



KERRY L. DUFFY

PARTNER

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Kerry L. Duffy is a Partner at Bartko Pavia LLP in the litigation practice group. Kerry has extensive experience in complex commercial litigation cases, data privacy and privacy compliance, healthcare, antitrust, Proposition 65, trusts and estates, and bankruptcy matters. She advises clients across a wide range of industries, with a particular focus on e-discovery counseling and information governance, and offers innovative and cost-effective strategies for handling discovery. Kerry has litigated business disputes in both state and federal courts, including defending multiple healthcare systems in class action privacy litigation, and also has experience representing clients in mediation.

Prior to joining the firm, Kerry practiced in Oakland, California, specializing in bankruptcy litigation. During law school, she was a judicial extern to the Honorable Randall J. Newsome (Ret.), Chief Judge in the United States Bankruptcy Court, Northern District of California. Kerry was also an extern in the Office of the United States Trustee of the U.S. Department of Justice, San Francisco Division.

CREDENTIALS

EDUCATION

- University of California College of the Law, San Francisco (formerly UC Hastings), J.D.
- Miami University, B.A., cum laude

BAR ADMISSIONS

- State Bar of California

COURT ADMISSIONS

- United States District Court for the Northern District of California
- United States District Court for the Eastern District of California
- United States District Court for the Southern District of California
- United States District Court for the Central District of California

EXPERIENCE

- Kerry helped obtain a defense verdict in a civil antitrust monopolization trial where the plaintiffs asked the jury for \$34 million.
- Kerry successfully resolved an FDIC investigation addressing breach of fiduciary duty claims brought against directors and officers of a failed bank.
- Kerry represented a major healthcare organization provider in a vendor breach of contract case.
- Kerry was also a member of the firm's trial team in a trademark case over the use of a business name in which the firm twice defeated Wells Fargo's motions for a preliminary injunction. *Wells Fargo v. ABD*, 2014 WL 4312021.

INSIGHTS

PRESS RELEASE | 18, JANUARY 2024

AMERICAN HEART ASSOCIATION RETAINED BARTKOZANKEL TO REPRESENT IT FOR CHARITY FAMILY TRUST

American Heart Association retained BartkoZankel to represent it in connection with a Trust which provided gifts to family members and three charities. The family members claimed they should be entitled to the entire Trust, valued at \$13.5 million. In December 2011, Ben Riley and Kerry Duffy...

PRESS RELEASE | 09, NOVEMBER 2022

BARTKO SECURES MAJOR VICTORY IN KALAMAS V. JOHN MUIR HEALTH

Luzann Fernandez, Patrick Ryan, Chad DeVeaux, Kerry Duffy, and Lisa Ferguson secured a major victory in *Kalamas v. John Muir Health*. The Bartko team filed an anti-SLAPP motion seeking to strike substantial portions of the plaintiff-doctor's 800-plus-page Complaint against our clients...

COVID-19 LAWS AND REGULATIONS UPDATE FOR 2021

In a surprising turn of events this week, Congress did not extend the Families First Coronavirus Response Act ("FFCRA") past December 31, 2020. This means that employers will not be required to provide FFCRA leave in 2021. Rather, employers have the option of voluntarily providing FFCR...

PRESS RELEASE | 02, SEPTEMBER 2014

MOTION FOR PRELIMINARY INJUNCTION AGAINST ABD INSURANCE AND FINANCIAL SERVICES DENIED AGAIN

On August 28, 2014, United States District Court Judge Phyllis Hamilton again denied the motion for preliminary injunction filed by Wells Fargo against BartkoZankel client ABD Insurance and Financial Services (the "ABD Team"). Wells Fargo alleges that the ABD Team is infringing the AB...

PRESS RELEASE | 12, MARCH 2013

COURT DENIES WELLS FARGO'S MOTION FOR PRELIMINARY INJUNCTION IN TRADEMARK CASE

On March 8, 2013, United States District Court Judge Phyllis Hamilton entered an Order Denying the Motion for Preliminary Injunction filed by Wells Fargo Bank against BartkoZankel client, The ABD Team. The case concerns Wells Fargo's claim that the ABD Team is infringing the ABD...

PUBLICATIONS

- Publications Author, "California Responses to Supercenter Development: A Survey of Ordinances, Cases and Elections," Public Law Research Institute Reports, Spring 2004

AREAS OF FOCUS

PRACTICES

Litigation