil declination and return of all seized funds.

Recognitions

Litigation: White-Collar Crime & Government Investigations (California), Chambers
Litigation Star, Benchmark Litigation (2019-present)
Thriving in Their 40s, Los Angeles Business Journal (2020, 2021)
Key Lawyer for Corporate Investigations and White Collar Criminal Defense, Legal 500
Named to the Southern California Super Lawyers list (2016-present)
Fellow, Litigation Counsel of America (2018-present)
“Rising Stars” Nationwide, Law360 (2014)
The Best Lawyers in America (2022-present)
Leaders of Influence: Litigators & Trial Attorneys, Los Angeles Business Journal

Activities

Board Member and Treasurer, **Social Justice Legal Foundation**

Advisory board member, and former board member and officer, Inner City Law Center, one of Los Angeles's largest pro bono legal services providers

Former co-chair, American Bar Association's national White Collar Crime/Corporate Criminal Liability Subcommittee and Tax Fraud Subcommittee