



Kevin E. Gaut

Partner, through his Professional Corporation

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legal expertise

Litigation, focusing on complex commercial disputes with an emphasis in wage and hour class actions, antitrust, securities, legal malpractice, business torts, unfair competition, misuse of name and likeness, and real property law. Extensive jury and court trial experience in federal and state courts as well as in alternative dispute resolution proceedings, particularly arbitrations.

representative matters

- Antitrust advice and counseling to major apparel company, music industry companies, and other clients.
- Successfully represented major generic drug manufacturer in action against large international pharmaceutical company on antitrust, unfair competition and other claims. Case successfully settled after summary judgment obtained for client.
- Prosecution of antitrust claims asserting cutting-edge issues in the establishment of internet Top Level Domain names.
- Defended the world's largest bottling company in five separate wage and hour class actions.
- Defended two major motion picture studios in a class action alleging that the studios discriminate against older writers.
- Successful defense of one of California's top forty law firms in several multi-million dollar legal malpractice claims, including those involving tax shelters, real estate partnerships, and conflict of interest issues.
- Successful defense of shareholders in a claim for fraud in the sale of a savings and loan association.
- Successful defense of directors of savings and loans being sued by federal regulatory agencies for alleged multi-million dollar defalcations.

practice areas

labor & employment

employment litigation & counseling

labor litigation & counseling

litigation

class action defense

commercial litigation

admissions

California, 1985

U.S. District Court

Central District of California,
1985

Eastern District of California,
1985

U.S. Court of Appeals

Ninth Circuit, 1985

education

Harvard Law School, J.D.,
1984; *magna cum laude*

Sears Prize Recipient; Finalist,
Ames Moot Court
Competition

Harvard University, B.A., 1980

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Kevin E. Gaut

- Obtained a preliminary injunction, and obtained determinations of liability of contempt, in a labor dispute involving a publicly traded apparel manufacturer.
- Prosecution of claims for piracy of sound recordings in violation of copyright and trademark laws.
- Representation of a major motion picture celebrity in a successful action for unauthorized use of the celebrity's name and likeness for commercial purposes.
- Representation of a Canadian cable television company suing to prevent unauthorized reception in Canada of the satellite footprint of broadcasts by U.S. cable television companies.
- Successful defense of two real property limited partnerships in a three-week arbitration of a several million dollar dispute.
- Obtained a \$1.7 million verdict for plaintiff in a two-week federal jury trial for fraud and breach of contract.

honors & awards

- "Top 5% of lawyers in Southern California," Southern California *Super Lawyers* (2004-2006, 2009-2012, 2018)
- AV® Preeminent™ Rating, Martindale-Hubbell

professional, business and civic affiliations

- MSK Governing Board (2002-Present)
- Los Angeles County Bar Association

headlines

MSK Highlighted in *Law360* for Win in *Lingley et al. v. Seeking Alpha Inc.*
Law360, August 15, 2024

MSK Scores Win for Client Gordon Ramsay
Page Six, May 16, 2022

MSK Client PBS Scores \$1.5M Jury Win in Tavis Smiley #MeToo Case
March 4, 2020

MSK Welcomes Partner Jeremy Mittman
September 20, 2018



Kevin E. Gaut

Frequently Asked Questions: MSK and Richardson Patel Merger
July 1, 2015

media mentions

Kevin Gaut Mentioned in *Boxing Scene* Discussing Legal Battle Between Golovkin and His Former Managers
Boxing Scene, August 9, 2020

Kevin Gaut Quoted in *Law360*
December 16, 2016

MSK's Merger Featured on *Equities.com*
August 2015

Kevin Gaut Named a *BTI Client Service All-Star* for 2015
February 2015

25 Named to 2012 Southern California *Super Lawyers* List
January 23, 2012

24 Named to 2011 Southern California *Super Lawyers* List
January 25, 2011

28 Named to 2010 Southern California *Super Lawyers* List
January 26, 2010

29 Chosen to 2009 Southern California *Super Lawyers* List
January 30, 2009

client alerts

Supreme Court Decisions Offer Some Positive News for Employers
MSK Client Alert, May 21, 2013