

Max Bernstein

Associate



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San Francisco

Commercial Litigation
Internet and Social Media
Cyber/Data/Privacy
Class Action Litigation
White Collar Defense and Investigations

Max works with technology companies in class actions, business disputes and regulatory matters. Max has experience with ecommerce, data privacy, data breach, contract dispute, business tort and intellectual property litigation. Max also represents private companies, and their founders and officers, in internal investigations and securities litigation.

Max has litigated a range of appeals before the California Court of Appeal and the Ninth Circuit.

Recent representations include:

- Google in class actions concerning use of cellular data by the Android operating system
- Global technology company in class action relating to sale of app subscriptions
- Facebook in class actions concerning data privacy
- Boys Town Research Hospital in data breach litigation
- PayPal in appeal of demurrer ruling
- Twitter in class action concerning user data
- Bumble in intellectual property and business torts dispute with Match (owner of Tinder) and in class action relating to sale of app subscriptions
- Turo in litigation with San Francisco, Boston, Tampa and Los Angeles airports
- eBay in class action concerning seller account policies and appeal of demurrer ruling
- Golden State Warriors in class action concerning data privacy
- Bank of Hope in data breach litigation
- Company founder in internal investigation
- Company founder in securities and regulatory litigation

During law school, Max was president of the Trial Advocacy Society. He won the New York University School of Law Oral Advocacy Competition and the Georgetown White Collar Crime Trial Invitational, and he was a finalist in the Skadden Foreign Direct Investment Moot and the Government Law College-Mumbai International Moot.

Media Mentions

- [Cooley Defending Google in Data Depletion Class Action: The Morning Minute](#), Law.com, December

28, 2020

- [Litigation Department of the Year, Privacy & Data Security: Cooley](#), The Recorder, November 14, 2017

Education

New York University School of Law
JD, 2015

University of California, Berkeley
BA, 2011

Admissions & Credentials

California

Memberships & Affiliations

State Bar of California