



PARTNER

Scott Ditfurth

He/Him

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☎ (951) 826-8209

📍 Riverside



Scott Ditfurth is a civil litigator with an emphasis on public entity defense litigation and real property-related disputes for both private and public clients. A partner in Best Best & Krieger LLP's Riverside office, his practice broadly encompasses all aspects and stages of litigation for clients in a variety of settings. Scott practices in both state and federal court. Specifically, Scott's litigation practice encompasses public entity defense, real property disputes, land use claims and writs, inverse condemnation, easement disputes, eminent domain, contract claims and construction claims.

Scott has worked with a number of public clients, including the cities of Arcadia, Goleta, Hillsborough, Lafayette, Ontario, Palm Springs, Pomona, Redlands, Santa Ana and San Buenaventura, the Riverside County Transportation Commission, the Western Municipal Water District, the San Geronio Pass Water Agency, the Western Riverside Council of Governments, the Western Riverside County Regional Wastewater Authority, the Western Riverside County Regional Conservation Authority and the Western Riverside Counsel of Governments.

At BB&K, Scott is a member of the firm's Executive Committee, and is involved with associate development and training. He is very active in local professional and community organizations, including the Riverside County Bar Association, Keep Riverside Clean and Beautiful, the Greater Riverside Chambers

CORE PRACTICES

- Business Litigation
- Eminent Domain
- Land Use, Planning & Zoning
- Municipal Law
- Police & Public Safety
- Public Agency Litigation
- Special Districts
- Transportation

of Commerce and the Mary S. Roberts Pet Adoption Center.

Scott is admitted to various Districts of the U.S. District Court in California and the U.S. Ninth Circuit Court of Appeals.

Notable Experience

- **Inverse Condemnation:** Successfully defend public entities against claims of inverse condemnation related to regulatory takings and physical takings claims.
- **Writs:** Experience and success in defending public entities regarding writs of mandate related to land use decisions, development decisions and code enforcement decisions.
- **Brown Act:** Experience and success in defending public entities in alleged violations of the Brown Act.
- **Real Property Litigation (Property Development):** Successfully represented interests of a developer in obtaining mineral rights judgment to develop property for commercial use.
- **Transient Occupancy:** Successful defense of public agency against class action lawsuit related to the use and implementation of transient occupancy taxes. Obtained summary judgment verdict.
- **Eminent Domain:** Represented public agencies in claim for property acquisition, resulting in a jury verdict that represented the appraisal amount set forth by the public agency.
- **Transportation:** Successfully defended lawsuits related to violations of Street & Highways Code and Tolling Services.
- **Construction Litigation:** Successfully represented a contractor at jury trial for breach of contract as a result of a developer's failure to provide payment for the construction of a multi-million dollar retail shopping center. Obtained a jury verdict of \$2.7 million, as well as successfully defended against the developer's cross-complaint for claims of construction defect. Both judgments were successfully upheld on appeal.

EDUCATION & ADMISSIONS

Education

Whittier Law School, J.D., magna cum laude

California State University, Fullerton, B.A.

Bar Admissions

California

Oregon

LANGUAGES

English

Accolades

- General Litigation Trailblazer, *The National Law Journal*, 2023
- *Southern California Super Lawyers Rising Stars*, Business Litigation, 2013-2015

Professional & Community Involvement

- Riverside County Bar Association
 - Keep Riverside Clean and Beautiful, member
 - Mary S. Roberts Pet Adoption Committee, member
 - Greater Riverside Chambers of Commerce, Executive Committee
 - Riverside Downtown Business Council
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Thought Leadership

Publications

- "Is Going Green Worth It? The Legal Complexities and Challenges to Building 'Green,'" *Climate Change Law & Policy Reporter*, Vol. 4, No. 2, June 2011
- "LEEDigation: The Legal Complexities and Challenges to Building 'Green,'" *Daily Journal*, Aug. 11, 2011

Presentations

- "Inverse Condemnation," 22nd Annual Conference Eminent Domain: The Basics & Beyond, March 5, 2020
- "Possession After RON," IRWA 2018 Education Seminar & Reception, International Right of Way California Chapter, Oct. 11, 2018
- "Inverse Condemnation — or Is It?" Appraisal Institute's 50th Annual Litigation Seminar, Nov. 9, 2017