

PUBLICATION UPDATE

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# California Deskbook on Complex Civil Litigation Management

Publication 1211      Release 23      December 2023

## HIGHLIGHTS

- **Unfair Competition Law**
- Coverage of the UCL has been updated. See Ch. 5.
- New cases have been added to Ch. 5.

This release of the CALIFORNIA DESKBOOK ON COMPLEX CIVIL LITIGATION MANAGEMENT includes revised material in these areas:

- **Coronavirus Pandemic.** Updated discussion of temporary measures during COVID-19 pandemic has been added (*see* § 1.03[2]).
- **Antitrust Litigation.** Summary judgment was properly granted where a plaintiff lacked standing under state antitrust law because

the claimed injury flowed from an attempt to profit from the anticompetitive effects of a proposed merger, and not from conduct the Cartwright Act seeks to protect. Lack of standing prevented him from demonstrating a triable issue as to the derivative business tort claims, which require proof of an independently wrongful act [*Ahn v. Stewart Title Guaranty Co.* (2023) 93 Cal. App. 5th 168, 173, 178–184] (*see* § 5.03).

- **Unfair Competition Law.** A violation of the Rosenthal Debt Collection Practices Act can serve as a predicate for stating a cause of action under the UCL’s unlawful

prong [*Minser v. Collect Access, LLC* (2023) 92 Cal. App. 5th 781, 795, 309 Cal. Rptr. 3d 727] (*see* § 5.05).

- **Finding Aids.** The Table of Cases, Table of Statutes, and Index have been fully updated in this release.

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