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PRACTICE GUIDE · BUSINESS TORTS

Authorities Table

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Authority	Citation	Holding / Relevance
Deceit statutes	Cal. Civ. Code §§ 1709–1710	Codifies four species of fraud; basis for common-law fraud elements
Punitive damages	Cal. Civ. Code § 3294	Authorizes punitives on clear-and-convincing proof of malice, oppression, or fraud
CUTSA	Cal. Civ. Code § 3426 et seq.	California Uniform Trade Secrets Act — exclusive state-law trade-secret remedy
CUTSA remedies	Cal. Civ. Code § 3426.3	Damages, royalty, double exemplary for willful misappropriation
UCL	Cal. Bus. & Prof. Code § 17200	Prohibits unlawful, unfair, fraudulent business practices
False advertising	Cal. Bus. & Prof. Code § 17500	Prohibits untrue or misleading commercial statements
DTSA	18 U.S.C. § 1836	Federal trade-secret cause of action; ex parte seizure remedy
Engalla v. Permanente Medical Group, Inc.	(1997) 15 Cal.4th 951	Modern fraud elements; particularity standard
Lazar v. Superior Court	(1996) 12 Cal.4th 631	Promissory fraud elements; contemporaneous-intent requirement

Authority	Citation	Holding / Relevance
LiMandri v. Judkins	(1997) 52 Cal.App.4th 326	Four categories of duty to disclose; cannot interfere with own contract
Quelimane Co. v. Stewart Title Guaranty Co.	(1998) 19 Cal.4th 26	Interference with contract — no independently wrongful act required
Della Penna v. Toyota Motor Sales, U.S.A., Inc.	(1995) 11 Cal.4th 376	IIPEA — independently wrongful act required
Korea Supply Co. v. Lockheed Martin Corp.	(2003) 29 Cal.4th 1134	Defines independently wrongful act; UCL limited to restitution/injunction
Whyte v. Schlage Lock Co.	(2002) 101 Cal.App.4th 1443	Rejects inevitable-disclosure doctrine in California
AMN Healthcare, Inc. v. Aya Healthcare Servs., Inc.	(2018) 28 Cal.App.5th 923	Invalidates non-solicitation-of-employees covenants
K.C. Multimedia, Inc. v. Bank of America Tech. & Operations, Inc.	(2009) 171 Cal.App.4th 939	CUTSA preempts overlapping common-law claims
Casey v. U.S. Bank Nat. Assn.	(2005) 127 Cal.App.4th 1138	Aiding-abetting fiduciary breach — actual knowledge, substantial assistance
Hartford Fin. Corp. v. Burns	(1979) 96 Cal.App.3d 591	Conversion of money requires specific, identifiable sum
Erlich v. Menezes	(1999) 21 Cal.4th 543	Economic-loss rule; tort requires independent duty
Manderville v. PCG&S Group, Inc.	(2007) 146 Cal.App.4th 1486	Integration clause does not bar fraud-in-the-inducement
Robinson Helicopter Co., Inc. v. Dana Corp.	(2004) 34 Cal.4th 979	Carve-out: intentional misrepresentation independent of contract
Kwikset Corp. v. Superior Court	(2011) 51 Cal.4th 310	UCL standing — economic injury caused by unfair practice

Practice Business Torts

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