

## Sherry S. Bragg

Shareholder

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### Education

J.D., University of California, Los Angeles, School of Law, 1987

B.A., *cum laude*, University of California, Los Angeles, 1984

### Bar Admissions

California

### Court Admissions

All State and Federal District Courts in California

### Affiliations & Awards

Orange County Bar Association

Masters Division, Orange County Bar Association - Member of the Board of Directors

Orange County Women Lawyers Association

Orange County Hispanic Bar Association

Orange County Asian Pacific American Bar Association

Thurgood Marshall Bar Association

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### PRACTICE AREAS

Litigation | Labor and Employment

Sherry S. Bragg is a shareholder in the firm's Litigation Practice and Employment Law Groups, a former Administrative Managing Partner, and a former member of the firm's Board of Directors. As an AV-rated attorney, Sherry has represented both plaintiffs and defendants in a wide variety of business disputes and tort cases for over 30 years. Sherry has tried, co-tried and arbitrated a significant number of high-value cases to conclusion, and has successfully orchestrated the settlement of many others. In her many years of practice, Sherry has represented plaintiffs and defendants in both state and federal court, and in administrative actions. She has successfully prosecuted and settled multi-million dollar breach of contract, breach of fiduciary duty, and fraud claims, and she has defended and won complex business-related cases involving contract, partnership, and employment disputes. Sherry also has extensive experience on issues involving contractual and statutory attorneys' fees, having prepared and prevailed on many attorneys' fee motions involving recoveries ranging from several hundred thousand dollars to several million dollars. Sherry's litigation practice also includes an active appellate practice. She has briefed and won appeals involving issues relating to attorneys' fees, indemnity obligations, contractual agreements, and arbitration-related matters.

Sherry comes to us from Waldron & Bragg, where she managed both her litigation practice and the law firm. Prior to joining Waldron & Bragg, Sherry worked as an associate with the Santa Monica law firms of Haight, Dickson, Brown & Bonesteel and Dickson, Carlson & Campillo, where she represented a number of large pharmaceutical companies, including Merrell Dow Pharmaceutical Company and the Upjohn Company, in products liability lawsuits throughout the western region of the United States. Sherry's current practice focuses on a variety of business disputes, including issues involving real property, partnerships and corporations, fiduciary obligations, trade secrets, employment and labor, professional negligence, bad faith insurance practices, banking practices, and various other contractual disputes. Her clients include companies, business owners, home owner associations, and individuals.

In addition to an active law practice, Sherry is dedicated to the education and training of law students and young attorneys in the local community. She serves as a mentor to law students at the University of California,

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### Affiliations & Awards (cont.)

Association of Business Trial Lawyers, Orange County Chapter - Past Board Member

Orange County Mandatory Fee Arbitration Panel - Arbitrator

Human Options - Past Board Member

Peter M. Elliot Inn of Court - Treasurer

Orange County Bar Foundation - Fellow

2018 Southern California *SuperLawyers* ®

The Best Lawyers in America ®, 2019, Newport Beach, Litigation – Real Estate and Labor and Employment

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Irvine School of Law and at Chapman University Fowler School of Law, and to young lawyers throughout the Orange County Bar Association's Mentorship Program.

Sherry is also involved in various legal and community organizations. She currently serves as a Board Member of the Masters Division of the Orange County Bar Association. She also served as a Board Member of Human Options, a local charitable organization that works to break the cycle of domestic violence by providing safe haven and life changing programs to help abused women, their children and families rebuild their lives. She also serves as Court Appointed Special Advocate (CASA) for children who are under the jurisdiction of the Dependency Court. She is a Member and former Board Member of the Association of Business Trial Lawyers. She is a Member of the State Bar of California, the Orange County Bar Association, and the Orange County Asian Pacific American Bar Association, the Orange County Hispanic Bar Association, the Thurgood Marshall Bar Association, the Orange County Women Lawyers Association, and is a Fellow with the Orange County Bar Foundation. Sherry is also the President of the Peter M. Elliott American Inn of Court. She also serves as a fee arbitrator with the Orange County Mandatory Fee Arbitration Panel.

Sherry has authored and co-authored various articles, including: "The Case for More Vacations;" "Using Demonstratives Effectively To Communicate Your Complex Business Case to a Jury;" "Opposing Fee Motions - Finding the Reason' in Reasonable;" "When is a Prevailing Party Broker Entitled to Recover Attorneys' Fees?," "Medical Devices: The Duty to Warn and the Adequacy of the Warning;" "Joint Defendants Beware: Protecting Your Privilege in Shared Information;" "Attorney-Client and Work-Product Privilege in a Joint Defense Context;" "Toxic and Hazardous Substances and Environmental Law: Annual Survey."

Sherry was born on the garden isle of Lihue, Hawaii. She received her B.A. (cum laude) in Psychology with a minor in Organizational Studies from the University of California, Los Angeles and her Juris Doctorate from the University of California, Los Angeles School of Law.

In her spare time, Sherry enjoys cooking, hiking, traveling, and spending time with her husband and three children.

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### Representative Cases:

Sherry has successfully represented companies, business owners, home owner associations, and individuals in a variety of business-related lawsuits and appeals. Below are a few of her representative cases:

- Obtained judgement in excess of \$30 million for real estate developer client in a case involving a partnership dispute between real estate developers.
- Successfully reversed a \$64 million judgement obtained against client in a real estate related breach of fiduciary duty case.
- Obtained a \$33 million judgment following a three week jury trial in a breach of contract case involving a dispute between two real estate development business partners.
- Achieved reversal on appeal of a \$63 million judgment against a real estate developer client in a breach of fiduciary duty case.
- Obtained a judgment for client in excess of \$1.6 million in a lawsuit against major telecommunications company involving indemnity claim arising out of a contractual indemnity agreement and Labor Code 2802, and successfully defeated the appeal seeking to overturn the judgement.
- Obtained a defense verdict and judgment for client on successful cross-claim at trial involving claims for, among other things, breach of contract, including Marvin claim, fraud, deceit, and conversion in excess of \$5 million.
- Secured a favorable settlement for car dealer client after commencement of trial in a case brought by lender involving claims of slander of title, conversion, and claim and delivery arising out of the purchase and sale of over 20 Lamborghini vehicles.
- Negotiated a favorable and creative resolution for homeowner association client after commencement of trial in a case where the landlord sought to evict the senior citizen residents in order to subdivide and redevelop the property by economically forcing them out of their homes pursuant to a contractual appraisal process.
- Obtained a seven-figure settlement for client prior to trial in a business dispute between an owner of a company and various investors involving allegations of breach of contract, fraud, wrongful foreclosure, and slander.
- Negotiated a multi-million dollar settlement prior to litigation in a Ponzi scheme case pursued on behalf of investors of a defunct investment company against various law firms who were alleged to have aided and abetted the actions of the investment company.

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