



Kirby Hsu

ASSOCIATE

TEL 213.955.9240
EMAIL khsu@willenken.com
FAX 213.955.9250

Kirby's Biography

An experienced litigator, Kirby Hsu represents a wide range of clients—such as Fortune 500 companies, financial institutions, startups, and individuals—in their most challenging cases and investigations. Kirby focuses his practice on complex commercial litigation, class action defense, government investigations, and securities litigation.

Kirby counsels leading clients at every stage of litigation in both state and federal courts. He has in-depth experience developing trial strategy, taking and defending depositions, and drafting pleadings, demand letters, and dispositive motions.

Kirby's representative matters include:

- Represented solar power solutions company in several consumer arbitrations.
- Represented a bank and a multinational retailer in a consumer class action in federal court.
- Represented a fintech company in a commercial lease litigation.
- Represented a thermal imaging component manufacturer in a business-tort action in federal court.
- Represented an IT consulting company in a trade secrets action in state court.
- Represented directors and officers of a public company in a securities class action in federal court.

Education

Harvard Law School, J.D., 2016

Cornell University, B.S., Applied Economics and Management, *magna cum laude*, 2011

Bar Admissions

Admitted to the State Bar of California

U.S. District Court, Northern District of California

U.S. District Court, Eastern District of California

U.S. District Court, Central District of California

- Represented a blockchain technology company in a SEC investigation.
- Represented an individual in fraudulent-transfer action brought by a SEC-appointed receiver in state court.

Kirby also maintains an active pro bono practice, which has included representing clients in immigration court proceedings.

Prior to joining Willenken, Kirby practiced at Baker McKenzie. During law school, he first chaired drunk-driving jury trials as a student prosecutor. Kirby's interests include photography, reading fiction, and spending time with his wife and dogs. Kirby is conversant in Mandarin Chinese.

Professional Affiliations

While in college, Kirby taught seventh-grade math at an under-served middle school in Las Vegas as a **Teach For America** corps member.

Publications

- **"Short Squeeze' Class Actions Face Uphill Battle,"** Law360, February 2021, co-author
- **"Could the SEC Use Dealer Registration Requirements to Target Investors in PIPE Transactions?"** Hedge Fund Law Report, November 5, 2020, co-author
- **"Defending Against COVID-19 Tuition Refund Class Actions,"** Law360, June 8, 2020, co-author
- **"9th Circ. Denials Sustain Consumer Arbitration Hurdles,"** Law360, April 27, 2020, co-author
- **"After Oral Argument in 'Liu' Case, SCOTUS Poised to Curtail SEC's Broad Use of Disgorgement,"** The Recorder, March 5, 2020, co-author

U.S. District Court, Southern District of California

U.S. Court of Appeals, Ninth Circuit

Practice Areas

Appellate Litigation

Class Action Defense

Complex Commercial Litigation

White Collar Defense and Government Investigations



Kirby Hsu
ASSOCIATE