



JOHN E. BOWERBANK

Partner

ORANGE COUNTY
695 Town Center Drive, Suite 700
Costa Mesa, CA 92626-1993

Direct: (714) 382-7005
Main: (714) 382-7000
Fax: (714) 784-0031
jbowerbank@garciarainey.com

ADMISSIONS

- » All courts of the State of California
- » U.S. District Court, Central District of California

Mr. Bowerbank holds more than 17 years of experience focusing his practice in the areas of business, real estate, insurance, and construction litigation. Mr. Bowerbank has a proven track record of success in the litigation of complex disputes concerning commercial transactions, real estate matters, lender and broker liability, supply-chain disputes, collections, mechanic's liens, breaches of fiduciary duty, payment disputes concerning construction projects, insurance coverage, unfair competition, business interference, trade secrets, foreclosures, and partnership disputes.

Prior to joining Garcia, Rainey, Blank & Bowerbank, LLP, Mr. Bowerbank was a partner at the highly rated law firm of Newmeyer & Dillion, LLP, where he worked from 2006-2015. Before that, Mr. Bowerbank worked as an attorney at Sheppard, Mullin, Richter & Hampton, LLP, one of the top law firms in the country.

Mr. Bowerbank is known for his vigorous litigation strategies, passionate advocacy, and creative problem-solving approach, while maintaining the highest level of ethical standards. Mr. Bowerbank has prevailed at trials as lead counsel in jury trials and has successfully tried bench trials.

Mr. Bowerbank served as the Chairman of the Orange County Bar Association – Real Estate Section in 2017. He was also an active member of the American Business Trial Lawyers Association for several years. He previously served as an Assistant Deputy District Attorney with the Orange County District Attorney's Office in the Trial Attorney Partnership Program where he tried and prevailed in jury trials.

Mr. Bowerbank has been published in Orange County Lawyer, Orange County Business Journal, California Real Estate Journal, and Builder and Developer Magazine. From 2016 to 2018, he was named as a distinguished Super Lawyer on the Southern California's Super Lawyers list by *Super Lawyers* magazine. He has also been selected to the Southern California Rising Stars list by *Super Lawyers* magazine from 2009-2014. Mr. Bowerbank has the highest possible AVVO.com rating.

EDUCATION

- » University of Southern California, J.D., 2000
- » University of California at Santa Barbara, B.A., 1996, *with honors*

PROFESSIONAL HIGHLIGHTS

Mr. Bowerbank has prevailed as lead trial counsel in jury trials and bench trials. Select examples include:

- » a judgment valued in excess of \$7,000,000 on behalf of a client involved in a real estate development project

- » a complete defense judgment for a publicly traded company in Orange County sued by a European company in a breach of contract and fraud case alleging failure to pay royalties under a license agreement
- » pre-judgment remedies for clients, including writs of attachment involving secured/unsecured collections, and motions for preliminary injunction involving trademarks, unfair competition and trade secrets
- » dismissals of lawsuits against his clients through aggressive dispositive motions at early stages in litigation, such as prevailing on a motion to dismiss a \$6,900,000 breach of contract claim brought by a general contractor against a developer client.
- » an order striking an entire cross-complaint arising from an Anti-SLAAP motion that Mr. Bowerbank filed for his client after the Court of Appeal granted his appeal.
- » settlements on behalf of plaintiff clients for several million dollars.

COMMUNITY

Mr. Bowerbank formerly served as the Chair of the Orange County Bar Association – Real Estate Section. Prior to that, Mr. Bowerbank volunteered on the Executive Committee for the Orange County Bar Association – Real Estate Section. He also was recognized for volunteering as an Assistant Deputy District Attorney with the Orange County District Attorney’s Office in the Trial Attorney Partnership Program.

Mr. Bowerbank played on the NCAA - Division I, Men’s Tennis Team at the University of California at Santa Barbara, and he actively supports the team by hosting fundraising events.

PUBLICATIONS

- » Do’s and Don’ts about a Nonparty’s Response to Federal and State Court Deposition Subpoenas Involving Civil Litigation, Orange County Lawyer, June 2006
- » Tips to Compelling Arbitration in Construction Defect Claims, Builder and Developer, September 2007
- » Protecting Against Mechanic’s Lien Filings and Foreclosures, California Real Estate Journal, May 2008.
- » The Bonded Stop Notice Claim – A California Contractor’s Best Potential Remedy to Be Paid During This Economy, Residential Contractor Magazine’s 2012 Sourcebook.
- » Managing Change Orders, Construction –Today.com, October 2014.

SPEECHES

- » Changes to California Mechanic’s lien law, 2011, MCLE Credit Certified. Hosted by Newmeyer & Dillion, LLP.