

Class Action

When a class action threatens, it is time to move fast. Putting in place an early and aggressive strategy can mean the difference between an early dismissal and years of costly litigation that can diminish a business's performance and reputation. With a powerful combination of trial and industry experience, extensive knowledge of the complexities of class action lawsuits, and vigorous, innovative advocacy, Jenner & Block is laser-focused on achieving the best business result for our clients.

With a myriad of successful class action results under our belts, we have helped clients across a range of industries navigate their most challenging antitrust and unfair competition, consumer, employment, environment, insurance, and securities class actions, mass accident cases, and more.

Winning Strategies for Complex Class Actions

Whether for defendants or plaintiffs, in federal or state courts, we draw upon the firm's deep industry experience, as well as our unique knowledge of complex class action procedures and strategies. We have successfully represented clients nationwide in proceedings involving antitrust and unfair competition, consumer financial services, consumer fraud, employment, environment, insurance, mass torts, product liability, securities, among many others.

A Collaborative Approach to Reducing Risk

Our proactive team approach allows us to guide our clients through even the most multifaceted lawsuits. We pride ourselves on developing partnerships with corporate counsel, and we are skilled at helping them see over the horizon to anticipate issues that may arise and working collaboratively to develop risk effective management solutions.

Thought Leaders Shaping the Field

Passionate thought leaders who frequently speak and write on class action issues, our partners share their knowledge and experience to help shape the next generation of class action litigators.

Our partners are the authors of the leading treatise on class actions, *Moore's Federal Practice* (5th Edition), as well as other works in the field, and are active leaders in the American Bar Association's Litigation Section Class Actions Committee and the Chicago Bar Association's Class Action Committee.

Experience

- Represented a food company in successfully defeating class certification in a lawsuit challenging labeling as “suitable for people with diabetes.” The court found the sole remaining plaintiff, who is prediabetic, was not a typical or adequate class representative and could not show reliance on the challenged labeling. The judge also held that the proposed class was overbroad and required individualized inquiries into consumers’ circumstances and injuries, precluding certification.
- Represented a defendant in a long-running antitrust class action concerning the distribution of certain medical devices. The Seventh Circuit affirmed the dismissal of the case for failure to plead a plausible antitrust violation.
- Represented a ridesharing transportation company in a putative class action brought by drivers who alleged a sales tax and surcharge were improperly deducted from their earnings. The court granted our client’s motion to compel arbitration and denied the drivers’ motion for discovery.
- Represented a major automobile manufacturer in a putative nationwide class action involving multiple claims brought by a consumer in the District of New Jersey. The firm succeeded in narrowing the case at the pleading stage, winning nearly all issues litigated in two motions to dismiss, jurisdictional briefing, and motions for reconsideration. Thereafter, plaintiff determined that he no longer wished to pursue the case and it was dismissed.
- Represented a leading hospitality company in two putative class actions related to a data security incident. We successfully moved to dismiss both cases.
- Defended a national trucking company over claims that it violated Title VII of the Civil Rights Act. The case was originally brought as a class action and, prior to our involvement, the class was certified. A US district judge granted our motion for decertification of the hostile work environment class and awarded the company summary judgement on the class retaliation claim, leaving only the class members’ individual claims. We secured summary judgement against all the former class representatives.
- Represented of a global supplier, winning summary judgment and dismissal of putative class action alleging fiduciary breaches, interference with benefits, failure to fund a pension plan, and breach of contract, among other claims.
- Secured dismissal of four proposed class actions in a series of cases against a multinational food manufacturing company alleging the company deceptively labeled its strawberry toaster pastries products.
- Represented an aerospace and defense client in nine shareholder lawsuits that were filed in federal district courts in California, Delaware, New Jersey, New York, and Pennsylvania seeking to enjoin their announced acquisition by another large aerospace and defense company in an all-

cash transaction with a total equity value of \$5.0 billion. We successfully obtained the dismissal of all nine cases which allowed the transaction to close as scheduled.

- Represented a California regional bank in five shareholder lawsuits filed in the Northern District of California seeking to enjoin our client's acquisition of another regional bank. We obtained dismissals of each of the cases, which allowed the transaction to close as scheduled.
- Obtained a complete victory for Canadian cannabis company after securing a dismissal of a securities fraud class action that raised novel issues concerning the regulation of cannabidiol (CBD) products. The lawsuit alleged that the company misled investors about the possibility of such regulation. The result is the first of its kind in a securities fraud class action against a consumer cannabis company.

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