

Kurt Osenbaugh

Senior Counsel

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Kurt Osenbaugh is an experienced litigator representing manufacturers, insurers and oil companies in commercial cases involving business torts, franchise, product distribution and environmental disputes. He has been trying cases for over 27 years and has appeared in state and federal trial and appellate courts throughout California.

Kurt has spoken on various issues regarding business torts, franchise rights and the impact of environmental issues on the value of real property. He has consistently been named a "Southern California Super Lawyer" by *Law & Politics* and the publishers of *Los Angeles Magazine*.

Kurt received his J.D., Order of the Coif, from UCLA in 1982, and his B.A. from Stanford University in 1979.

Representative Experience

- Successfully defended a manufacturer in the largest False Claims Act case brought under California law.
- Successfully defended oil company franchisors thorough summary judgment, arbitration and trial of cases involving claims brought under the Petroleum Marketing Practices Act, Business and Professions Code, antitrust and tort law.
- Condemnation counsel for oil company franchisors and real estate developers.

Reported Decisions

- *Chevron U.S.A., Inc. v. Sheikhpour*, 2012 U.S. App. LEXIS 3920 (9th Cir. 2012).
- *Anand v. BP West Coast Products, LLC*, 484 F.Supp.2d 1086 (C.D. Cal. 2007).
- *Ajir v. Exxon Corporation*, 185 F.3d 865 (9th Cir. 1999).
- *Aborida v. Mobil Oil Corporation*, 199 U.S. App. LEXIS 11611 (9th Cir. 1999).
- *Magerian v. Exxon Corporation*, 124 F.3d 212 (9th Cir. 1997).
- *Exxon Corporation v. Fallahi*, 98 F.2d 1345 (9th Cir. 1996).
- *Pennwalt Corp. v. Superior Court*, 218 Cal.Rptr. 675 (1985).

Education

- University of California, Los Angeles (J.D., 1982)
- Stanford University (B.A., 1979)

Admitted to Practice

- California

Related Services

Litigation | Commercial | Insurance Litigation & Regulation | High Exposure Claims, Coverage & Bad Faith Defense | Insurance Regulatory Guidance | Insurance-Related Antitrust Defense | Policy Drafting and Product Development | Policyholder Class Action Defense