



WILLIAM G. KLAIN

Director

Business Litigation

Phoenix

P: 602.916.5308

F: 602.916.5999

wklain@fennemorelaw.com

WILLIAM G. KLAIN

With an impressive career spanning nearly 30 years, Bill Klain represents his clients in a broad range of business disputes and in the formation and governance of corporations, partnerships and limited liability companies. A distinguished figure in the fields of Arizona commercial litigation and corporate law, Bill helps his clients successfully navigate and resolve their disputes involving business divorces and dissolutions, fiduciary breaches, business torts, sales contracts, buy-sell agreements, non-compete, non-solicitation, and non-disclosure agreements, civil appeals, and a variety of other complex civil legal matters. He is also an experienced private mediator and arbitrator, helping parties reach private resolutions of their civil matters.

Bill's practice is defined by his dedication and commitment to his clients, legal expertise, and extensive courtroom and trial experience. His track record of success in commercial litigation has earned him a reputation as a formidable advocate for those navigating the intricate landscape of business disputes. Bill's deep understanding of corporate structures and governance enables his clients to establish and maintain their enterprises with confidence.

Bill's commitment to the legal profession is further exemplified by his active involvement in Arizona's legal community. He serves as a member of the Arizona Judicial Council's Committee on Superior Court and the State Bar of Arizona's Civil Practice and Procedure Committee. Previously, he chaired the Arizona Supreme Court's Task Force on the Rules of Civil Procedure and served on the Court's Advisory Committee on Rules of Evidence, Civil Justice Reform Committee, and Business Court Advisory Committee, which developed Arizona's Commercial Court. His involvement in these initiatives has provided Bill with a deep understanding of civil procedure and processes which he brings to bear for his clients in their matters.

With Bill Klain as your attorney, you gain a trusted legal partner who combines a wealth of experience with a tireless devotion to his clients. Whether you are facing complex litigation or require legal guidance in your business endeavors, Bill is an advocate and counselor you can depend on to protect your interests and guide you through every step of the legal process.

EDUCATION

- J.D., University of Denver
- B.A., University of Richmond

AREAS OF PRACTICE

- Business Litigation

AWARDS AND HONORS

- AV-Preeminent® Rating, Martindale-Hubbell®
- The Best Lawyers in America®, Commercial Litigation, Bet-the-Company Litigation, 2015-present
- Super Lawyers: "Top 50 Arizona," 2018, 2022, 2023; Business Litigation, 2012-present
- "Top 100 Lawyers in Arizona for 2023" (Complex Corporate and Commercial Litigation), AZ Business Magazine
- "Top Lawyer," Phoenix Magazine, 2022, 2023
- "Top 100 Lawyers in Arizona," AZ Business Magazine, 2019
- Chief Justice's Outstanding Contribution to the Arizona Courts Award, 2016
- State Bar of Arizona "Volunteer of the Month," April 2016

- Arizona's Finest Lawyers (Sustaining Member), 2014-present
- State Bar of Arizona "Member of the Year," 2013
- Award of Excellence, Scottsdale Bar Association, 2012
- State Bar of Arizona: President's Award (Contributions to Civil Practice and Procedure), 2008

