Zack Faigen

Skadden

Partner, Los Angeles

Litigation; Securities Litigation; Blockchain and Digital Assets; Aerospace, Defense and Security Technologies; Artificial Intelligence



T: 213.687.5273
zack.faigen@skadden.com

Education
J.D., UCLA School Of Law, 2013
(Order of the Coif)

B.A., Princeton University, 2005

Bar Admissions
California

Associations
Board of Directors, Bet Tzedek

Board of Directors, Inner City Law Center

Co-Chair (President), Board of Trustees, The Willows Community School (2019-present)

Zack Faigen practices complex civil litigation in state and federal court, representing clients in a wide range of cases, including securities and other class action litigation, shareholder derivative actions, antitrust lawsuits, trade secret cases, contract disputes and fraud claims. Mr. Faigen represents clients in a wide range of industries, including digital assets and blockchain, aviation, aerospace and defense tech, energy and utilities, consumer products, semiconductors, health care, financial services, mobile and software applications, accounting and professional services, pharmaceuticals and emerging technologies.

Mr. Faigen has represented clients in numerous matters, including:

- Paradigm Operations LP in multiple securities class actions centered around digital assets and blockchain protocols
- Airlines for America in a challenge to a City of San Francisco ordinance on constitutional and federal preemption grounds
- Rocket Lab USA, Inc. in a federal securities class action and follow-on derivative action after a stock drop following a short-seller report
- FirstEnergy Corp. in a putative shareholder class action alleging fraud and breach of contract
- Hawaiian Electric Industries, Inc. and certain of its current and former officers and directors in multiple shareholder derivative actions arising from the Lahaina wildfires in Maui
- a former executive of Beyond Meat, Inc. in a putative securities class action and related shareholder derivative action alleging false and misleading statements over a multiyear period
- Tower Semiconductor Ltd. in a patent and trade secret dispute in connection with semiconductor patents
- Keurig Dr. Pepper and American Bottling Co. in an alleged breach of contract action
- RTI Infrastructure, RTI Solutions and several of its executives in multijurisdictional litigation involving a variety of tort and contract claims
- a social media company in a case regarding audience targeting and machine-generated algorithms
- Centene Corporation in a:
  - putative class action arising out of an alleged data breach
  - federal securities class action and follow-on derivative action arising out of a corporate merger
- Credit Acceptance Corp. in an antitrust suit stemming from a patent dispute associated with computer programming and AI-related issues
- The Conrad N. Hilton Foundation in a probate action seeking to invalidate a $3 billion bequest to the charity
- PCF Insurance Services of the West, LLC in a fraud and breach of contract action arising out of an asset purchase agreement

- Cheetah Mobile Inc., a China-based mobile and computer applications developer, in multiple federal securities actions arising out of alleged misstatements related to a business dispute involving Google mobile ads
- Jumei International Holding Ltd. in a putative federal securities class action arising out of a take-private transaction
- Armstrong Flooring in a putative federal securities class action
- several "Big Four" accounting firms in multiple actions involving claims arising out of alleged tax shelter activities
- Questcor Pharmaceuticals, Inc. (now Mallinckrodt Pharmaceuticals) in a federal securities class action

Mr. Faigen is committed to *pro bono* work, having represented clients in matters ranging from immigration defense to tenant eviction cases to First Amendment challenges.

In recognition of his work, the *Los Angeles Business Journal* honored Mr. Faigen as a Top Litigator and Trial Lawyer in Los Angeles in 2025. Additionally, he was named to *Lawdragon*'s 500 X — The Next Generation list and 500 Leading Litigators in America list, and has been repeatedly recognized as one of *Best Lawyers*' Ones To Watch in America.

Publications

"9th Circ. Leaves Scope of CIPA Applicability Unclear," *Law360*, August 15, 2025

"9th Circuit Holds That Law Firm's Conquesting of Competitor's Trademark Does Not Violate Lanham Act," *Reuters*, January 23, 2025

"Judge Denies Plaintiffs' Effort to Intervene in New York Copyright Actions Against OpenAI," *Reuters*, April 17, 2024

"DOJ Maintains Antitrust Focus With Latest Probe Into Live Nation, Ticketmaster," *Daily Journal*, December 7, 2023

"9th Circuit Calls Into Question Viability of Future Nationwide Class of Indirect Purchasers," *Daily Journal*, November 17, 2021

"Skadden Discusses California Decision Upholding Uber's Federal Forum Charter Provision," *The CLS Blue Sky Blog*, December 4, 2020

"Within Three Months, a Second California State Court Enforces a Federal Forum Charter Provision for Securities Act Claim," *Skadden Publication*, November 25, 2020

"Ninth Circuit Holds That Allegations in Whistleblower Complaint May Be Corrective Disclosure, but Short-Seller Posts Are Not," *Skadden Publication*, October 13, 2020

"11th Circ. Ruling Threatens Class Rep Incentive Awards," *Law360*, October 8, 2020

"The Line Between Anti-Competitive Behavior and Hypercompetitive Behavior," *Daily Journal*, August 21, 2020

Ninth Circuit Holds That Courts Should Scrutinize Economic Plausibility of Securities Fraud Complaints in Evaluating Scienter," *Skadden Publication*, June 16, 2020

"Protecting the 'Choice' in Your Choice-of-Law Clause," *Corporate Disputes Magazine*, April-June 2020