



## RICHARD M. HAGSTROM

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### PRACTICE AREAS

- + Litigation
- + Business & Corporate Law
- + Entertainment Law
- + Banking, Finance & Workouts
- + Intellectual Property
- + Antitrust & Unfair Competition
- + Class Action Litigation

### EDUCATION

J.D. | UNIVERSITY OF UTAH LAW  
SCHOOL  
Salt Lake City, UT

B.S. | UNIVERSITY OF MINNESOTA  
Minneapolis, MN // Business and  
Psychology

"Together, we will obtain justice. To do so, it is essential to dig deeply into the facts of the case and the analytical bases for the rule of law - because a detailed, careful analysis leads to superior results."

An experienced negotiator, litigator and trial attorney, Rick has represented individuals and corporations in high-exposure matters in state and federal courts across the country, and has recovered nine-figure settlements for his clients.

Rick has defended and prosecuted numerous antitrust actions. As co-lead counsel in the only two indirect purchaser antitrust lawsuits against Microsoft that have gone to trial, Rick reached a \$182 million settlement on behalf of Minnesota consumers and business in 2004, and in 2007 he reached a \$180 million settlement on behalf of Iowa consumers, businesses, and local governments. That same year in Wisconsin, a third class action against Microsoft resulted in a \$224 million settlement.

Rick has also been national litigation counsel for environmental claims on behalf of a major property and casualty insurer. He has successfully defended dozens of multi-party and class action cases for insurer clients involving environmental, product, mass tort, and bad faith claims.

In the entertainment and sports sector, Rick has been on the front lines representing athletes against the NCAA to establish new guidelines for paying "grant-in-aid" scholarships and against the NHL for injuries due to concussive and sub-concussive impacts. He is also an associate member of The Recording Academy (Grammys).

In the commercial arena, Rick has represented plaintiffs and defendants in banking, RICO, unfair



trade practices, securities, securities lending, and intellectual property litigation. Rick is currently pursuing litigation on behalf of consumers against the major airlines for alleged capacity restrictions that cause higher passenger fares and against Volkswagen for its misrepresentations concerning its allegedly "clean diesel" engine installed in some models.

## REPRESENTATIVE CURRENT MATTERS

*Volkswagen "Clean Diesel" Marketing, Sales Practices, and Products Liability Litigation*

*Rolland et al. v. American Airlines Group Inc., et al.*

*Nelson, et al. v. Volkswagen Group of America, Inc., et al.*

*Floyd et al. v. NCAA (Minnesota)*

*Harne v. State of Minnesota (Minnesota) (tobacco litigation)*

*National Collegiate Athletic Association Athletic Grant-in-Aid Cap Antitrust Litigation (California)*

*Murphy v. National Hockey League (Minnesota)*

*Rohloff v. National Hockey League (Minnesota)*

*Pro-Sys Consultants v. Microsoft Corp. (Canada - consultant)*

*Intel Corp. CPU Marketing, Sales Practices and Products Liability Litigation* (Represents plaintiffs and serves on the Plaintiffs' Steering Committee in a class action suit against Intel Corporation regarding alleged damages arising from security vulnerabilities found in most Intel CPUs.)

*CenturyLink Sales Practices and Securities Litigation* (Represents plaintiffs and serves on the Plaintiffs' Interim Executive Committee in a class action suit against CenturyLink to pursue redress on behalf of consumers for alleged fraudulent billing practices.)



*Maplevale Farms, Inc. v. Koch Foods, Inc.*

(Represents plaintiffs and supports discovery efforts on behalf of lead counsel in a class action suit against producers of broiler chickens for alleged price-fixing.)

*Evans v. BMW of North America* (Represents

plaintiffs in a class action suit against BMW regarding alleged fraud and misrepresentation to consumers regarding the performance of BMW diesel emission systems.)

*German Automotive Manufacturers Antitrust*

*Litigation* (Represents plaintiffs in a class action suit against German Auto manufacturers that allegedly colluded with respect to the pricing of components in vehicles sold from 1998 to the present.)

## REPRESENTATIVE PAST MATTERS

*A.Y. McDonald Industries, Inc. v. Ins. Co. of*

*North America* (summary judgment for insurer-client in environmental insurance coverage claim)

*Alexander v. National Farmers Organization* (antitrust)

*Cherne Contracting Corporation v. Wausau Insurance*

*Companies* (summary judgment for insurer-client in workers compensation/bad faith insurance coverage claim)

*City of Richland Center v. M&I Bank Southwest*

(summary judgment for insurer-client)

*Comes v. Microsoft Corporation* (Iowa) (antitrust)

*Community Nutrition Institute v. Block* (federal milk market order)

*COPIC Insurance Company v. Wells Fargo Bank,*

*N.A.* (Colorado) (securities lending)

*CSX Transp., Inc. v. Admiral Ins. Co.* (Florida)

*Daley v. Farm Credit Administration* (summary

judgment for client in age discrimination case)

*Detrex Chemical Industries, Inc. v. Employers*

*Insurance of Wausau* (environmental insurance coverage)



*DICO, Inc. v. Employers Insurance of Wausau*  
(Iowa)

*Duling et al. v. Fidelity National Title Ins. Co.*  
(Pennsylvania)

*Employers Ins. of Wausau v. Ehico Liquidating Trust* (environmental insurance coverage)

*Gordon v. Microsoft Corporation* (Minnesota)  
(antitrust)

*Green v. Associated Milk Producers, Inc.* (summary judgment for client in antitrust case)

*Group Health Plan, Inc. v. Philip Morris Incorporated* (antitrust and trade regulation claims)

*Hasrouni v Fidelity National Title Ins. Co.*  
(Ohio) (antitrust)

*In re Aftermarket Filters Antitrust Litigation*  
(Illinois) (antitrust)

*In re Pennsylvania Title Ins. Antitrust Litigation*  
(Pennsylvania) (antitrust)

*Kohler Company v. Employers Ins. of Wausau* (summary judgment for insurer-client in environmental insurance coverage case)

*Konrad v. General Motors* (Texas) (patent)

*McCray v. Fidelity Nat. Title Ins. Co.*  
(Delaware) (antitrust)

*McGraw-Edison Co. v. Speed Queen Co.*  
(environmental insurance coverage)

*Pearl & Plumeri Assoc., LLC, et al. v. Fidelity National Title Ins. Co.* (New Jersey) (antitrust)

*Regent Ins. Co. v. City of Manitowoc* (summary judgment for insurer-client in environmental insurance coverage case)

*Sauk County v. Employers Ins. of Wausau* (summary judgment for insurer-client in environmental insurance coverage case)



coverage case)

*Sentry Foods, Inc. v. Associated Milk Producers, Inc.* (summary judgment in antitrust case)

*State of Illinois v. Associated Milk Producers, Inc.* (summary judgment in antitrust case)

*State of Utah v. Fletcher* (criminal RICO/antitrust conviction affirmed)

*The City of Farmington Hills Employees Retirement System, et al. v. Wells Fargo Bank, N.A.* (Minnesota) (securities lending)

*U.S. Bank National Association v. First American Title Ins. Co.* (Minnesota) (bad faith insurance coverage dispute)

*Workers Compensation Reinsurance Association v. Wells Fargo Bank, N.A.* (Minnesota) (securities lending)

*3M Company v. Great American Insurance Co.* (Minnesota)

