Jay P. Srinivasan

Partner

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Los Angeles



Jay Srinivasan is a partner in the Los Angeles office of Gibson Dunn, where he previously served as partner in charge. He is a litigator and trial lawyer, practicing in the firm's Antitrust and Competition, Trade Regulation, and Media, Entertainment & Technology Practice Groups. Jay is *Chambers*-ranked in both Antitrust and Media & Entertainment Litigation. He was recently named one of *Lawdragon*'s "500 Leading Antitrust and Competition Lawyers," recognized by *Benchmark Litigation* as a "Litigation Star," and featured on the *Daily Journal*'s "Top Antitrust Lawyers" list, highlighting California's leading antitrust practitioners.

Jay adeptly represents a wide range of clients in the high tech, entertainment, and energy industries in their most high-profile litigations. Additionally, he provides expert antitrust counsel on mergers/joint collaborations, government investigations, and proposed business practices. In addition to his antitrust practice, Jay specializes in complex business litigation and class action defense primarily in the technology and entertainment industries.

Representative antitrust engagements include:

- Representation of Apple in its successful defense against antitrust claims brought by Epic Games. Jay had a substantial trial role in Apple's defense of its App Store-related business practices.
- Several other ongoing and past representations of Apple against class actions brought respectively by competitors, consumers, and developers, challenging Apple's various consumer-facing products and services.
- Ongoing representation of RealPage, the leading software developer in the real estate industry, against a multi-district antitrust class action alleging a conspiracy to fix rents for multifamily residential units. The Court recently appointed Jay to serve as the lead liaison counsel for the 40+ defense group.
- Representation of Hewlett-Packard Company in its competition/breach of contract dispute with Oracle Corporation regarding Oracle's failure to meet its obligations to support HP's mission critical servers, resulting in a jury award of over $3 billion.
- Representation of Time Warner Cable against putative class of subscribers seeking over $6 billion in restitution for TWC's alleged failure to afford subscribers the opportunity to opt out of new Los Angeles Dodgers and Lakers sports channels, resulting in dismissal by California Superior Court and affirmance by California Court of Appeal.
- Representation of Intel Corporation in a case brought by the New York Attorney General asserting state and federal antitrust claims on behalf of New York state agencies, municipalities, and consumers for alleged microprocessor overcharges, resulting in dismissal of all claims.

Capabilities

Antitrust and Competition
Betting and Gaming
Class Actions
Intellectual Property
Litigation
Media, Entertainment, and Technology
Real Estate
Real Estate Disputes
Trials

Credentials

Education

New York University - 1995 Juris Doctor
University of Illinois - 1991 Bachelor of Science

Admissions

California Bar

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- Representation of Intel Corporation in a Section 5 case brought by the Federal Trade Commission challenging wide-ranging conduct. Jay's focus has been on the technical claims, including allegations about software functionality, industry benchmark design, and industry standard-setting.
- Representation of Intel Corporation in a Section 2 Sherman Act case brought by a competitor regarding broad-ranging business and engineering practices, resulting in a settlement of all claims.
- Representation of Cox Communications in a consumer class action alleging a Section 1 Sherman Act conspiracy regarding the bundling of cable channels to subscribers, resulting in a dismissal of all claims on the pleadings.
- Representation of Sempra Energy in a consumer class action alleging a conspiracy regarding the supply of natural gas in California, resulting in a favorable settlement after three months in trial.
- Representation of American Airlines, Inc. in a case brought by travel agents alleging a Section 1 Sherman Act conspiracy regarding travel agent commissions, resulting in a dismissal of all claims on the pleadings.

Representative entertainment and non-antitrust engagements include:

- Ongoing representation of TikTok in the Social Media Adolescent Addiction MDL, serving as one of the lead trial counsels for TikTok in this consolidated action of more than 1000 individual cases.
- Ongoing representation of Big Fish Entertainment against copyright and trademark infringement claims in the context of unscripted television programming.
- Representation of MGM Studios in a lawsuit alleging copyright claims in the context of licensing disputes over MGM's film and television content, resulting in favorable settlement.
- Representation of MGM Studios against putative class of profit participants relating to the studio's home video revenue, resulting in complete victory by defeating class certification. MGM was the only studio to win on the merits.
- Representation of Netflix in breach of contract disputes, resulting in early, favorable settlements.
- Ongoing representation of DFS Galleria, the world's largest duty-free retailer, in its successful lawsuits against the Guam International Airport Authority in which DFS asserted claims for unfair competition, bid-rigging, and related misconduct. Jay recently led a bench trial in one of the related cases.
- Representation of Boston-based AEW in an action stemming from a real estate development joint venture, in which the plaintiffs sought almost $12 billion in damages. After a multi-week bench trial on AEW's motion for terminating sanctions, the Court granted AEW's terminating sanctions motion, finding that the plaintiffs had engaged in the forgery of key contracts, committed perjury and engaged in widespread evidence destruction in an effort to cover up the wrongdoing.
- Representation of Hewlett-Packard Company in a proposed nationwide class action alleging state tort and unfair competition claims regarding inkjet printer cartridges, resulting in denial of class certification and granting of summary judgment on all claims.
- Representation of Hewlett-Packard Company in consumer class actions filed in California, Texas, and South Carolina alleging state tort and unfair competition claims regarding representations about hard drive capacity, resulting in a nuisance-value settlement of all claims.

Jay? is a Co-Editor of the current edition of the ABA's Antitrust/Intellectual Property Handbook, and is the editor of the current edition of the Gibson Dunn's Antitrust Handbook, which has long served as a reference of first resort for in-house counsels

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regarding antitrust-related issues.

Jay? received his Juris Doctor from the New York University School of Law, in 1995. He received his Bachelor of Science degree in Electrical & Computer Engineering from the University of Illinois in 1991, after which he worked for a software company in Silicon Valley.

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