Caroline E. Oks

Partner

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One Gateway Center
Newark, NJ 07102

Industries

Manufacturing

Consumable Goods

Industrials

Life Sciences

Mobility

Practice Areas

Litigation

Business & Commercial Litigation

Class Actions

Bar Memberships

New Jersey

Connecticut

New York

Washington, D.C.

Caroline handles a wide range of complex business and commercial litigation matters in both state and federal trial and appellate courts, as well as in the full range of alternative dispute resolution arenas. Her practice focuses on various aspects of general and complex commercial litigation, including factual investigation, discovery and strategy, briefing and motions practice, and appellate filings in connection with class action defense, common law fraud, breach of contract, business torts, and healthcare disputes. Representative clients include major insurance companies, building and construction product manufacturers, food and beverage manufacturers, multinational industrial companies, and a multistate natural resource company.

Areas of Focus

Consumer Class Action Defense

Caroline devotes the majority of her practice to representing companies in federal and state trial and appellate courts in defense of nationwide class action claims. She has significant experience defending class actions involving (i) various state consumer fraud and unfair and deceptive practices statutes, (ii) data breaches and security incidents; and (iii) privacy-related claims asserted under federal and state statutes, including the federal Wiretap Act, California Invasion of Privacy Act (CIPA), California Consumer Records Act (CRA), California Consumer Privacy Act (CCPA), Video Privacy Protection Act (VPPA), Fair and Accurate Credit Transaction Act of 2003 (FACTA), and Telephone Consumer Protection Act (TCPA).

Healthcare & ERISA Litigation

Caroline advises clients on issues in the ERISA, HIPAA, and emerging healthcare technology fields. She has represented a major ERISA benefits administrator and carrier for a number of years, handling matters of statewide and national importance and litigating a series of high-impact issues, including payor/provider reimbursement disputes, waiver of co-insurance/co-pay by medical providers, and "usual and customary" rates for reimbursement. Caroline also has experience functioning as outside general counsel for her healthcare industry clients, including payors, providers, and healthcare technology companies with particular attention to digital health and health innovation, counseling them in the full range of contractual matters, including review of vendor contracts and physician contracting arrangements, compliance, and corporate matters, as well as resolving pre-litigation disputes

Other Info About Caroline

Experience

Representative Cases:

Garcia v. Build.com, No. 3:22-cv-01985-DMS-KSC, Opinion Granting Motion to Dismiss (March 29, 2024)

Ferrari v. Vitamin Shoppe Indus. LLC, 70 F.4th 64 (1st Cir. June 9, 2023)

Ferrari, et al. v. Vitamin Shoppe, Inc., No. 17-10475-GAO, 2022 WL 974048 (D. Mass. March 31, 2022)

Eisenband v. PineBelt Automotive, Inc. d/b/a Pine Belt Nissan, No. 17-8549-FLW-LHG, 2020 WL 1486045 (D.N.J. Mar. 27, 2020)

Africare, Inc. v. Xerox Complete Document Solutions Maryland, LLC, __ F.3d__ (D.D.C. 2020)

Duke v. All American Ford, Inc., No. A-0795-15T3, 2018 WL 3596274 (N.J. Super. Ct. App. Div. July 27, 2018)

Stern v. Maibec Inc., No. 11-CV-3951(PGS)(TJB), 2018 WL 1586323 (D.N.J. Apr. 2, 2018)

Stern, et al. v. Maibec Inc., Civil Action No. 11-03951 (PGS), Opinion Denying Motion for Class Certification (D.N.J. March 27, 2017)

Walters v. Dream Cars Nat'l, LLC, 2016 N.J. Super. Unpub. LEXIS 498 (Law Div. Mar. 7, 2016)

Bohus v. Restaurant.com, Inc., 784 F.3d 918 (3d Cir. N.J. 2015)

Shelton v. Restaurant.com, 2014 U.S. Dist. LEXIS 93731 (D.N.J. July 10, 2014)

Education

Seton Hall University School of Law, J.D.

- Senior Notes Editor, *Seton Hall Legislative Journal*
- Vice President, Student Bar Association

University of Connecticut, B.A.

- Dean's List
- New England Scholar

Clerkships

Law clerk to the Honorable John C. Kennedy, J.A.D., Superior Court of New Jersey, Appellate Division, Newark, NJ, 2012-2013

Judicial intern to the Honorable John C. Kennedy, J.S.C., Superior Court of New Jersey, Civil Division, 2010

Courts

United States District Court for the District of New Jersey

United States District Court for the Eastern District of New York

United States District Court for the Southern District of New York

United States District Court for the District of Columbia

United States District Court for the District of Connecticut

United States Court of Appeals for the First Circuit

United States Court of Appeals for the Second Circuit

United States Court of Appeals for the Third Circuit

United States Court of Appeals for the District of Columbia Circuit

Supreme Court of the United States

Recognition

Recognized in *Best Lawyers*: Ones to Watch® in America, 2025 Edition: Commercial Litigation; Health Care Law

Included on the *New Jersey Super Lawyers Rising Stars* list, Business Litigation

Included on the *Benchmark Litigation* "40 & Under List," 2022, 2023, 2025, 2026

Exemplary Service Award, Seton Hall University School of Law 2025

Professional Affiliations

Seton Hall Law Alumni Council
President (2022-2024)

New Jersey State Bar Association
Class Actions Committee member
Women in the Profession Section Trustee (2015-2021)

New York State Bar Association

American Bar Association
Co-Chair, Class Action and Derivative Suits Committee
Young Lawyers Subcommittee Co-Chair (2017-2023)

Essex County Bar Association

New Jersey Women Lawyers Association

Association of the Federal Bar of New Jersey

John C. Lifland American Inn of Court
Barrister

Gibbons Law Alert blog (www.gibbonslawalert.com)
Editor

Civic Activities

Presentations

Speaker, "Class Actions Primer and Update," NJSBA, December 8, 2025.

Speaker, "Class Actions Primer and Update, "NJSBA, July 29, 2025.

Major Publications

District of New Jersey Rejects Alter Ego Theory of Liability in Data Breach Class Action

California Courts Continue to Cool on CIPA Allegations

New Jersey Appellate Division Confirms Parties May Review for Relevance Documents That Hit on ESI Search Terms

CIPA Litigation and the "Technological Capability" to Violate California's Privacy Laws

Fourth Circuit Rockets Certified Class Due to Lack of Article III Standing

ChatBot or Not: California Federal Courts Limit CIPA Applicability

New Jersey Supreme Court Confirms the Enforceability of Class Action Waivers

New Jersey Supreme Court Holds "Illusory Discounts" Do Not Support a Claim of Ascertainable Loss Under the Consumer Fraud Act

Appellate Division Holds Plaintiffs Can State a Claim Under New Jersey's CFA and TCCWNA Statutes Where an Advertised Discount Is Alleged to Be Illusory

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