



## Nicholas Daum

Attorney

310-272-7916  
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Nicholas Daum has helped obtain successful results in significant, multimillion dollar commercial litigation, representing both plaintiffs and defendants ranging from leading motion picture studios to hedge fund investors and founders of start-up technology firms.

In the area of business litigation, Mr. Daum's experience includes contractual disputes, intellectual property disputes, accounting fraud, and business torts, including cases under California Business and Professions Code § 17200.

Mr. Daum has participated in matters before numerous federal and state trial and appellate courts at all stages of civil litigation, from briefing and arguing dispositive motions to trial and appeals. An additional practice focus is on offering clients pre-litigation counsel and early-stage strategic analysis of underlying legal concerns.

## Representative Matters

### Media, Entertainment, and Intellectual Property

#### Copyright Litigation

Currently represents clients in litigation involving the termination of copyright grants by the heirs of the original author and illustrator of *Superman*.

#### Film Financing Disputes

Represents major motion picture studio in multimillion dollar litigation concerning a slate-financing arrangement.

## Education

### Yale Law School, J.D., 2003

Cover Fellow  
*Yale Law Journal*, Notes Editor  
*Yale Journal on Regulation*, Executive Editor  
Research Assistant to Professor Owen Fiss

### University of California at Berkeley, M.A., History, 2000

Mellon Fellow

### Cornell University

B.A., History and College Scholar Program, 1996  
*magna cum laude*

## Clerkships

### U.S. Court of Appeals for the Ninth Circuit

Law Clerk, Hon. Raymond C. Fisher

## Commercial Litigation

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### **Business Torts**

Served on a team of three lawyers defending a major casino company against a more than \$200 million tortious interference claim in connection with Indian gaming in California. Achieved complete dismissal on summary judgment with no damages awarded.

Represented major hedge fund investors in an action against a Big Three accounting firm related to a collapsed fund. Case resulted in a published opinion from the State of New York Court of Appeals.

Represented a group of founders and early employees of a major internet company in groundbreaking litigation involving the venture capital industry. Case favorably resolved by a confidential settlement.

### **Pro Bono**

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Involved in ongoing major constitutional litigation in California court challenging the constitutionality of the state's requirement of a two-thirds legislative majority to raise taxes, and to California's initiative system.

### **Prior to Kendall Brill Klieger**

**Susman Godfrey LLP, Los Angeles**  
2005-2009

### **Bar and Court Admissions**

**California, 2005**

#### **U.S. District Courts**

Central, Eastern, Northern, and Southern  
Districts of California  
Eastern District of Texas

**U.S. Court of Appeals for the Ninth Circuit**