Jeremy S. Ochsenbein

Of Counsel

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Denver



Jeremy Ochsenbein is Of Counsel in the Denver office of Gibson Dunn, where he handles complex commercial litigation with a particular focus on courtroom advocacy — including serving as lead trial counsel in a real estate matter and as a key team member in a two-month jury trial. He is a member of the firm's Litigation Department and its Government Contracts, Environmental, Law Firm Defense, Labor and Employment, and White Collar Defense and Investigations practice groups. Prior to joining the Denver office, Jeremy worked in the firm's Los Angeles office.

Jeremy handles matters across a range of practice areas, including cryptocurrency security, environmental contamination, mass tort, intellectual property, antitrust, insurance, real estate, legal malpractice, and general commercial disputes. He has significant experience in arbitrations and jury and bench trials in state and federal courts, and considerable experience preparing dispositive motions and handling complex discovery and motion practice. Jeremy has assisted clients with federal and California False Claims Act and whistleblower claims, with a particular focus on *qui tam* actions filed against educational institutions.

Jeremy's representative experience includes:

- Won dismissal of False Claims Act allegations brought against a for-profit educational institution by two former employees after securing summary judgment in the Southern District of Florida — affirmed on appeal by the Eleventh Circuit.
- Secured dismissal of "phantom student" False Claims Act allegations against a for-profit educational institution, obtaining summary judgment in the District of Nevada that was affirmed by the Ninth Circuit.
- Defeated California False Claims Act retaliation claims brought by a former employee against a for-profit educational institution, winning dismissal on demurrer and affirmance by a California Court of Appeal.
- Defended a Fortune 500 corporation and its subsidiaries in a mass tort suit brought by approximately 1,500 property owners alleging property damage and personal injury from vapor intrusion of petroleum hydrocarbons in a housing development in Carson, California — securing a favorable settlement after excluding a key plaintiffs' expert.
- Defended an AmLaw 100 law firm against malpractice and breach of fiduciary duty claims, winning dismissal of all claims on a demurrer argued in Los Angeles Superior Court.
- Defended an AmLaw 100 law firm against malpractice, California False Claims Act, breach of contract, and equitable indemnity claims stemming from one of the largest municipal corruption scandals in California history, obtaining a voluntary dismissal with prejudice and a costs award before the close of discovery.

Capabilities

Litigation
Appellate and Constitutional Law
Consumer Protection
Environmental
False Claims Act / Qui Tam Defense
Government Contracts
Labor and Employment
Law Firm Defense
White Collar Defense and Investigations

Credentials

Education

Duke University - 2009 Juris Doctor
University of Southern California - 1999 Master of Science
University of Southern California - 1997 Bachelor of Science

Admissions

California Bar
Colorado Bar

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- Represented a former government defense contractor in a cost recovery action involving trichloroethylene (TCE) and perchlorate contamination.
- Resolved a breach of contract dispute for a major hotel-casino operator arising from a promotional agreement tied to a major poker tournament, reaching settlement before the close of discovery.
- Defended a non-profit engaged in a public-private partnership with the State of California against First Amendment and state constitutional claims arising from a contract dispute.
- Won a two-day bench trial as first chair for an international environmental advocacy group in a quiet title dispute over a river-defined property boundary, securing the client's property interests and an award of costs and expert fees.
- Represented a Fortune 500 technology company in a Federal Trade Commission investigation.
- Tried a two-month case as part of a team representing an energy company in a multi-million-dollar dispute over a temporary ban on oil production activities, including arguing pre-trial motions and examining key fact and expert witnesses.
- Defended a major mortgage processing company against trade secret claims in a two-month arbitration, preparing the company's CEO and key expert witness for direct and cross-examination.
- Defended a major industrial products corporation against antitrust claims in a two-week jury trial, working with experts and drafting the closing argument.
- Served as a key team member representing a major telecommunications company in litigation stemming from a cryptocurrency theft, securing dismissal of most claims and favorable settlements ahead of trial.
- Contributed to a favorable verdict for a pro bono client in a California real estate dispute, substantially reducing liens on the client's property.
- Served as a key member of a trial team representing a major government contractor against groundwater contamination claims, which resulted in a favorable settlement after just a week of a scheduled three-week jury trial.

Jeremy earned a Juris Doctor in 2009 from Duke University School of Law, where he served on the Editorial Board of the *Duke Law Journal*. He was a Trustee Scholar at the University of Southern California, graduating *magna cum laude* with a degree in Environmental Studies and earning Phi Beta Kappa honors. He also holds a Master of Planning and a Master of Public Administration from USC. Before law school, Jeremy worked as a city planner for municipalities in Southern California.

Jeremy is known for his trial-tested approach to high-stakes litigation, with particular depth in False Claims Act defense for educational institutions and liability defense for law firms.

Jeremy is admitted to practice law in the states of Colorado and California and has also been admitted to practice before the United States District Courts for the Northern, Central, and Southern Districts of California and the District of Colorado.?

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