

# Wendi J. Frisch

## Member

**Wendi J. Frisch** focuses on the defense of products liability cases in state and federal court, with an emphasis on the defense of pharmaceutical and medical device manufacturers and distributors. Wendi has also defended manufacturers, component part and bulk material suppliers in cases involving commercial products and gym equipment, and in cases involving toxic torts, asbestos and chemical exposure. She is experienced with mass torts, including multi-district litigation (MDL) and coordinated litigation.

Wendi is a Certified Information Privacy Professional (CIPP/US). In the Cyber Privacy & Data Security practice area, Wendi provides advice to clients on developing strategies for regulatory and discovery compliance, including negotiating with governmental agencies regarding responses to FDA audit reports and Freedom of Information Act ("FOIA") requests. She also advises clients in matters involving complex records preservation and collection issues, litigation holds, e-discovery (ESI), and records management and privacy practices.

In the practice area of Insurance, Wendi litigates complex insurance coverage disputes on behalf of insurance company clients, and provides advice to insurance companies with respect to their obligations. She has successfully defended insurance companies in coverage and bad faith litigation, and has represented insurers in prosecuting or defending claims for contribution, indemnity and subrogation, including claims involving lost policies. Wendi has authored numerous opinion, reservation of rights and denial letters for first and third party claims. Wendi also has investigated and provided guidance on the handling of suspicious claims under first party property insurance policies.

### Publications/Presentations

- Published opinion, *Funke v. Sorin Group USA, Inc.*, 147 F. Supp. 3d 1017 (C.D. Cal. 2015)
- Co-author, *California Property Insurance: Law and Litigation Treatise* (published by Continuing Education of the Bar, updated in 2015)
  - Chapter 6: "Special Risk Property Insurance"
- Consultant, *Neighbor Disputes: Law and Litigation Treatise* (published by Continuing Education of the Bar, updated in 2015)
  - Chapter 3: "Earth Movement: Landslide, Subsidence, and Drainage"
  - Chapter 4: "Tree-Related Disputes"
  - Chapter 6: "Domestic Animals"
  - Chapter 10: "Criminal Activities"
  - Chapter 11: "Toxic Torts"
  - Chapter 12: "Neighborhood and Home Businesses"
  - Chapter 17: "Remedies Commonly Available in Neighbor Disputes"
  - Chapter 18: "Defenses and Cross-Complaints"
- "Attorney General Kamala Harris Issues California Data Breach Report," [www.privacydatasecurity.com](http://www.privacydatasecurity.com), November 25, 2014
- *Manufacturer May be Held Liable for Another's Product When Intended, Combined Use Causes Harm* (June 13, 2012)
- *MPP Obtains Dismissal in Clinical Trial Case* (February 9, 2012)
- Published Opinion, *Gutierrez v. Advanced Medical Optics, Inc.*, 640 F.3d 1025 (9th Cir. 2011)
- *Supreme Court Rules that State Failure to Warn Claims Against Generic Drug Manufacturers are Preempted* (June 27, 2011)
- *Recovering Medical Costs: Who Gets the Benefit of Write-Offs by Medical Providers*, published in Volume 18, Issue 2, of the American Bar Association's Products Liability Newsletter
- Contributor, Morris Polich & Purdy's California and Nevada Insurance Coverage Update, 2013, Vol. 1
- Contributor, Morris Polich & Purdy's California and Nevada Insurance Coverage Update, 2012, Vols. 1, 2
- Contributor, Morris Polich & Purdy's California and Nevada Insurance Coverage Update, 2011, Vols. 1, 2, 3
- Contributor, Morris Polich & Purdy's California and Nevada Insurance Coverage Update, 2010, Vols. 1, 2, 3, 4
- Contributor, Morris Polich & Purdy's California and Nevada Insurance Coverage Update, 2009, Vols. 1, 2, 3
- Contributor, Morris Polich & Purdy's California and Nevada Insurance Coverage Update, 2008, Vol. 4



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### Education

J.D., University of Southern California, Gould School of Law, Los Angeles, California, 2000  
B.A., cum laude, San Francisco State University, San Francisco, California, 1984

### State Bar Licenses

California

### Court Admissions

U.S. Court of Appeals, 9th Circuit  
U.S. District Ct., C.D. of California  
U.S. District Ct., E.D. of California  
U.S. District Ct., N.D. of California  
U.S. District Ct., S.D. of California

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## Practices, Industries & Services

Litigation  
Pharmaceutical

## Areas of Emphasis

Product Liability

## Memberships

- Defense Research Institute
- International Association of Privacy Professionals (IAPP)

## Honors

- Certified Information Privacy Professional/U.S. (CIPP/US)
- USC Interdisciplinary Law Journal, member (1998-1999)