



Partner

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PRACTICE GROUPS

Litigation
Real Estate & Business Law

EDUCATION

J.D., with Honors, Santa Clara
University School of Law, 1991
B.A., University of California,
Davis, 1988

ADMISSIONS

State Bar of California, 1991
United States District Court for
the Central District of California
United States District Court for
the Eastern District of California
United States District Court for
the Northern District of
California
United States District Court for
the Southern District of
California

Douglas W. Dal Cielo

Douglas W. Dal Cielo specializes in general business litigation and family law. Areas of expertise include real estate, business torts, employment litigation, and elder abuse. He possesses significant trial experience, including eight jury trials and over 12 court trials. His last two jury trials resulted in verdicts for his clients in excess of \$12 million and \$2 million on behalf of plaintiffs. He has taken over 300 depositions, and served as a court appointed arbitrator and mediator. Recent accomplishments include the settlement of a \$3.2 million wrongful termination and fraud claim on behalf of the plaintiffs, a \$1.6 million mechanic's lien foreclosure action on behalf of the claimant contractor, and a \$12 million jury verdict on behalf of a plaintiff in an elder abuse claim in Santa Clara County.

Expert Representation Matters

Epstein v. {National Law Firm} (Served as Expert for Professional Negligence Lawsuit), Santa Clara County Superior Court Case No. CIV -11-CV-208582. Result: award in favor of claimant client of \$2.5 million; thereafter confidential settlement..

Morf v. Phillips, Downs & Simontacchi LLP (Served as Expert for Negligence, Breach of Fiduciary Duty, Breach of Contract, Promissory Estoppel, Fraud, Negligent Misrepresentation, and Unjust Enrichment), Marin County Superior Court Case No. CIV 1303506. Result: jury verdict in favor of claimant client in the amount of \$300,000 with fees and costs.

Ferrari v. Pahl & McCay (Served as Expert for Legal Malpractice and Breach of Fiduciary Duty), Santa Clara County Superior Court Case No. CIV 1-11-CV-203930, JAMS Case No. 1100076695. Result: confidential settlement.

Representation Matters

Jane Doe v. John Doe (Real Estate and Elder Abuse Litigation). Prosecuted elder abuse and fraud claim on behalf of plaintiff Jane Doe in Santa Clara County before Judge William J. Elfving. Jury awarded over \$12 million in compensatory and punitive damages following a three-week trial.

Angel v. Sutter Health, Sacramento County Case No. 34-2009-00055279, (Wrongful Termination Litigation). Represented plaintiff Marie Angel in a wrongful termination FEHA claim against Sutter Health before Judge Trena H. Burger-Plavan. Following a three-week jury trial, Angel was awarded \$1,551,435 in damages and \$431,255 in attorney's fees and costs.

Orlando v. Eldridge, Santa Cruz County Case No. CV-1642 (Real Estate Litigation). Court granted permanent injunction requiring neighbor to tear down home remodel built in violation of subdivision's CC&Rs. Seven-day court trial in Santa Cruz County.

In Re: Kindelberger, Alameda County Case No. AF-15757345 (Marital Dissolution). Represented petitioner Daniel Kindelberger in marital dissolution before Judge Theodore C. Zayner.

In Re: Diskin, Santa Clara County Case No. 6-12-FL-008980 (Marital Dissolution). Represented respondent Rocio Diskin in marital dissolution before Judge Theodore C. Zayner.

In Re: Jackson, Santa Clara County Case No. 1-11-FL-157366 (Marital Dissolution). Represented respondent Thomas Jackson in marital dissolution before Judge Julie A. Emede.

Rahimi v. Business Team, San Francisco County Case No. CGC-08-478527 (Business Litigation). Defended Business Team in a three-week jury trial in San Francisco County before the Honorable Ernest H. Goldsmith. Obtained a defense verdict on behalf of the seller's agent.

Segal v. Business Team, JAMS Reference No. 1100048946 (Business Litigation). Defended the business broker in a fraud and breach of fiduciary duty case. The matter involved a binding arbitration in front of Judge Eugene Lynch (Ret.) in San Francisco. The award was in favor of Business Team, including the award of approximately \$275,000.00 in attorneys' fees.

Alvand Construction v. Republic Properties, JAMS Reference No. 111001947 (Mechanic's Liens). Prosecuted the mechanic's liens foreclosure action on behalf of contractor Ray Nezhad. The case involved a binding arbitration in front of Judge Joseph Biafore (Ret.) at JAMS in San Jose. The claimant was awarded \$1.6 million in damages, including over \$300,000.00 in lost profits and attorneys' fees.

In Re: Koo Family, Santa Clara County Case No. 1-05-PR-157365 (Probate Litigation). Represented several siblings in a claim prosecuted by the oldest son concerning attempts to recapture "gift" money. The case was tried for approximately three weeks in front of Judge Thomas Edwards in Santa Clara County. The decision resulted in favor of the three younger siblings.

Path Productions v. Pacific Marketing Works, Los Angeles County Case No. BC 352762 (Business Fraud and Wrongful Termination). Prosecuted this claim on behalf of partners Michael and Nicole Colovos in Los Angeles County. Claimants were designers of expensive jeans whom were terminated and forced out of the business. The case settled after the commencement of a jury trial for the sum of \$3.2 million.

Herman v. Imperial Premium Finance Corp., (Unfair Competition/Business Practices). Defended a consumer class action against a premium finance company, including claims of unfair business practice, relating to the usage and non-return of unearned and returned premiums. The case was venued in San Francisco County.

Affiliations

California State Bar Association

Sacramento County Bar Association

Santa Clara County Bar Association

Recognitions

Martindale-Hubbell AV Rating