



→ Khirin A. Bunker

Associate

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Khirin Bunker is an associate in the Business Trial Practice Group and the lead associate for the firm's Food & Beverage Industry team. He is also a member of the firm's Retail, Fashion & Beauty and Class Action Defense Teams.

Areas of Practice

Khirin focuses his practice on complex business litigation and consumer class actions. He represents clients in a broad range of industries, including retail, cosmetics, food and beverage, supplements, over-the-counter drugs, fashion, lending and technology.

Khirin helps clients resolve breach of contract, fraud, misrepresentation, negligence, unjust enrichment, breach of warranty, and lender liability claims. On the class action side, he defends against alleged violations of California's Unfair Competition Law, False Advertising Law, Consumers Legal Remedies Act and similar alleged violations of other states' laws, including New York General Business Law Sections 349 and 350, the Illinois Consumer Fraud and Deceptive Business Practices Act, and Florida's Deceptive and Unfair Trade Practices Act. He frequently counsels clients who receive pre-litigation demand letters alleging products and services are misleadingly advertised and has successfully defeated class action lawsuits at the pleadings, summary judgment, and class certification stages.

Khirin is involved with all phases of dispute resolution, from pre-litigation evaluation and assessment through trial and appeal in state and federal court and in arbitration.

Experience

Class Actions:

- Represented OTC drug manufacturer in a misleading packaging class action. Prevailed on motion to dismiss.
- Represented throat drop manufacturer in a class action accusing it of false advertising. Prevailed on motion for summary judgment and defeated class certification.
- Represented throat drop manufacturer in a class action accusing it of false advertising. Prevailed on motion for judgment on the pleadings.
- Represented throat drop manufacturer in a misleading packaging class action. Prevailed on motion to dismiss.
- Represented nationwide restaurant chain in a class action accusing it of false advertising.

- Represented supplement manufacturer in a class action accusing it of false labeling and advertising.
- Represented beverage retailer in a false advertising class action. Prevailed on motion to dismiss.
- Represented cosmetics manufacturer in a false advertising class action.
- Represented toy manufacturer in a class action accusing it of misleading packaging.
- Represented energy bar manufacturer in a class action accusing it of misleading packaging.

Other Representative Actions:

- Represented national solar lender in various consumer disputes. Prevailed on numerous motions to compel arbitration in state and federal courts.
- Represented construction development firm in former LLC member dispute. Prevailed in arbitration on affirmative claims and defeated all counterclaims resulting in attorneys' fees award of over \$775,000. Final arbitration award confirmed and upheld on appeal by the California Court of Appeal.
- Represented international news agency in third-party subpoena dispute involving demands for confidential agreements and communications. Prevailed in defending against motion to compel production.
- Represented luxury fashion house against second-hand reseller for willful trademark infringement, counterfeiting, false association, and false advertising.

Articles

- When Litigation Is On The Menu, Make Sure Your Online Disclosures Are Sufficient
11.13.2024
- 5 Trends That Will Affect Food Litigation In 2024
Law360, 01.02.2024
- Sow What Now? Part 2: CDFA Finalizes Animal Confinement Regulations Amid a Hamful of Legal Challenges
Food Manufacturing , 01.04.2023
- PFAS and food packaging: Regulatory changes create ripple effects for PFAs-related litigation
Food Navigator-USA.com, 11.14.2022
- What California's Farm Animal Confinement Law Means For Your Business
Food Manufacturing, 11.29.2021

Real Estate, Land Use & Environmental Law Blog Posts

- "PFAS and Food Packaging: Regulatory Changes Create Ripple Effects for PFAs-Related Litigation,"
November 16, 2022

Media Mentions

What California's Farm Animal Confinement Law Means For Your Business
Food Manufacturing, 11.29.2021

Events

Life After McGinity: Recent Developments in False Advertising Cases in the Ninth Circuit
Webinar, 12.14.2023

PFAS & Consumer Products: Navigating Evolving Liability & Litigation
Presented by Sheppard Mullin and Ramboll
Webinar, 06.23.2022

Practices

Litigation
Class Action Defense

Industries

Advertising
Construction
Food and Beverage
Retail, Fashion & Beauty

Education

J.D., University of Southern California, 2019, *Order of the Coif*
B.A., University of California, Riverside, 2015, *Phi Beta Kappa*

Clerkships

Judicial Extern for the United States District Court for the Central District of California.
Judicial Extern for the Superior Court of California, County of Santa Clara.

Admissions

California
United States District Court for the Central District of California
United States District Court for the Northern District of California
United States District Court for the Eastern District of California
United States Court of Appeals for the Ninth Circuit