



## Luke Sosnicki

Partner

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### PRACTICES

- Banking and Financial Services Litigation
- Business Litigation
- Complex and Class Actions
- Consumer Products Litigation

### EDUCATION

- Northwestern University School of Law, J.D., cum laude, 2005, Editor, Northwestern University Law Review
- University of Wisconsin-Madison, B.S., Political Science, English, 2000

### ADMISSIONS

- California
- Colorado
- New York

Luke is an experienced commercial litigator who solves complicated business problems for financial services, telecommunications, manufacturing, and retailer clients.

Luke defends clients in consumer class actions alleging unfair and deceptive practices and false advertising relating to customer agreements and disclosures, product labeling, print and media advertising, and online sales. The damages at issue in these lawsuits has ranged from hundreds of thousands to tens of millions of dollars.

Luke represents clients in commercial disputes, including breaches of contract, leasing, negligence, intentional and negligent misrepresentation, and trade-secret theft, among others. In both litigation and arbitration, Luke uses effective and efficient strategies to further his clients' business needs and goals.

As an experienced financial services litigator, Luke also defends financial institutions in lawsuits across the country brought under various state and federal consumer protection statutes. These lawsuits have challenged financial institutions' practices relating to account and loan fees, loan origination, servicing, debt collection, foreclosure, and unfair and deceptive lending practices.

Luke is also found at the forefront of data and cybersecurity issues. He holds a CIPP/US certification from the International Association of Privacy Professionals, and provides comprehensive advice on litigation risks related to federal and state data privacy laws, including the California Consumer Privacy Act (CCPA).

### Publications

- Author, "Court Challenges to Web Tracking Tools Raise Crucial Questions" *Bloomberg Law*, December 8, 2023
- Author, "New California Agency Sets Enforcement Priorities for Privacy," *Bloomberg Law*, August 25, 2023
- "On Compliance: Should Your Credit Union Be A Plaintiff In A Data Breach Class Action Suit?," *Credit Union Management, publication of the Credit Union Executives Society (CUES)*, July 2019

- Chapter 19, *Consumer Financial Services Answer Book*, 2022

### **Experience**

- **Commercial Litigation**

Representation of financial services company in lawsuit alleging tortious interference with plaintiff's factoring agreement with an entity in which the company had a significant investment. Obtained complete summary judgment on claims seeking over \$11 million. Affirmed on appeal.

Representation of real estate development company in lawsuit alleging breach of fiduciary duty relating to misappropriation of key assets.

Representation of introducing broker in negligence and breach of duty claims arising from alleged account liquidation.

Representation of global manufacturing solutions company in numerous seven-figure arbitrations with customers and suppliers.

Representation of clothing manufacturer in U.S. proceedings arising from alleged foreign trademark infringement.

Representation of manufacturer of laboratory equipment in contract dispute with supplier.

Representation of advertising technology company in contract dispute with third-party software developer.

Representation of real estate development company in lawsuit alleging trade-secret theft.

- **Consumer Litigation**

Representation of major mortgage servicers and lenders in individual and putative class action lawsuits alleging various lending violations, origination fraud, loan-servicing errors, premises liability, and title issues.

Representation of major telecommunications company in putative class action alleging false advertising and unfair competition claims relating to telecommunications services.

Representation of major telecommunications company in putative class action under the Telephone Consumer Protection Act.

Representation of community bank in putative class action alleging improperly-assessed and collected overdraft fees.

Representation of retail restaurant chain in putative class action alleging false advertising and unfair competition claims relating to food-delivery fees.

Representation of food manufacturer in putative class action alleging false advertising and unfair competition claims relating to food labeling.

Representation of online retailer in claims involving online presentation of discounted pricing.

- **Consumer Data Privacy and Security**

Advising major sales and marketing company on California privacy laws as applied to significant California marketing campaign.

Advising major consultancy firm on the privacy and security aspects of its contracting processes with its customers that collect consumer information.

Advising insurance client on California privacy laws as applied to its California-based operations.