

## ATTORNEY

# Rada Feldman



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**SUMMARY**

Rada Feldman is a trial attorney in the firm's San Diego office. Ms. Feldman's practice focuses on business litigation, professional liability, public entity liability, employment law, civil rights, tort litigation, and general liability. Ms. Feldman's professional liability practice includes representation of architects, engineers, lawyers, insurance, and real estate professionals. Ms. Feldman advises and represents public and governmental entities in a range of legal areas, including civil rights and Constitutional matters, employment, dangerous condition of public property, and bodily injury claims.

Ms. Feldman has been selected to the 2021-2025 San Diego Rising Stars list. Prior to joining the firm, Ms. Feldman practiced professional liability and business litigation representing attorneys, insurance brokers and agents, real estate brokers and agents, and other professionals against claims of professional malpractice and intentional and negligent torts in a broad range of legal areas.

Ms. Feldman received her Juris Doctor from the University of San Diego School of Law and a dual Bachelor of Arts degree in Political Science/International Relations and History from the University of California, San Diego. While in law school, Ms. Feldman served as a certified legal intern at the San Diego County Public Defender's Office. Additionally, she was a member of the Appellate Moot Court Board and a National Team Member.

**EXPERIENCE**

**Anti-SLAPP Dismissal of Malicious Prosecution Suit:** Ms. Feldman represented a law firm and its partners against a malicious prosecution suit based on their prosecution of a false labeling class action. Ms. Feldman successfully obtained dismissal under the anti-SLAPP statute of the malicious prosecution suit.

**Summary Judgment on Legal Malpractice Claim:** Ms. Feldman represented a law firm against a legal malpractice claim for failure to designate an expert for trial in an underlying mold injury case. Ms. Feldman successfully obtained dismissal of the action on summary judgment.

**Summary Judgment on "Settle and Sue" Legal Malpractice Claim:** Ms. Feldman represented a

law firm and its attorneys against a claim for legal malpractice and rescission of the fee agreement arising from the settlement of an underlying divorce proceeding. Ms. Feldman successfully obtained dismissal of the action on summary judgment on the grounds that the former client could not establish “but for” causation of the alleged malpractice and the remedy of rescission was unavailable for the former client’s claimed unhappiness with the billing. Summary judgment was affirmed in unanimous Court of Appeal decision.

**Summary Judgment on Broker Malpractice Action:** Ms. Feldman represented an insurance broker against a professional malpractice action seeking damages for the insurer’s denial of coverage for a personal injury suit. Ms. Feldman successfully obtained dismissal of the action on summary judgment.

**Summary Judgment on Business Tort Action:** Ms. Feldman represented a former CFO of a biotechnology company sued by the CEO against claims for defamation, extortion, intentional interference with contract and economic relations, and invasion of privacy. Ms. Feldman successfully obtained dismissal of the action on summary judgment.

**Judgment on the Pleadings on Breach of Contract and Negligence Claims against Attorneys:** Ms. Feldman represented a law firm and its partners against a former adversary’s claims arising out of a judgment collection. Ms. Feldman successfully moved the court for judgment on the pleadings on the breach of contract and negligence claims.

**Summary Judgment on Section 1983 and *Monell* claims:** Ms. Feldman represented the Department of Children and Family Services for a public entity client and its social workers against civil rights and related state claims alleging violations of the First, Fourth, and Fourteenth Amendments and arising from supervision and care of dependent children. Ms. Feldman obtained dismissal on summary judgment of section 1983 and *Monell* claims against the public entity and its social workers alleging First Amendment retaliation and Fourteenth Amendment due process state-created danger claims arising from a former dependent child’s death.

**Summary Judgment on *Monell* claims:** Ms. Feldman represented the Sheriff’s Department for a public entity and its deputies against civil rights claims alleging First Amendment retaliation for videorecording a probation search inside a home, Fourth Amendment excessive force in a purported take-down to effect arrest, and Fourth Amendment unlawful arrest. Ms. Feldman obtained dismissal on summary judgment of the Section 1983 *Monell* claims.

**Dismissal on Demurrer in Veterinary Malpractice Action:** Ms. Feldman successfully obtained dismissal of a veterinary malpractice action against a veterinary clinic and its corporate owner arising out of the death of the plaintiff’s savannah cat alleging breach of contract and intentional infliction of emotional distress. The demurrer was sustained on grounds that the Complaint was barred by the one-year statute of limitations and no intentional conduct was alleged to support recovery of emotional distress arising from alleged veterinary malpractice resulting in the death of the plaintiff’s cat.

**Summary Judgment in Dangerous Condition Case:** Ms. Feldman and the Collins + Collins team successfully obtained summary judgment for a public entity client against claims for dangerous condition of public property and loss of consortium arising from an alleged trip and fall incident. C+C successfully obtained dismissal of the entire action on grounds that the uplift in the sidewalk where the plaintiff allegedly tripped and fell was not a dangerous condition but a trivial defect with a

1-inch height differential and no additional extenuating factors were present and as such, the plaintiff husband lacked standing for his loss of consortium claim.

**UNPUBLISHED APPELLATE OPINIONS:**

*McMillan v. Holstrom, Block & Parke, APLC et al.* (Cal. Ct. App.) 2021 WL 97458

**PROFESSIONAL MEMBERSHIPS**

- Federal Bar Association – San Diego Chapter
- American Inns of Court, J. Clifford Wallace Chapter
- American Inns of Court, Louis M. Welsh Chapter
- Lawyers Club of San Diego
- San Diego County Bar Association
- State Bar of California

**PUBLICATIONS / SEMINARS**

- *Litigation Privilege Not Applicable to “Bluffing” Demand Letters Says Dickinson v. Cosby*, San Diego Defense Lawyers – The Update (Summer 2018)
- PARMA: The Law of Homelessness: An Introduction to Martin v. City of Boise and Subsequent Legal Developments in the Post-COVID Era (2021 Annual Risk Management Conference)

**PRACTICE AREAS**

- [Appellate](#)
- [Labor and Employment Law](#)
- [Professional Liability](#)
- [Public Entity Liability](#)
- Trial

**EDUCATION**

- University of San Diego School of Law (J.D., 2012)
- University of California, San Diego (B.A., 2009)

**BAR ADMISSIONS**

- California, 2012

**COURT ADMISSIONS**

- United States District Court, Southern District of California, 2012
- United States District Court, Central District of California, 2016

- United States Court of Appeals for the Ninth Circuit, 2023