

Dana Hobart

Los Angeles, California
Of Counsel

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Areas of Practice & Industry Specialties

Litigation; Multi-Level Marketing; Aviation Industry Law



Dana Hobart is Of Counsel in Buchalter's Los Angeles office, and is a member of the Firm's Litigation Practice Group. Mr. Hobart is a prominent trial lawyer and litigator with over 30 years of experience who specializes in complex commercial cases and debtor/creditor business relations. He also represents clients in governmental protests and appeals.

Mr. Hobart has successfully tried and litigated a wide variety of complex disputes with tens of millions of dollars at stake in federal and state courts and before arbitrators and arbitration panels across the country. He has also argued before federal and state appellate panels. Mr. Hobart is particularly experienced in the areas of commercial fraud, real estate, banking and finance, and securities. His clients include real estate developers, financial institutions, aviation companies, and high-net-worth individuals. Because of his unique trial skills, Mr. Hobart is often engaged in the weeks or months before trial, specifically to act as trial counsel.

Mr. Hobart is AV Preeminent rated by *Martindale Hubbell* and has been recognized as a Top Rated Business Litigation Attorney, Southern California, by *Super Lawyers* every year since 2006.

Publications

- "Higher Bar For Securities Plaintiffs," *Daily Journal*, April 6, 2015 (author)
- "FAA, Drone Operator Settle Suit Over Commercial Flyover," *Westlaw Journal-AVIATION*, February 11, 2015 (quoted)
- "FAA's Failure to Regulate U.S. Drone Boom Creates Climate of Confusion," *Washington Times*, January 6, 2015 (quoted)
- "Recreational Drones Are Facing More FAA Headwinds," *Daily Journal*, December 10, 2014 (author)
- "Global Aviation Seeks to Dump Leases on Half of Its Fleet," *Aviation Daily*, February 10, 2012 (quoted)

Representative Matters

- Represents real estate investment company in litigation regarding multi-million dollar acquisition of mobile home park in Orange County and related secured debt.
- Represented international air cargo company in prosecution and jury trial of an action in Oregon District Court against Asiana Airlines for breach of contract relating to the lease of a Boeing 747 cargo aircraft. Obtained a jury verdict in excess of \$16 million which was subsequently upheld by the Ninth Circuit Court of Appeals.*
- Represented Rabobank, a Dutch full-range financial services provider, in a multi-million dollar fraud action in New York state court against the Royal Bank of Canada seeking to rescind in excess of \$500 million in transactions arising from energy company Enron and special purpose entities sponsored by Enron

involving derivative instruments and structured financings. The matter was settled on confidential terms. Also represented Rabobank in a subsequent multi-million dollar professional negligence case against Rabobank's former attorneys relating to the Enron transactions.*

- Represented, as part of a team of lawyers, Sempra Generation in connection with a series of challenges brought by the California Department of Water Resources to the multibillion-dollar long-term energy contract between Sempra and the Department executed in the wake of the California energy crisis of 2000-2001.*
- Represented real estate investment company in litigation and jury trial of several multi-million dollar low income housing developments.*
- Represented commercial recycling company in connection with land use dispute with the City of Carson.
- Represented Hawaiian Airlines, Inc., Hawaii's largest and longest-serving airline and second largest provider of passenger air service between the U.S. mainland and Hawaii, in obtaining an \$80 million dollar trial judgment in Hawaii bankruptcy court, plus an award of attorneys' fees, against Mesa Air Group, arising from Mesa's breach of a confidentiality agreement.*
- Represented high-net-worth individual in litigation and arbitration dispute over stock warrants issued by publicly traded financial services company.*
- Represented Hawaiian Airlines, Inc. in litigation and labor disputes relating to Hawaiian's Chapter 11 bankruptcy proceedings in Hawaii bankruptcy court.*
- Represented certain bondholders of Adelphia Communications Corporation in litigation and trial regarding complex disputed inter-debtor claims and causes of action in connection with Adelphia's Chapter 11 proceedings in New York bankruptcy court.*
- Represented airline in prosecution and jury trial of an action in the District Court for the Northern District of California against an affiliate of GATX Corporation for fraud in connection with aftermarket modifications of Boeing 747 aircraft from passenger to cargo configuration. Obtained a multi-million dollar settlement following jury verdict of fraud.*
- Represented airline in prosecution of multi-million dollar action against a private equity fund in connection with the fund's interference with airline's contract for the acquisition of Boeing 747-400 cargo aircraft.*
- Represented private equity-backed company in connection with multi-million dollar litigation in North Carolina against Banc of America Securities for claims of breach of contract, fraud, negligent misrepresentation, and unfair and deceptive trade practices related to debt financing.*
- Represented leading aviation maintenance, repair and overhaul facility in defense of multiple actions in Arizona state court in connection with heavy maintenance on Boeing 747 aircraft.*
- Represented California State Senator Anthony J. Portantino in prosecution of Legislative Open Records Act litigation and related matters pertaining to California Legislature leadership's attempts to improperly silence dissent.*
- Represented cargo airline in prosecution of claims in the District Court for the Western District of Washington at Seattle against The Boeing Company for breach of contract and the implied covenant of good faith in connection with airlines' operation of the Large Cargo Freighter used to transport components of the Boeing 787 Dreamliner aircraft.*
- * Represents experience from a previous law firm.

Publications

- Why Amazon Is Taking To The Skies, *Law360*, July 21, 2017

Education

Mr. Hobart earned his J.D. at USC Gould School of Law and his B.A. in Political Science from the University of Southern California. While in law school, he was a finalist in the Hale Moot Court Honors Program and later a Topic Editor for the program.

Bar Admissions

- California