



Marc J. Poster

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Marc J. Poster is one of America's leading appellate lawyers. For more than four decades, he has litigated hundreds of appeals and writ petitions in state and federal appellate courts nationwide. Marc's clients – a broad spectrum of plaintiffs and defendants, appellants, petitioners, respondents and appellees, individuals, companies, insurers, and public entities – come to him again and again because of his proven client-centered approach, his passion to win, his brief-writing skills, and his high reputation in the appellate courts and legal community.

His appellate successes run the whole gamut of subjects, including torts, contracts, real property, insurance, constitutional law, family law, probate and trusts, professional liability and intellectual property. Marc also assists trial attorneys with critical motions and litigation strategy, so that if their cases go to appeal, they will be well prepared.

Marc was educated at Stanford University and UCLA School of Law, and served as a Senior Research Attorney for the California Court of Appeal. Marc is a member and past president of the California Academy of Appellate Lawyers, a Fellow of the American Academy of Appellate Lawyers, and a past chair of various Los Angeles County Bar Association appellate practice committees. Marc also chaired the Beverly Hills Bar Association's Amicus Briefs Committee and is a former President of that Association. Marc lectures and publishes extensively on appellate law and practice.

Education

J.D., UCLA School of Law (1970).

A.B., Stanford University (1967).

Honors

Named in *The Best Lawyers in America*® (Appellate Law) (2006 – Present)

Southern California Super Lawyers, Appellate (2004 – Present)

Board of Governors' Award, Beverly Hills Bar Association (2005)

Bar Admissions

California
U.S. Supreme Court
U.S. Court of Appeals: Ninth Circuit
U.S. District Courts: Central District of California

Speaking and Involvement

Preserving Issues for Appellate Review During Trial, MCLE Presentation at the Los Angeles Law Library
2016

You've Got a Friend: Winning Appeals with Effective Amicus Briefs, Southern California Business Litigation Inn of Court
2016

Settlement Officer, Volunteer Settlement Program, California Court of Appeal, Second Appellate District
2008 - 2016

Ethical Issues in Appellate Practice, Defense Research Institute, Appellate Advocacy Seminar
2009

Appellate Advocacy and Gay Divorce, Southern California Business Litigation Inn of Court
2008

Thinking Ahead: Protecting Your Position For Appeal, Beverly Hills Bar Association, Litigation Section
2006

Update From the Appellate Courts, Santa Clarita Bar Association
2006

Amazing Tales of Ninth Circuit Practice, Orange County Bar Association, Appellate Courts Committee
2005

Winning At Any Cost: Ethics In The Appellate Courts, State Bar of California
2004

Federal Appellate Practice, Orange County Bar Association, College of Appellate Advocacy
2002

Ethical Concerns In Handling An Appeal, State Bar of California
2001

Appellate Judicial Attorneys Institute, Ethics Panel, California Center For Judicial Education And Research
2001

Ethics In Appellate Advocacy, Los Angeles County Bar Association, Appellate Courts Committee
2000

Taking an Appeal: Civil, Los Angeles County Bar Association, Continuing Legal Education Convention
1992

Professional Associations

Beverly Hills Bar Association, President (2009 - 2010); Board of Governors (2002 - 2006); Amicus Briefs Committee, Chair (2000 - 2006)

Los Angeles County Bar Association, Appellate Courts Section (1978 - 2022), Chair (1984 - 1985); State Appellate Judicial Evaluation Committee, Chair (1997 - 2001)

American Bar Association, Appellate Advocacy Committee of the Tort Trial and Insurance Practice Section (1988 - Present), Vice Chair (2007 - 2022)

6th Appellate Practice Institute, Faculty Member (1988)

California Academy of Appellate Lawyers(1979 - Present), President (1989 - 1990)

American Academy of Appellate Lawyers, Fellow (1996 - Present)

High Impact Wins

**Dromy v. Assil (Dec. 22, 2015, B259489) 2015 WL 9311777 [nonpublished opinion]
Dec 22, 2015**

**Camargo v. John F. Kennedy Memorial Hospital, 2014 Cal.App. Unpub. LEXIS 5946
Aug 24, 2014**

**Stoltenberg v. Ampton Investments, Inc. (2013) 215 Cal.App.4th 161
Apr 04, 2013**

**Rycz v. Superior Court of San Francisco County (2022) 81 Cal.App.5th 824
Jul 28, 2022**

Publications

**GMSR Appellate Lawyers Recognized By Best Lawyers And U.S. News & World Report
Nov 05, 2020**

**Marc Poster reports on a new warp-speed appellate process that presents traps for the unwary in certain elder abuse cases.
Oct 11, 2017**

**Cutting in Line at the Ninth Circuit, L.A. Daily Journal (Aug. 19, 2013).
Aug 19, 2013**

**Wrongful Termination Claims Against Government Employers – Theories of Liability and Defense Under California Law: An Overview (2013).
Aug 04, 2013**

**Taking it to the Banc (Summer 2008) Association of Business Trial Lawyers Report, pp. 1-8.
Aug 31, 2008**

**Playbook Disqualification, L.A. Daily Journal (Aug. 6, 2007).
Aug 06, 2007**

In the Thicket of Appellate Jurisdiction (Summer 2005) Association of Business Trial Lawyers Report, pp.8-9.

Jun 01, 2005

The Art of Oral Argument, ABTL Report (Summer 2004)

Jun 01, 2004

Looking Back – Both the State and Federal High Courts Primarily Addressed the “Nuts and Bolts of Statutory Construction” in Cases Heard This Year, L.A. Daily Journal (Dec. 18, 1998).

Dec 18, 1998

Step by Step – Winning an Appeal Begins with Following the Rules, L.A. Daily Journal (Aug. 6, 1998).

Aug 06, 1998

Out of Luck – Jurisdiction Counts, No Matter to Which Court the Case is Presented, L.A. Daily Journal (June 4, 1998).

Jun 04, 1998

A Certified Check – State Court Rulings for Other Jurisdictions, L.A. Daily Journal (Apr. 2, 1998).

Apr 02, 1998

Final Analysis: Determining Appealability of a Judgment or Order, L.A. Daily Journal (Aug. 25, 1997).

Aug 25, 1997

It Ain't Over – After A “Final” Decision On Appeal, L.A. Daily Journal (Apr. 14, 1997).

Apr 14, 1997

Partially Appealing – When A Request For Review Is Necessary, L.A. Daily Journal (Oct. 28, 1996).

Oct 28, 1996

From Type To Time In Federal Appeals Courts, L.A. Daily Journal (Apr. 3, 1996).

Apr 03, 1996

One Or Another – Determining A Ruling's Appealability, L.A. Daily Journal (Jan. 2, 1996).

Jan 02, 1996

For Your Eyes Only – California's System for Depublication of Decisions, L.A. Daily Journal (May 22, 1995).

May 22, 1995

Motions for New Trial – A Procedural Minefield, L.A. Daily Journal (May 7, 1993).

May 07, 1993