

JASON C. MURRAY

PARTNER

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Jason Murray is a trial lawyer who handles a diverse array of high-stakes litigation matters, including antitrust, products liability, breach of contract, and intellectual property disputes. In recent years, Jason has tried a ten-week jury trial in New York in a \$1 billion+ antitrust case, has argued and won key motions in a patent infringement lawsuit against some of the world's largest automakers, and has served as one of the lead lawyers for Arconic in a wrongful death and products liability action arising out of the 2017 Grenfell Tower fire in London.

After graduating *magna cum laude* from Harvard Law School, Jason clerked for Judge Neil Gorsuch of the Tenth Circuit Court of Appeals. He joined Bartlit Beck in 2012, and temporarily left the firm to clerk for Justice Elena Kagan of the United States Supreme Court during the Court's 2013-2014 term.

EDUCATION & HONORS

Harvard Law School, 2011, J.D., *magna cum laude*

2010 HLS Sears Prize Winner

HLS Ames Moot Court Competition Winner

Best Brief Award for Ames Moot Court Finals and Semifinals

Research Assistant, Professor Laurence Tribe

Harvard University, 2008, B.A., *cum laude*

Charles Bonaparte Scholarship for Highest GPA in Government Department

Phi Beta Kappa

President, Harvard Debate Team

CLERKSHIPS

Honorable Elena Kagan, Justice, United States Supreme Court, 2013-2014

Honorable Neil Gorsuch, United States Court of Appeals for the Tenth Circuit, 2011-2012

ADMISSIONS

Colorado

REPRESENTATIVE MATTERS

U.S. Airways v. Sabre (S.D.N.Y.)

Trial counsel for Sabre in antitrust action relating to contracts between U.S. Airways (now American Airlines) and Sabre concerning Sabre's Global Distribution System. U.S. Airways sought \$1.4 billion in trebled damages. Won summary judgment on claim for injunctive relief and over 75% of plaintiff's damages claim. Won \$6 million costs/attorneys' fees award. After a ten-week jury trial, won defense verdict on one claim and elimination of 99% of total damages plaintiff had sought on second claim. Also won denial of declaratory and injunctive relief. The Second Circuit subsequently vacated the jury's liability finding and remanded the case for a new trial. Trial date pending.

Behrens et. al. v. Arconic, Inc. et al (E.D. Pa.)

Trial counsel for Arconic in a products liability case brought by 247 plaintiffs and their estates seeking damages arising out of the 2017 Grenfell Tower fire in London. Plaintiffs allege that cladding panels manufactured by Arconic's French subsidiary contributed to the rapid spread of the fire. Successfully removed the case to federal court. Moved to dismiss the complaint on several grounds, including *forum non conveniens*. Motions to dismiss pending.

Gordon, et al. v. Sabre (S.D.N.Y.)

Trial counsel for Sabre in case brought as putative class action by purchasers of airline tickets. Plaintiffs claimed Sabre conspired with its competitor "global distribution services" operators, Amadeus and Travelport, to require certain terms in their contracts with airlines, which allegedly caused plaintiffs to overpay for their airline tickets. Won a motion to dismiss 100% of plaintiffs' claimed damages. Class certification denied. Case settled on confidential terms after court granted motion to disqualify class counsel from representing the plaintiffs in litigating their individual (non-class) claims for injunctive relief.

Foreign Trade Corp., d/b/a Technocel v. Otter Products, LLC, et al; Otter Products, LLC v. H.L. Dalis, Inc.; Otter Products, LLC v. Wireless Xcessories Group, Inc., (D. Colo.)

Trial counsel for OtterBox in breach of contract action brought by former distributors alleging wrongful termination of distribution agreement and seeking approximately \$100 million in damages. Case settled favorably after hearings on OtterBox's motion to exclude plaintiffs' damages expert reports.

American Airlines v. Sabre Inc. et al. (N.D. Tex., Tarrant County, Texas)

Trial counsel for Sabre in breach of contract and antitrust actions relating to the display of American's fares in Sabre's Global Distribution System. American claimed \$1 billion in damages. Jury trial in Texas state court. Case settled favorably during trial.

Carrum Technologies v. Ford Motor Company, Carrum Technologies v. BMW of North America, and Carrum Technologies v. Fiat Chrysler US (D. Del.)

Trial counsel for Carrum Technologies in patent infringement action against Ford, BMW, and Chrysler related to adaptive cruise control technology. Successfully defeated motions to dismiss and motions to transfer venue to Michigan. Case pending.

Microsoft/Yahoo Contractual Counseling

Advised Microsoft relating to its Search Alliance with Yahoo!. The parties successfully restructured the Alliance at its five-year anniversary.

Confidential AAA Arbitration (AAA Minn.)

Trial counsel for major accounting firm against a hotel entrepreneur and his family seeking over \$65 million in damages. Plaintiffs allege accountants provided negligent advice concerning the sale of company stock to an ESOP. Case settled favorably during trial.

State Compensation Insurance Fund v. Khan et. al. (C.D. Cal.)

Trial counsel for defendants, a group of medical service providers, in RICO action brought by State Compensation Insurance Fund. Plaintiff alleged that defendants submitted fraudulent medical bills and sought over \$25 million in damages. Secured dismissal of all claims against defendants on summary judgment, and successfully obtained a court order recovering millions of dollars in attorneys' fees. Ninth Circuit affirmed.

In re Genetically Modified Rice Litigation (8th Cir.)

Counsel for Bayer in appeal seeking reversal of district court order that Bayer pay a portion of plaintiff's attorneys' fees.

PRO BONO MATTERS

Confidential Immigration Court Proceeding (Aurora, CO)

Represented asylum seeker fleeing persecution and death threats by drug cartel in Guatemala. After day-long trial in immigration court, judge granted asylum request.

Johnson-Hess v. United States (D. Colo.)

Pro bono counsel for the estate of a mentally ill inmate who committed suicide while in solitary confinement in the federal maximum security prison in Florence, Colorado. Brought suit against the United States and various prison officials, alleging negligence and Eighth Amendment violations relating to deficient mental health care and cruel conditions of confinement. Obtained favorable six-figure settlement.

NEWS

Bartlit Beck Wins Dismissal of Mass Action Against Arconic Related to Grenfell Tower Fire
09.18.2020

Second Circuit Rules in favor of Bartlit Beck Client Sabre Holdings Corp. in Antitrust Case
09.17.2019