ARTICLES AND PRESENTATIONS

- "Meet the New Rules, (Not the) Same as the Old Rules," Arizona Attorney (State Bar of Arizona), December 2016
- "Employee Misuse of Confidential Information," December 2014
- "A Long and Winding Road: How We Reached the 2014 Amendments," Arizona Attorney (State Bar of Arizona), February 2014
- "Fixing Holes Where the Rain Gets In: Seven Recent Arizona Civil Rule Amendments Dissected," Record Reporter, February 2014
- "Restrictive Covenants in Employment Agreements," January 2014
- "Customer List: Not Necessarily a Trade Secret," November 2013
- "Significant Differences Between Arizona and Federal Civil Procedure," May 2013
- "In a Lawsuit Arising from an Online Transaction, Where Should an Unhappy Buyer File Suit?" September 2010
- "Much Ado About Cullen: Twombly Not Arizona Law ... for Now," Arizona Attorney (State Bar of Arizona), December 2009
- "Asset Transfers and the Doctrine of Successor Liability," August 2008
- "Goodbye Peremptory Challenges: Underlying Rational, Experience to Date, and Strategic Considerations" (seminar co-chair and panelist), State Bar of Arizona "CLE by the Sea," July 2023
- "Sun Tzu and von Clausewitz in the Courtroom: Shaping the Battlefield through Dispositive Motions and Realizing that No Battle Plan Survives First Contact with the Enemy" (seminar co-chair and panelist), State Bar of Arizona "CLE by the Sea," July 2023
- "'Toto, I've a Feeling We're Not in Superior Court Anymore': Contrasting State and Federal Trial Practice and How to Avoid Losing your Appeal Before it Starts" (seminar co-chair and panelist), State Bar of Arizona "CLE by the Sea," July 2023
- "Civil Practice Update" (panelist), State Bar of Arizona, January 2023
- Judicial Conference Advisory Committee on Evidence Rules (panelist), Fall Meeting, 2022
- Civil Practice and Procedure Symposium (panelist), State Bar of Arizona, September 2022
- "Complex Civil Litigation and Tier 3 Cases in Commercial Court: Everything You've Always Needed to Know, But Were Afraid to Ask!" (panelist), Maricopa County Bar Association, October 2021
- "Where the Rubber Meets the Road: How the 2017 and 2018 Civil Rules Changes Are Impacting Litigation" (panelist), State Bar of Arizona, January 2019
- "War Stories: Senior Litigators' Tales from the Trenches and Lessons Learned" (co-presenter), Maricopa County Bar Association Litigation and Real Estate Sections, December 2018
- "2018 Civil Practice and Procedure Symposium" (seminar co-chair and panelist) State Bar of Arizona, April 2018
- "Proportionality Takes Center Stage: The 2018 Revisions to the Arizona Rules of Civil Procedure" (co-presenter), Arizona Attorney General's Office, Maricopa County Attorney's Office, and Sandra Day O'Connor Inn of Court, Spring 2018
- "2018 Civil Justice Reforms: Case Management, ESI, and More" (panelist), State Bar of Arizona, January 2018
- "Meet the New Rules: The Restyled Arizona Rules of Civil Procedure" (seminar chair and panelist), State Bar of Arizona "CLE by the Sea," July 2017
- "Better, Faster, Cheaper: Case Management Reforms Coming to a Court Near You" (panelist), State Bar of Arizona "CLE by the Sea," July 2017
- "The Changing Federal Rules: Proportionality and More" (seminar chair and panelist), State Bar of Arizona "CLE by the Sea," July 2017
- "Under New Management: Case Management Reform Rule Changes" (panelist), State Bar of Arizona Convention, June 2017
- "Evidence Law Update" (panelist), State Bar of Arizona Convention, June 2015-2018
- "2017 Civil Rules Changes: What Every Litigator Needs to Know" (co-presenter), Maricopa County Bar Association, February 2017
- "A Time of Change: The 2017 ARCP Revisions" (panelist), Scottsdale Bar Association, February 2017
- "2017 Civil Rules Update" (co-presenter), Arizona Attorney General's Office, February 2017
- "Evidence Law Update Reprise" (panelist), State Bar of Arizona, February 2017
- "A Time of Change: The 2017 ARCP Revisions, and Proposals for 2018" (faculty member), State Bar of Arizona, January 2016
- "Civil Law Updates" (faculty member), Arizona Judicial Conference, June 2016
- "Where We're Going, We Still Need Rules: Back to the Future in Civil Litigation" (panelist), State Bar of Arizona Convention, June 2016
- "Sea Changes in the Federal and Arizona Rules of Civil procedure: The Winter 2016 Civil Rules Update" (panelist), State Bar of Arizona, February 2016
- "2015 Amendments to the Arizona and Federal Rules of Civil Procedure," Chair and Co-Presenter, Arizona Attorney General's Office, January 2016
- "Civil Litigation Rules and Case Law Update" (panelist), State Bar of Arizona Convention, June 2015
- "2015 Civil Practice and Procedure Symposium," State Bar of Arizona, Seminar Chair and Panelist, April 2015

- "The Rules They Are A-Changin' (Again): 2015 Arizona Civil Rules Update," State Bar of Arizona, Panelist, January 2015

PROFESSIONAL AND COMMUNITY ACTIVITIES

- American Bar Association
- State Bar of Arizona: Civil Practice and Procedure Committee (Chair, 2011-2014; member, 2000-present); Ethical Rule 1.15 Task Force; Business Section
- Committee on Superior Court, Arizona Judicial Council (State Bar of Arizona Representative)
- Adjunct Professor, Civil Pretrial Practice, Sandra Day O'Connor College of Law, Arizona State University, 2018-2022
- Advisory Committee on Rules of Evidence, Arizona Supreme Court, 2012-2018
- Committee on Civil Justice Reform, Arizona Supreme Court, 2017
- Task Force on the Arizona Rules of Civil Procedure, Arizona Supreme Court: Co- Chair, 2014-2016
- Business Court Advisory Committee, Arizona Supreme Court, 2015
- Commercial Court Review Committee, Arizona Supreme Court, 2018
- Case Management and Trial Setting Task Force, Administrative Office of the Court, 2013
- Commercial Court Practices and Procedure Committee, Maricopa County Superior Court
- Civil Study Committee, Maricopa County Superior Court
- Coach, Veritas Preparatory Academy Mock Trial Team, 2020-2023
- Committee on Civil Rules of Procedure for Limited Jurisdiction Courts, Arizona Supreme Court, 2011-2012
- State Bar of Colorado
- Past President, Scottsdale Bar Association
- Member, Maricopa County Bar Association
- Thurgood Marshall Inn of Court

ADMISSIONS

- Arizona
- Colorado
- U.S. District Court, District of Arizona
- U.S. Court of Appeals, Ninth Circuit