

David A. Bernardoni - Associate



David Bernardoni practices in the area of business litigation. Mr. Bernardoni represents clients in state and federal court. He has represented a diverse range of clients, including large and small businesses in the communications, construction, insurance, real estate and retail industries.

Mr. Bernardoni's current case load includes the defense of homeowner associations and their volunteer board of directors. Examples of recent successes in the defense of homeowner associations include:

- Obtained the dismissal a homeowner association and its individual directors (by way of demurrer) in an action brought for personal injuries;
 - Prevailed on multiple anti-SLAPP motions against homeowner associations and their board of directors with award of attorneys fees and costs as prevailing parties;
 - Prevailed on a pre-trial motion for judgment on the pleadings against a cross-complaint relating to a homeowner association's enforcement of its architectural standards;
 - Prevailed on motion for terminating sanctions against a plaintiff for violations of the Discovery Act after obtaining a dismissal from the other plaintiff in exchange for waiver of costs and fees;
- Obtained the voluntary dismissal of a homeowner association president after filing a motion for summary judgment. Obtained a money judgment in favor of said defendant in excess of \$70,000;
 - Obtained dismissal of a multiple defendant board members in multiple actions in exchange for waiver of costs and fees.

Mr. Bernardoni is a 2003 graduate of the University of San Diego School of Law, where he served as a Lead Articles Editor for the San Diego Law Review. Prior to attending law school, Mr. Bernardoni was a training manager for Sprint PCS, where he trained over 1,000 employees in conjunction with the launch of the Sprint PCS network in cities throughout the county.

Prior to joining Kulik Gottesman & Siegel in 2006, Mr. Bernardoni was associated with the law firm Ropers, Majeski Kohn & Bentley, where he defended over 80 first-party contract and bad faith cases arising out of the adjustment of claims from the 1994 Northridge earthquake.

In 2008, Mr. Bernardoni was elected to the Lake Balboa Neighborhood Council, for which he currently serves as its President.