



Philip Barilovits

PARTNER

Sacramento

916.830.6570

pbarilovits@grsm.com

RELATED SERVICES

- Commercial Litigation

OFFICES

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OVERVIEW

Phil Barilovits has more than twenty years of experience in representing clients in litigation, before federal and state governmental agencies, and in commercial transactions. He takes lead roles in all phases of the litigation process, from pre-suit investigations and negotiations, dispositive motions practice, to trial and appeal. He has argued before California state and federal trial courts, as well as state and federal appellate courts. Phil negotiates for and represents clients before the International Trade Commission, the U.S. Securities and Exchange Commission, the California Department of Corporations, and the California Medical Board.

In his maritime practice, Phil represents clients in cases arising both domestically and internationally, involving major maritime casualty, property ownership disputes, and personal injury. He provides advice and counseling on complex statutory and regulatory systems, as well as compliance with international conventions and treaties.

Having written and argued numerous dispositive motions at the trial court, Phil has also advocated for

clients before the Ninth Circuit and the Federal Circuit and spent a term as appellate counsel for the California Court of Appeal. His litigation practice also includes substantial experience in class action litigation, having developed overall class action defense in a series of cases brought across the country, and he has successfully defended denial of class certification on appeal. Phil has also represented clients, both at the trial and appellate levels, in patent infringement and patent ownership suits.

In his corporate transactional practice, Phil negotiates complex private equity limited partnership agreements for large institutional clients, assists on mergers and acquisitions, and acts as outside consulting counsel for a number of start-up businesses.

REPRESENTATIVE EXPERIENCE

- Cruz v. National Steel & Shipbuilding Co., 910 F.3d 1263 (9th Cir. 2018)
- Feaz v. Wells Fargo Bank, 745 F.3d 1098 (11th Cir. 2014)
- Figueroa v. Mukasey, 543 F.3d 487 (9th Cir. 2008)
- Linear Tech. Co. v. Int'l Trade Comm'n, 292 Fed.Appx. 52 (Fed. Cir. 2008)
- Gomes v. Countrywide Home Loans, Inc., 192 Cal.App.4th 1149 (2011)

CREDENTIALS

Admissions

- California
- California Supreme Court
- U.S. Court of Appeals, Ninth and Federal Circuits
- U.S. District Court, Central, Eastern, Northern and Southern Districts of California

Education

- J.D., *cum laude*, Harvard Law School, 1998
- B.A., with *high distinction*, University of California, Berkeley, 1993