

Peter Davis

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Areas of Focus

Appellate and Supreme Court

Antitrust and Competition Law

Content, Media, and Entertainment

First Amendment and Content Moderation

Technology



Overview

Peter Davis represents a full spectrum of clients in high-stakes appellate and district court litigation across the country. Known for his strategic litigation approach and deep knowledge of constitutional law, he has fiercely represented clients in their most important matters, including multiple appeals implicating more than \$1 billion, and has secured significant victories in high-stakes matters for major technology and entertainment companies.

Peter’s practice spans antitrust, administrative law, First Amendment, technology, class action, securities, and complex regulatory challenges—areas where businesses increasingly face government scrutiny and constitutional questions.

Peter has drafted briefs across multiple federal circuits—including the First, Second, Third, Fourth, Fifth, Seventh, Eighth, Ninth, and D.C. Circuits—and has considerable experience in state courts, representing clients in the California, Georgia, Indiana, Louisiana, Missouri, New York appellate courts.

Peter routinely advises clients on complex regulatory challenges with a view towards bringing or anticipating future litigation. His recent victories include successfully arguing a California Court of Appeal case for a major entertainment company and prevailing before the Indiana Court of Appeals on behalf of a joint defense group in litigation concerning local government efforts to tax streaming services. He has experience obtaining or defeating efforts to obtain interlocutory appellate review in state and federal court, has briefed Supreme Court certiorari and

merits cases, and second-chaired a Supreme Court argument. Peter maintains an active amicus practice before the US Supreme Court on issues of concern to the business community.

Peter previously clerked for Justice Elena Kagan in the US Supreme Court, Judge James Boasberg in the US District Court for the District of Columbia, and Judge Sri Srinivasan in the US Court of Appeals for the DC Circuit. This unique judicial perspective, combined with his Supreme Court briefing and argument experience, positions him to provide clients with unique strategic counsel informed by the highest levels of the federal judiciary.

Peter maintains an active pro bono practice focused on civil rights and criminal justice matters.

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Representative Matters

Appellate Experience:

- Successfully represented entertainment company in securing dismissal of franchise fee litigation across multiple jurisdictions.
- Argued and won appeals in state courts of appeal on behalf of leading entertainment companies.
- Secured victories in federal circuit courts for technology and media clients.
- Represented telecommunications company in successfully obtaining Supreme Court review of significant intellectual property issue.
- Successfully briefed appeal for pharmaceutical company in connection with FDA approval of new drug application.
- Represented Fortune 500 company in successful First Amendment challenge to state labeling requirement.
- Represented medical device company in constitutional challenges to state regulatory schemes.
- Briefed anti-SLAPP appeals and First Amendment matters in federal and state appellate courts.
- Collaborated with major trade associations on Supreme Court amicus briefs in high-profile cases.

Complex Litigation Experience:

- Represented leading technology company in connection with monopolization enforcement litigation and private conspiracy matters.
- Represented major airline in connection with government enforcement action and antitrust proceedings before federal appellate courts.

- Defended prominent clients against competition and unfair business practice claims.
- Represented institutional clients in First Amendment matters.
- Secured favorable appellate rulings in complex commercial litigation matters.
- Counseled academic experts in Supreme Court amicus proceedings involving major regulatory and antitrust issues.

Credentials

Admissions

- District of Columbia
- California

Education

- Stanford Law School, JD, 2017
- Stanford University, BA, 2011

Clerkships

- Hon. Elena Kagan, US Supreme Court
- Hon. Sri Srinivasan, US Court of Appeals, District of Columbia Circuit
- Hon. James E. Boasberg, US District Court, District of Columbia

Service / Recognition

Awards

- Capitol Pro Bono Honor Roll, 2025