

Ninth Circuit Invokes Lorenzo to Revive Scheme Liability Claims

Published in *The D&O Diary*

June 29, 2021

The article explores the Ninth Circuit's recent decision in *In re Alphabet, Inc. Securities Litigation*, 2021 WL 2448223 (9th Cir. 2021) ("*Alphabet II*"), which could give new life to securities fraud claims arising out of cybersecurity incidents. The decision may, however, ultimately be even more significant for public companies, practitioners, and courts, for the way in which it applied *Lorenzo v. Securities and Exchange Commission*, 139 S.Ct. 1094 (2019) ("*Lorenzo*") to revive the plaintiff's "tacked on" scheme liability claims.

[Ninth Circuit Invokes Lorenzo to Revive Scheme Liability Claims](#)

CONTACTS

For more information, contact your Katten attorney or any of the following attorneys.



Bruce G. Vanyo

+1.212.940.8787

bruce@katten.com



Jonathan Rotenberg

+1.212.940.6405

jonathan.rotenberg@katten.com

Attorney advertising. Published as a source of information only. The material contained herein is not to be construed as legal advice or opinion.

©2025 Katten Muchin Rosenman LLP.

All rights reserved. Katten refers to Katten Muchin Rosenman LLP and the affiliated partnership as explained at katten.com/disclaimer.